

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR
AT CAMP COURT, ABBOTTABAD.

Service Appeal No.9402/2020

Date of Institution ... 17.08.2020
Date of Decision ... 19.04.2022

Muhammad Javed Sub Inspector No.H/188, Police Lines,
Haripur.

... (Appellant)

VERSUS

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

... (Respondents)

Muhammad Aslam Tanoli,
Advocate ... For appellant.

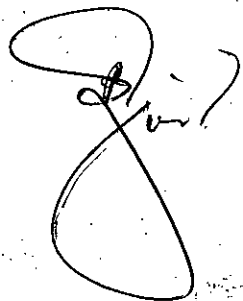
Kabir Ullah Khattak,
Additional Advocate General ... For respondents.

Salah-Ud-Din ... Member (J)
Rozina Rehman ... Member (J)

JUDGMENT

Rozina Rehman, Member(J): The appellant has invoked the
jurisdiction of this Tribunal through above titled appeal with the prayer
as copied below:

“On acceptance of instant service appeal, both
orders dated 05.06.2020 and 03.08.2020 of
respondents may graciously be set aside and
appellant be restored 03 years stopped increments
and the period he remained out of service be treated

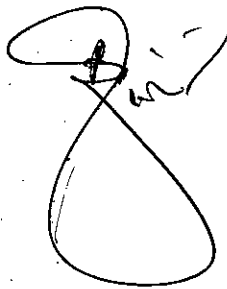


as on duty or at least leave of the kind due be granted with grant of all consequential service back benefits."

2. Brief facts of the case are that the appellant while posted as OI at Police Station Serai Saleh, Haripur was served with a charge sheet alongwith statement of allegations. He was charged for certain irregularities in the investigation of case FIR No.539 dated 12.08.2018. Mr. Syed Inayat Ali Shah SP Investigation Haripur was nominated as Inquiry Officer for the purpose of scrutinizing of conduct of accused officer with reference to the above allegations. The Inquiry Officer submitted his report and vide order dated 05.06.2020 of District Police Officer, Haripur he was awarded major punishment of dismissal from service. He filed departmental appeal and vide order dated 03.08.2020 of Regional Police Officer, Hazra Region, Abbottabad major penalty of dismissal from service was set aside and was converted into minor punishment of stoppage of three years increments with cumulative effect while the period he remained out of service was treated as leave without pay. Feeling aggrieved from the said order, instant service appeal was filed.

3. We have heard Muhammad Aslam Tanoli learned counsel for appellant and Kabir Ullah Khattak, learned Additional Advocate General for the respondents and have gone through the record and the proceedings of the case in minute particulars.

4. Muhammad Aslam Tanoli Advocate learned counsel for appellant in support of appeal contended with vehemence that the impugned orders dated 05.06.2020 and 03.08.2020 of the respondents are illegal, against law and facts as no proper

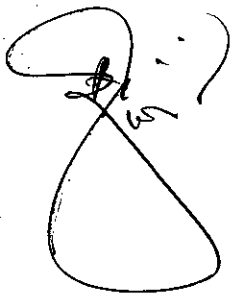


departmental inquiry was conducted. It was further argued that the appellant was not treated in accordance with law, rules and policy on the subject as the respondents acted in violation of Articles-4 & 25 of the Constitution of Islamic Republic of Pakistan, 1973. He contended that the appellant discharged his assigned duties with devotion, dedication and honesty and the allegations leveled against him were ambiguous in nature without any reason and justification. That in fact, the appellant never investigated the case, therefore, question of defective investigation does not arise which fact was also admitted by Regional Police Officer in his order passed on 03.08.2020. Learned counsel further submitted that accused Hanif was never interrogated by the appellant, therefore, question of preparation of pointation does not arise and the entire investigation in case FIR No.539 had been handed over to one Nazir Khan ASI/OI Investigation who carried out the same in accordance with law under the direct control and surveillance of SDPO and SHO Serai Saleh. The appellant himself was busy in case FIR No.347 dated 28.04.2020 registered at District Khaniwal, he, therefore, requested that the appellant being wrongly involved in the instant case was awarded with major penalty of dismissal from service without any reason and justification and that no opportunity of personal hearing was ever afforded to the appellant. His 34 years service in the Department was taken into consideration by the RPO who converted major punishment into minor punishment but the said order too, is against law and facts as his 34 years service was crushed with a single stroke of pen without paying any heed to his past service.

5. Conversely, learned A.A.G submitted that appellant Sub Inspector Muhammad Javed while posted as Officer Incharge

Investigation Police Station Serai Saleh, deliberately ignored important elements in the investigation of murder case. He failed to interrogate the accused and to effectuate recovery of weapon of offence and the motorcycle used in the offence. He was, therefore, issued charge sheet with statement of allegations and proper inquiry was conducted, where-after, he was called in Orderly Room and was heard in person. His non-professionalism and dishonesty proved through strong evidence, therefore, he was awarded major punishment of dismissal from service which was later on converted into minor punishment. Lastly, he submitted that the appellant did not follow the instructions of his senior, therefore, was awarded punishment under the existing rules.

6. From the record it is evident that FIR No.347 dated 28.04.2020 registered U/S 365 B PPC at Police Station Serai Saleh was marked to the appellant for the recovery of an abductee Mst. Robina Bibi and the arrest of accused Ghulam Hussain who was resident of Chak No.ER 124/7 Mian Channu, District Khaniwal. He filed an application for obtaining arrest warrant U/S 204 Cr.PC on 29.04.2020 which was duly allowed and a warrant of arrest was issued by the learned Judicial Magistrate. The appellant also submitted an application on 30.04.2020 for proceeding to District Khaniwal for recovery of abductee and arrest of accused. He also requested for two lady Constables and one IHC and one Constable which request was honored by the Superintendent of Police (Investigation). After compliance of all the necessary formalities, he reached the destination alongwith his team and reported in Police Station Talamba, Khaniwal on 01.05.2020 where he took one ASI Iftikhar Hussain and recovered abductee and arrested accused. He filed an application and produced



the abductee before the Judicial Magistrate Haripur for recording statement U/S 164 Cr.PC on 01.05.2020. The abductee was ordered to be sent to Darul-Aman and she was brought to the court on 02.05.2020. He then submitted an application for obtaining five days custody of the accused Gulam Hussain on 02.05.2020 but only one day custody was allowed and after interrogation of accused, appellant filed an application before the Magistrate on 03.05.2020 for recording his statement U/S 164/364 Cr.PC and on completion of proceedings accused was sent to jail on judicial remand by the court vide Jail Warrant dated 03.05.2020. From the record, it is evident that appellant remained engaged with case FIR No.347 dated 28.04.2020 and that too, on the directions of his seniors. On the other hand, investigation with regard to FIR No.539 dated 12.08.2018 was never marked to the appellant. The investigation in the said case was marked to one Nazir Khan ASI/OI Investigation who carried out the same in accordance with law under the direct control and surveillance of SDPO and SHO Serai Saleh. There is nothing on file which could show that the investigation with regard to FIR No. 539 had been marked to the appellant and that he deliberately ignored important elements in the investigation of a murder case. Order of the Regional Police Officer is available on file, wherein, it has been clearly mentioned that the appellant had not investigated the case rather ASI Nazir Khan was IO of the case. Nothing was brought on record in order to show nexus of the appellant with investigation of case FIR No.539. He had rendered 34 years service which was crushed with a single stroke of pen.

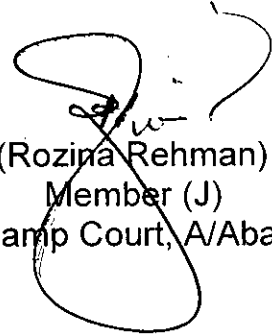
7. In this view of the mater, this appeal is accepted, impugned order of withholding of increments for three years is set aside and the

period he remained out of service be treated as on duty. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED.
19.04.2021



(Salah-Ud-Din)
Member (J)
Camp Court, A/Abad



(Rozina Rehman)
Member (J)
Camp Court, A/Abad

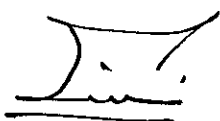
ORDER
19.04.2022

Appellant present through counsel.

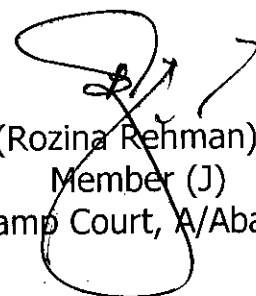
Kabir Ullah Khattak, learned Additional Advocate General for respondents present.

Vide our judgment of today of this Tribunal placed on file, this appeal is accepted, impugned order of withholding of increments for three years is set aside and the period he remained out of service be treated as on duty. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED.
19.04.2022



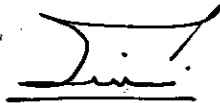
(Salah-Ud-Din)
Member (J)
Camp Court, A/Abad



(Rozina Rehman)
Member (J)
Camp Court, A/Abad

23.12.2021: Learned counsel for the appellant present. Mr. Iftikhar Ahmed, Head Constable along with Mr. Riaz Ahmad Painsdakhel, Assistant Advocate General for the respondents present.

Written reply/comments on behalf of respondents No. 1 to 3 submitted, which is placed on file and copy of the same is handed over to learned counsel for the appellant. Adjourned. To come up for rejoinder, if any, as well as arguments on 18.04.2022 before the D.B at Camp Court Abbottabad.

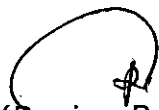


(Salah-Ud-Din)
Member (J)

Camp Court Abbottabad

18.04.2022: Learned counsel for the appellant present. Mr. Noor Zaman Khattak, District Attorney for the respondents present.

Learned counsel for the appellant requested for a short adjournment being not feeling well today. Adjourned. To come up for arguments on 19.04.2022 before the D.B at Camp Court Abbottabad.



(Rozina Rehman)
Member (J)
Camp Court Abbottabad


(Salah-ud-Din)
Member (J)

Camp Court Abbottabad

17.02.2021

Counsel for the appellant and Riaz Khan Painsdakhel learned Asst. AG alongwith Israr Shah Reader for respondents present.


Representative of respondents requested for time to submit reply/comments. Granted. To come up for reply/comments on 21.04.2021 before S.B at Camp Court, Abbottabad.


(Atiq-Ur-Rehman Wazir)
Member (E)
Camp Court, A/Abad

21-4-21

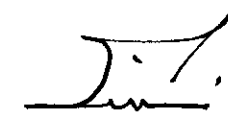
Due to covid 19, the case is adjourned

to 25-9-2021 For the same.


Reader.

22.09.2021

Mr. Muhammad Aslam Tanoli, Advocate, for the appellant present. Mr. Usman Ghani, District Attorney for the respondents present and requested for adjournment for submission of reply/comments. Last chance given with the directions to respondents to furnish reply/comments within 10 days. In case the respondents failed to submit reply/comments within stipulated time from today, they shall have to seek extension of time through written application citing sufficient reasons. Otherwise, their right for submission of reply/comments shall stand ceased. To come up for arguments before the D.B on 23.12.2021 at Camp Court Abbottabad.


(SALAH-UD-DIN)
MEMBER (JUDICIAL)
CAMP COURT ABBOTTABAD

20.11.2020

Mr. Mohammad Aslam Tanoli, Advocate, for appellant is present. The sum total of what has been agitated at the bar by the learned counsel representing the appellant is that, he was dismissed from service sans valid proof. He has rendered his duties whole heartedly leaving no room for any short coming or negligence. He made endeavors to conduct investigation, however, nothing was recovered from accused even then awarding him punishment is not right and justified.

The points so agitated at the bar need consideration. The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 17.02.2021 before S.B at Camp Court, Abbottabad.

Appellant Deposited
Security & Process Fee

(MUHAMMAD JAMAL KHAN)
MEMBER
CAMP COURT ABBOTTABAD

16.02.2021

Counsel for the appellant and Riaz Khan Pindiakhe learned Asst. AG along with Israr Shah Reader for respondents present.

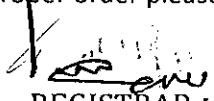

Representative of respondents submitted reply/comments, which in addition to copy of the same is handed over to learned counsel for the appellant to come up for rejoinder if any, by 21.02.2021 before Camp Court, Abbottabad.

(Atiq-ur-Rehman Wazir)
Member (E)
Camp Court, A/Abad

FORM OF ORDER SHEET

Court of _____

Case No. 9402 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	17/08/2020	<p>The appeal of Mr. Muhammad Javed presented today by Mr. Muhammad Aslam Tanoli Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR Muzaffargarh</p> <p>This case is entrusted to Touring S. Bench for preliminary hearing to be put up there on <u>20.11.2020</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-		

**BEFORE HONOURABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Appeal No.....*9402/2020*

Mohammad Javed Sub Inspector No. H/188, Police Lines
Haripur.

Appellant

VERSUS

1. Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. Regional Police Officer, Hazara Region, Abbottabad.
3. District Police Officer, Haripur.

Respondents

SERVICE APPEAL

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Through

Gen
Appellant

M. Aslam
(Mohammad Aslam Tanoli)
Advocate High Court
at Haripur

Dated: *17*-08-2020

/

**BEFORE HONOURABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Khyber Pakhtunkhwa
Service Tribunal

Appeal No.....9402/2020

Diary No. 8763

Dated 17.8.2020

Mohammad Javed Sub Inspector No. H/188, Police Lines
Haripur.

Appellant

VERSUS

1. Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. Regional Police Officer, Hazara Region, Abbottabad.
3. District Police Officer, Haripur.

Respondents

**SERVICE APPEAL UNDER SECTION-4 OF KPK SERVICE TRIBUNAL
ACT 1974 AGAINST THE ORDER DATED 05-06-2020 OF THE
DISTRICT POLICE OFFICER HARIPUR WHEREBY APPELLANT WAS
"DISMISSED FROM SERVICE" AND ORDER DATED 03-08-2020 VIDE
WHICH WHILE ACCEPTING HIS DEPARTMENTAL APPEAL THE
REGIONAL POLICE OFFICER HAZARA REGION ABBOTTABAD
CONVERTD PEALTY OF DISMISSAL INTO STOPPAGE OF 03 YEARS
INCREMENTS WITH COMULATIVE EFFECT AND THE PERIOD
APPELLANT REMAINED OUT OF SERVICE (FROM 05-06-2020 TO
03-08-2020) HAS BEEN TREATED AS LEAVE WITHOUT PAY.**

**PRAYER: ON ACCEPTANCE OF INSTANT SERVICE APPEAL BOTH
ORDERS DATED 05-06-2020 AND 03-08-2020 OF RESPONDENTS
MAY GRACIOUSLY BE SET ASIDE AND APPELLANT BE RESTORED 03
YEARS STOPPED INCREMENTS AND THE PERIOD HE REMAINED OUT
OF SERVICE BE TREATED AS ON DUTY OR AT LEAST LEAVE OF THE
KIND DUE BE GRANT WITH GRANT OF ALL CONSEQUENTIAL
SERVICE BACK BENEFITS.**

Filed to-day Respectfully Sheweth: _____

Registrar
17/8/20
That while appellant posted as Oll at Police Station Sarai
Saleh (Haripur) he was served upon with a Charge Sheet
which was duly replied on 11-05-2020 explaining all facts
and circumstances of the matter in detail and denying
the allegations incorporated therein being against the
facts, incorrect and baseless. **(Copies of Charge Sheet &
its reply are attached as Annex-"A & B")**.

Filed to-day

2. That in fact no such Investigation with regard to FIR No. 539 dated 12-08-2018 U/S-302/34 PPC Police Station Serai Saleh was ever marked or handed over to appellant. He has, therefore, never interrogated the accused Hanif s/o Zardad. Hence question of preparation of pointation by him does not arise. In such a situation when appellant had not investigated the case, the question of recovery of crime weapon and case property Motorcycle also does not arise. Investigation of the said case was handed over to one "Nazir Khan ASI/OI Invg" who carried out the same in accordance with OG-25 under the direct control, surveillance, guidance and instructions of SDPO and SHO Sarai Saleh and submitted his report.

3. That actually an FIR No. 347 dated 28-04-2020 u/s-365-B PPC PS Serai Saleh was marked to the appellant for the recovery of an abductee Mst. Robina Bibi and the arrest of accused Ghulam Hussain s/o Mohammad Ramzan r/o Chak No.ER-124/7 Mian Chunnu District Khanewal. **(Copy of FIR No.347 dated 28-04-2020 is as Annexure-"C")**.

4. That while Nazir ASI/IO carrying out the investigation of FIR No. 539 dated 12-08-2018, the appellant was extensively busy in FIR No. 347 dated 28-04-2020 u/s-365-B PPC at District Khanewal (Punjab), even then when he came to know about arrest of accused Hanif involved in case FIR No.539 dated 12-08-2018, from Punjab he telephonically directed Nazir ASI/IO to take the investigation in hand and do his job under strict directions/guidance of SDPO and SHO of PS, which fact finds mention in shape of my reply to the Charge Sheet.

5. That on 29-09-2020, the appellant properly filed an application for obtaining arrest warrant U/S-204 CrPC which was duly allowed and WARRANT OF ARREST were issued by the Honorable Judicial Magistrate Haripur. **(Copies of Application & Arrest Warrant both dated 29-04-2020 are attached as Annexure-"D &E").**

6. That on 30-04-2020, the appellant submitted application for proceeding to out district Khaniwal for recovery of abductee and arrest of accused. Appellant also requested for a team consisting of 02 (two) lady constables and one IHC & one Constable which was allowed by the Superintendent of Police (Investigation) Haripur. **(Copy of application is attached as Annexure-F").**

7. That on 01-05-2020 after having completed all the necessary formalities, the appellant reached his destination alongwith his team and reported in Police Satiation Talamba Khaniwal (Punjab) and took an ASI Iffikhar Hussain from there. Appellant recovered abductee, arrested accused and then returned to PS Serai Saleh Haripur. **(Copy of PS Record Management System Khanwal dated 01-05-2020 is attached as Annexure- "G").**

8. That on 01-05-2020, the appellant filed application and produced the abductee before the Judicial Magistrate Haripur for recording his statement under U/S-164 CrPC. However, the court ordered that abductee should be produced on 02-05-2020 for recording his said statement. Abductee was sent to Dar-ul-Aman for the purpose till

28-04-2020 u/s-365-B PPC, PS Sarai Saleh Haripur from 28-04-2020 to 03-05-2020. **(Copy of Jail Warrant dated 03-05-2020 is attached as "N")**.

13. That in the light aforementioned facts and circumstances of the matter, the appellant has wrongly been involved in the instant case and has been awarded with the major penalty without any reason, justification or mistake on the part of appellant.
14. That no proper departmental inquiry was conducted. No Show Cause Notice was issued to him. Copy of inquiry findings, if any, was never provided to him. Even opportunity of personal hearing was not afforded to the appellant. But the appellant was awarded the punishment of dismissal from service vide District Police Officer Haripur order dated 05-06-2020. **(Copy of order dated 05-06-2020 is attached as Annexure-"O")**.
15. That above order of the District Police Officer Haripur was appealed against on 16-06-2020 and while accepting appellant's departmental appeal, the appellate authority vide order dated 03-08-2020 set aside the penalty of dismissal from service and converted it into stoppage of 03 years increments with cumulative effect and the period appellant remained out of service treated as leave without pay. **(Copies of departmental appeal dated 16-06-20 and appellate order dated 03-08-2020 are attached as Annexure-"P & Q")**.

next day. **(Copy of Application/court order dated 01-05-2020 is attached as Annexure-"H")**.

9. That on 02-05-2020, the abductee was brought to the court of Judicial Magistrate Haripur for recording her statement under S-164 CrPC which was recorded and separately placed on record vide order dated 02-05-2020. After doing the needful the abductee was sent to Dar-ul-Aman. **(Copy of application and court order dated 02-05-2020 are attached as Annexure-"I & J")**.
10. That on 02-05-2020, the appellant also submitted an application before the Judicial Magistrate Haripur for obtaining 05 days custody of the accused/abductor Ghulam Hussain for interrogation, but only 01 day custody was allowed vide order dated 02-05-2020. **(Copies of the application and court order dated 02-05-2020 are attached as Annexure "K & L")**.
11. That after having interrogated accused Ghulam Hussain, the appellant on 03-05-2020 filed an application before the Judicial Magistrate Haripur for recording his statement u/s-164/364 CrPC. which was recorded. **(Copy of application dated 03-05-2020/court order is attached as Annexure-"M")**.
12. That on completion of proceedings, the accused was to Jail on judicial remand by the Court vide jail warrant dated 03-05-2020. The appellant deposited the accused Ghulam Hussain in Jail on 03-05-2020. Therefore, appellant remained extensively engaged in case FIR No. 347 dated

16. Hence instant service appeal, inter alia, on the following amongst others:-

GROUND:

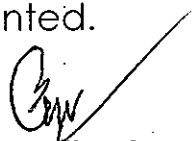

- a) That impugned orders dated 05-06-2020 and dated 03-08-2020 of the respondents are illegal, unlawful against the facts, departmental rules and regulations and principle of natural justice hence are liable to be set aside.
- b) That no proper departmental inquiry was conducted. No Show Cause Notice was given to appellant. Copy of inquiry report, if any, was never provided to appellant. Even opportunity of personal hearing was not afforded to the appellant rather he was condemned unheard.
- c) That respondents have not treated the appellant in accordance with law, departmental rules & regulations and policy on the subject and have acted in violation of Article-4 of constitution of Islamic Republic of Pakistan 1973 and unlawfully issued the impugned orders, which are unjust, unfair hence not sustainable in the eyes of law.
- d) That appellate authority has also failed to abide by the law and even did not take into consideration the grounds taken by appellant in the memo of appeal and has awarded stoppage of 03 years increments with cumulative effect. Thus act of respondent is contrary to the law as laid down in the KPK Police Rules 1934 read with section 24-A of General Clause Act 1897 and Article 10-A of Constitution of Islamic Republic of Pakistan 1973.

- e) That appellant has discharged his assigned duties with devotion, dedication and honesty. He left no stone unturned in discharge of his duties and responsibilities.
- f) That the allegations leveled against appellant in the charge sheet are of ambiguous nature, without any reason, reference, justification and based on surmises & conjectures which remained un-proved and unsubstantiated to this day. Nothing could be brought on record against appellant for which he has been awarded with the punishment.
- g) That appellant had never investigated the case therefore question of defective investigation does not arise against him, the allegations are against the facts, incorrect, false and based on surmises, conjecture and speculation, hence impugned orders are liable to be set aside.
- h) That the period for which appellant was kept out of service (from 05-06-2020 to 03-08-2020) has been treated as leave without pay by respondents. The appellant has rendered more than 34 years service in the department and there is sufficient leave balance at his credit and he could be granted leave of the kind due instead of leave without pay.
- i) That instant appeal is well within time and this honorable Service Tribunal has got every jurisdiction to entertain and adjudication upon the same.

PRAYER:

It is, therefore, humbly prayed that on acceptance of instant Service Appeal order dated 05-06-2020 and 03-08-2020 of the respondents may graciously be set aside and appellant be restored his 03 years stopped increments and the period he remained out service be treated as on duty or at least he be granted leave of the kind due instead of leave without pay with all consequential service back benefits. Any other relief which this Honorable Service Tribunal deems fit and proper in circumstances of the case may also be granted.

Through:


Appellant

(Mohammad Aslam Tanoli)
Advocate High Court
At Haripur

Dated 17-08-2020

VERIFICATION

It is verified that the contents of instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed thereof.

Dated 17-08-2020


Appellant

9

**BEFORE HONOURABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Mohammad Javed Sub Inspector No. H/188, Police Lines,
Haripur.

Appellant

VERSUS

1. Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. Regional Police Officer, Hazara Region, Abbottabad.
3. District Police Officer, Haripur.

Respondents

SERVICE APPEAL

CERTIFICATE

It is certified that no such Appeal on the subject has ever been filed in this Honorable Service Tribunal or any other court prior to instant one.


APPELLANT

Dated: 17-08-2020

10

**BEFORE HONOURABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Mohammad Javed Sub Inspector No. H/188, Police Lines,
Haripur.

Appellant

VERSUS

1. Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. Regional Police Officer, Hazara Region, Abbottabad.
3. District Police Officer, Haripur.

Respondents

SERVICE APPEAL

AFFIDAVIT:

I, Mohammad Javed appellant do hereby solemnly declare and affirm on oath that the contents of the instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been suppressed from this Honorable Service Tribunal.


Deponent/Appellant

Dated: 17-08-2020

Identified By:


Mohammad Aslam Tanoli
Advocate High Court
At Haripur




Appellant

11

Anwar - A

CHARGE SHEET

I, Syed Ashfaq Anwar, PSP, District Police Officer, Haripur as competent authority, hereby charge you SI Sardar Javed as enclosed statement of allegations.

- (1) You appear to be guilty of misconduct under Police Efficiency & Discipline Rules 1975 and have rendered yourself liable to all or any of the penalties specified in the said Rules.
- (2) You are, therefore, required to submit your written defense within 07 days of the receipt of this charge sheet and statement of allegation to the Committee/Enquiry Officer as the case may be.
- (3) Your written defense, if any, should reach the Enquiry Officer/Committee within the specified period, failing which it shall be presumed that you have no defense to put in and in that case ex-parte action shall follow against you.
- (4) Intimate whether you desire to be heard in person or otherwise.
- (5) A statement of allegations is enclosed.

Alsted
Cur

Syed Ashfaq Anwar, PSP
District Police Officer
Haripur

5/10/15
7/5/2020

12

DISCIPLINARY ACTION

I, Syed Ashfaq Anwar, PSP, District Police Officer, Haripur as competent authority of the opinion that you SI Sardar Javed have rendered yourself liable to be proceeded against as you committed the following acts/omissions within the meaning of Police Efficiency & Discipline Rules 1975.

STATEMENT OF ALLEGATION

"That you while posted as OII PS Sarai Salah, a PO Mr. Hanif s/o Haji Zardad r/o Langrhyal, a nominated accused in case vide FIR No 539 dated 12.08.2018 u/s 302/34 PPC PS Sarai Salah ~~144~~ arrested by a special team of city police from Rawalpindi. However, you committed the following irregularities in the investigating the case i.e;

- You failed to properly interrogate the accused.
- You didn't make pointation of the crime scene.
- You didn't recover the weapon of offence.
- You failed to recover the vehicle used in the offence.

Your this act is a severe violation of discipline, a seniors professional dishonesty and a shows that you are not following the law, gross misconduct in terms Police E&D Rules 1975" hence, charge sheeted".

(2) For the purpose of scrutinizing the conduct of the said accused officer with reference to the above allegations, an Enquiry Committee consisting of the following is constituted.

Mr. Syed Anayat Ali Shah, SP Investigation, Haripur

(3) The Enquiry Officer/Committee shall in accordance with the provision of this Ordinance, provide reasonable opportunity of hearing to the accused, record finding and make within 25 days of the receipt of this order, recommendation as to punishment or the appropriate action against the accused.

(4) The accused and a well conversant representative of departmental shall in the proceedings on the date, time and place fixed by the Enquiry Officer/Committee.

Syed Ashfaq Anwar, PSP
District Police Officer
Haripur

No: 168-69 /PA dated Haripur the 06 /05/2020.
Copy of above is submitted to the: -

- 1) Enquiry Officer for initiating proceedings against the said accused under Police Efficiency & Discipline Rules 1975.
- 2) SI Sardar Javed with the direction to submit his defense within 7 days of the receipt of this statement of allegations and also to appear before the Enquiry Officer on the date, time and place fixed for the purpose of departmental proceedings.

Syed Ashfaq Anwar, PSP
District Police Officer
Haripur

جناح ۱ بحوالہ چارج سپر ۲ نمبر کا PA 69-68 حورہ 65/2020 بجارج
 جناب ڈی ایچ ایس آر ایفٹ صدر عدالت صفحہ 8/12 جیم
 302 = عطاء سرائے کے ذریعہ مفروضہ حورہ

34

۵/20 اگر مسلم خفیہ عدلہ زور دار کا شمار گاہ بارہ میں آن وقت علم سے
 جین میں بحوالہ عدلیہ عدلیہ 347 حیم 365B کا تصدیقہ دیکھیں جس
 اجازت انراں بالا عدلیہ عدلیہ خانہ عدلیہ میں مفروضہ تھا۔ جس مسلم خفیہ
 کا صفحہ جیم 302 = عطاء سرائے میں حورہ عدلیہ حاصلہ تصدیق
 کر نیکی حورہ (نمبر خانہ ایڈیٹ کریڈٹ کا تھا)

نمبر 3 جناب عدلیہ تصدیقہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ
 تصدیقہ کا۔ جس بارہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ

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46 بحوالہ 25/06 عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ
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نمبر 5 من ایگن عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ عدلیہ
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۶۰ ملہم حریف کی حرمت کا آخر کا سبب تیر خاں زیہ کا قصہ (تصنیف) ہے
 ۷۰ ملہم کی حرمت در ذرا لیسوی امور حالات جناب ملہم (C10)
 ۸۰ ملہم کا عظام اور من آنہ در ذرا لیسوی امور - جو صاحب
 ۹۰ ملہم کی رائے اور حرمت کی روٹی صا تیر خاں زیہ کے قصہ
 ۱۰۰ ملہم کو تیر سے حرمت کے لیے تیسری حالت کی حرمت
 ۱۱۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۱۲۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت

۱۳۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۱۴۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۱۵۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۱۶۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۱۷۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۱۸۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۱۹۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت
 ۲۰۰ ملہم کا جو در ذرا لیسوی امور تیر سے حرمت کی حرمت

۱۱

Attested
 [Signature]

مستند
28/09/2020

مذاہبہ کا اویسہ اور برافیت نسل اپنے میں خلیا خلیا کر کے صرف 500 عام
کھاتہ سے اسی طرح دریافت حالات واقعات کو لکھ کر مندرجہ بالا حقیقت
دلچسپ و دلکش رقم میں فریڈ ER جہاں جانسوال پر دست برداری کی
کہ اسکی ہوسعدانہ ہوسیدہ بھی کو فتنہ مطلق شادی و بیاہاری کی طرف سے
انجام دے کے گیا ہے اور جو ہم 365B پر مبنی جانی ہے کیفیت معائنات
میں راجد نما احمد اور سونیل منسٹر کے 365B پر مبنی دست برداری کی
یہ ہم سے دریافت ہوئے ہیں اور اسکی سبب سے وہ شادی پر ہی سہا کر کے
کھانے کے لیے بھی کارروائی کی جائے اور ہمیں اسکی سبب سے
میں سے ہر بار اسے ہر وقت سے ہر وقت سے ہر وقت سے ہر وقت سے
میں سے ہر بار اسے ہر وقت سے ہر وقت سے ہر وقت سے ہر وقت سے

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Handwritten signature
28/09/2020

اطلاع کے لیے اطلاع دینے کا دستخط ہوگا یا اس کی مہر یا نشان لگایا جائے گا۔ اور آخر تحریر کنندہ ابتدائی اطلاع کا دستخط بطور تصدیق ہوگا۔ حروف الف یا ب سرخ روشنی سے بالعمام
ایک لازم یا شہر علی الترتیب واسطے باشندگان علاقہ غیر یا وسط ایشیا یا افغانستان جہاں موزوں ہوں، لکھنا چاہئے۔

D. Amad - 16

مقام سربراہ

مبلغ 347 روپے 20/4 28 رقم 365B

پانچ روپے 124/7 ER

مبلغ 204 روپے 29/4/2020

29 April 2020

Accepted

29 April 2020

Accepted

وارنٹ زیر دفعہ 204 ض. ف

بعدالت جناب آئی/آئی (MCD) ہری پور۔

سرکار بنام: محمد حسین زور محمد مصان مسکن حیدر 124 ER میان پتوں
ضلع خانیوال

حوالہ مقدمہ علت 347 مورخہ $\frac{28}{20}$ 09 م 365-B تھانہ سرانے ضلع خانیوال ہری پور

SHO: تھانہ سرانے ضلع خانیوال ہری پور

مقدمہ عنوان بالا میں ملزم بالا بعد وقوعہ روپوش ہے۔ اپنی جائز گرفتاری سے گریز
کر رہا ہے۔

ملزم جب بھی جہاں کہیں دستیاب ہو، گرفتار کر کے پیش عدالت کیا جاوے۔

Muzaffargarh
Judicial Magistrate Court-II
Muzaffargarh

JAC/11 - D. MCD HR

29 April, 2020

Attested
CM

(درخواست حضور لیاقت
تعمیرات و تعمیرات)

سازمان
مستقل

مجموعه تعمیرات 347
25/4/2020
R.C. B.S.B
مستقل

تعمیرات و تعمیرات
تمام مقدمات
تعمیرات و تعمیرات

درخواست حضور لیاقت
تعمیرات و تعمیرات

تعمیرات و تعمیرات
تعمیرات و تعمیرات

تعمیرات و تعمیرات
تعمیرات و تعمیرات

30/4/2020
R.C. B.S.B

Accepted
M. J. ...
Superintendent of Police,
Investigation Kanpur.

Accepted
G.M.

پولیس اسٹیشن ریکارڈ منجمنٹ سسٹم

19 Annex - G

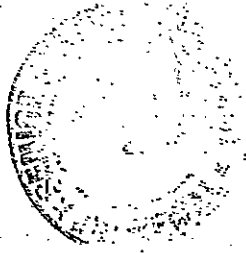


تاریخ و وقت	نام اطلاع	آڈیو رپورٹ نمبر / رجسٹر سلسلہ دار نمبر	پولیس اسٹیشن	ضلع
01-05-2020 10:10	محمد جاوید SI تھانہ سرائے صالح ہری پور انچارج شعبہ تفتیش فون نمبر 03120592250	2/4	تلمبہ	خانوال

نوعیت : آمد و روانگی

خلاصہ رپورٹ

اس وقت درج ہیکہ سن SI محمد ہمای مازمان رضوان اشرف HC، سعید عمران C/642، لیدی کنسٹیبلان ماریہ C/67، خیرہ بشیر LC/267 بسلسلہ تفتیش مقدمہ 347/20 مورخہ 28.4.20 جرم 365B ت پ تھانہ سرائے صالح ہری پور تلاش و پتہ براری تصدیق طوم برآمدی مٹویہ سہ ماہ روینہ و طوم غلام حسین ولد محمد رمضان سکٹہ چک نمبر 124/7ER حاضر آیا ہوں اور تھانہ سے بطور امداد ہمای انچارج حسین ASI تھانہ ہذا مرا لے گئے ہیں بعد فراغت روانہ جائے تعیناتی کا ہوں گا۔ بقلم SI



Accepted
CM

ضلع سرگودھا

قائم مقام
درخواست گزار نے قلمبندی بیان
نمبر دفعہ 164 پی پی

خواجہ حفیظ جلیق 347 در رقم 28/05/20 در رقم B-365 قائم مقام سرگودھا
مناخوہر جہانہ رو پتھر چابی زونم دفتر لوازم دفتر محمد زمان قوس اعوان سکس سرگودھا در

ضلع سرگودھا

مقام عنوان میں خواجہ حفیظ جلیق کو سزا کا خیزد FIR غلام حسین اول
محمد رفیقان سکس جلیق رقم 17/05/20 خواجہ حفیظ جلیق کا خیزد میں سے عدالت کے در آمد
کامیابی سے اپنے خیزد میں انہا بیان اور جو عدالت کے خیزد میں قلمبندی کروانا چاہتا ہے
خیزد میں اس کے حفاظت کے در آمد اور اس کے خیزد میں رقم 267 میں سے عدالت ہے

اس کے بعد خیزد میں قلمبندی بیان اور دفعہ 164 پی پی قلمبندی

فریادگار
Sd/- S. Savi Saleh.
01-05-2020

Mst. Robina produced for recording her statement by C.P. She is willing to go to Darul Aman; therefore, she be kept in Darul Aman and be produced before the court on 2/05/2020 subject to pre & post Med. exam.
Alex
4/5/20 Met

درخواست پر غلطی کا بیان
پر دفعہ 164 فی ص

صالح سرگودھا
ضلع بہاولپور

محکمہ عدالت سندھ 347 حصہ 28/20 جسیم 365B کے مطابق سرگودھا

نام مقبول ہے۔ روینہ زوجہ اختر نواز اختر عمر 16 سال 10 مہینے سرگودھا

ضلع بہاولپور عدالت میں مقبول ہونے پر عدالت نے حکم دیا ہے کہ

کامیاب عدالت MOD میں نہیں کی جیو حسب الجرم عدالت دارالترکمان

میں داخل کرنا تھا۔ امرنہ دارالترکمان میں عدالت نے حکم دیا ہے کہ

710 نظر کر چیں عدالت میں مقبول ہونے پر عدالت نے حکم دیا ہے کہ

حاصل مقبول کا بیان پر دفعہ 164 فی ص مقبول ہونے پر

Geni Saleh
PS - 91-01
24/5/20

Sir,
Forwarded
2/5/20 AM

Order
02.05.2020

Order separately placed on file.

Agreed
Cmr

Signature

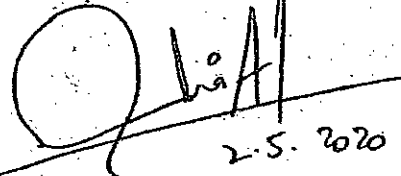
JFC-III / JM / MOD
Sadia Ali
Judge Family Court
HARIPUR
02/05/2020

22

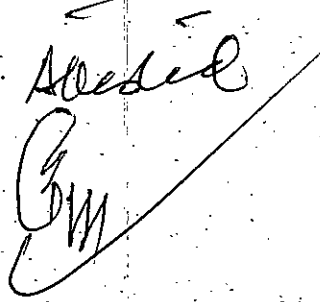
Amaan J

ORDER:-
02.05.2020

Mst. Rubina Bibi produced from Darul Amaan by IO and lady constable namely Qura tul ain for recording her statement under section 164 Cr.PC. Mst. Rubina Bibi recorded her statement under section 164 Cr.PC, placed on file. Lady was identified by her brother namely Ansar Khan. Lady be kept in Darul Amaan till further orders.


2.5.2020

Sadia Ali
Judge Family Court-III/JM/MOD,
Haripur



02/10

23
مجلس تحریک اسلامی

کتاب

صفحہ نمبر 347 سے صفحہ 365B تک
جلد نمبر 4/20
پاپر نمبر 124

مجلس تحریک اسلامی
کتاب نمبر 347
صفحہ نمبر 365B
جلد نمبر 4/20

مجلس تحریک اسلامی
کتاب نمبر 347
صفحہ نمبر 365B
جلد نمبر 4/20

سی۔ پی۔ سلیمن
2/5/2020

سی۔ پی۔ سلیمن
2/5/2020

Order
02.05.2020

Order separately placed on file.

Ali Shah
CM



Signature of Sadia Ali

Sadia Ali
Judge
02.05.2020

24

Amma 2

IN THE COURT OF SADIA ALI, JUDGE FAMILY COURT-III/JM/MOD,
HARIPUR

State Vs Ghulam Hasnain S/O Muhammad Ramzan Caste Kora R/O Chak No 124

ER Mian Channu, District Khanewal

FIR No 347 Dated 28.04.2020

Under Section (s) 365-B PPC

Police Station : Serai Saleh

Order
02.05.2020

Accused, named above, produced in custody by local police with an application for 05 days physical custody. As the offence with which the accused is charged need further investigation to ascertain the facts regarding the present case. Hence, in such circumstances, the request for police custody seems genuine and 01 day(s) police custody is granted subject to pre and post medical examination of the accused named above. The accused be produced on 03.05.2020 before the Judicial Magistrate/MOD concerned.

Copy of instant order be also sent to Honourable District and Sessions Judge, Haripur for information.

Sadia Ali
Judge Family Court-III/JM/MOD
Haripur

Alleged
EM

Accused Ghulam Hasnain
is physically and mentally
fit at time of examination.

02-45 pm
02/05/2020

Dr. Omer Khig
M.D. (D.H.Q. Hospital Haripur)
Senior Medical Officer
D.H.Q. Hospital Haripur
Reg. No. 22327

Accused Ghulam Hasnain
is physically & mentally fit at
time of exam.

02/05/2020
11:03 AM
Dr. Tahir Aziz Chughtai
Senior Medical Officer
D.H.Q. Hospital Haripur

02/05/2020

02/05/2020

فصل سوم از کتاب

قانون اساسی

در فاصله در وقت مجلس شورای اسلامی
از روز 164
3641

خواص خداداد عدالت 347 حرف 28/04 201 حرف 365-B قانون اساسی
بنابر: عدالت جنسی اولاد و در زمان خود که در روز 124 اینها در وقت خداداد

فصل صالح!

مجلس شورای اسلامی بالا در این مجلس که بالا که اینها در وقت مجلس
حاصل که با کار اینها و کسب که با اینها در مجلس که در وقت مجلس که با
است که در این مجلس که در وقت 18/04 201 حرف 365-B قانون اساسی
که با اینها در وقت مجلس که در وقت مجلس که در وقت مجلس که در وقت
خوشی خود در وقت مجلس که در وقت مجلس که در وقت مجلس که در وقت
عدالت که با اینها در وقت مجلس که در وقت مجلس که در وقت مجلس که در وقت

استدعا که در وقت مجلس که در وقت مجلس که در وقت مجلس که در وقت

Si - ps. Sari Saleh
03-05-2020

Under
03-05-2020

Order Separately placed on file

Ali Akbar
Cm

Q: A
JFC-III / JM / MOD
03-05-2020

زاردشت جیل سسٹم

جناب سید علی محمد علی صاحب فیصلہ کنورج، ڈی ایچ جی، ہری پور۔

نام: علی محمد علی صاحب فیصلہ کنورج، ڈی ایچ جی، ہری پور۔
ER 124/7

ال مختارہ قات 107/151 مورخہ 03-05-20

107/151 ضوہ، تھانہ سہریہ ضلع

ڈی ایچ جی، ہری پور

خواجہ بالا میں ملزم بالا کو جوڈیشل ریمانڈ پر جیل بھجوا یا جاتا ہے۔ حوالات

جیل میں رکھا جا کر مورخہ 16-05-20 کو پیش عدالت ہذا

(Signature)

MD/117

ہری پور۔

03-05-20

(Signature)



27

Annex - 0

ORDER.

It is to dispose of the charge sheet issued to SI Muhammad Javed No.11/188, who while posted as OI PS Sarai Salah deliberately ignored important elements in the investigation of a murder case registered vide FIR No. 539 dated 12.08.2018 u/s 302/34 PPC PS Sarai Salah. He was alleged that he failed to properly interrogate the accused, effectuate recovery of weapon of offence, the motorcycle used in the offence and pointation of the crime scene from the accused.

He was charge sheeted and SP Investigation, Haripur was directed to conduct a detail enquiry. SP Investigation after thorough enquiry submitted a report vide 48/PA dated 29.05.2020, in which the officer was held guilty of the charges and recommended for punishment.

Today the officer was heard in person in the OR. Enquiry report and the case file were perused in detail. The facts of the case are that on 12.08.2018 one Imraj s/o Taj Muhammad Khan r/o Langrial was killed due to old enmity. Khanwaiz Khan, Afsar Khan, Muhammad Yasir, Hanif Khan and Gul Faraz Khan were nominated as accuseds. Consequently, FIR No. 539 dated 12.08.2018 u/s 302/34 PPC was registered in PS Sarai Salah against them. Accused Khanwaiz was arrested on 07.08.2019, Afsar Khan on 04.02.2020 and Muhammad Yasir on 30.11.2019. They were Challenged to the court and they are still behind the bars as the court did not release them on bail.

Mother of the deceased Imraj s/o Taj Muhammad Khan, a decrepit old woman appeared before the undersigned and requested for security as the remaining accused Hanif Khan and Gul Faraz Khan, who were still at large were threatening her of dire consequences. She also showed her complete inconfidence in local police of PS Sarai Salah. Consequently the task of tracing the accuseds was assigned to a special team of Police Station City which successfully traced Hanif Khan and arrested him from Rawalpindi. He was brought and handed over to Investigation Staff for further legal proceedings SI/OI Muhammad Javed No.11/188, was clearly directed to ensure quality investigation being Officer Incharge by completing all legal formalities. However, the officer didn't bother and failed to interrogate the accused Hanif Khan about the crime. Similarly he failed to effectuate any recovery of weapon of offence and the motor cycle used in the crime. More blatantly he has failed to make pointation of the crime scene from the accused despite getting his two days physical remand. The accused was thus sent on judicial remand to jail without establishment of his linkage with this murder case. The officer malafidely and with ulterior motives destroyed a very important case of heinous crime of murder which is a serious misconduct. The ignobility and professional dishonesty is floating on the surface of his whole conduct which has not only caused a serious miscarriage of justice but also brought a bad name for Police department. He tried to avoid responsibility and left for another town for investigation of an insignificant case. He being Officer Incharge of Investigation was thus fully responsible for this serious lapse in investigation. Therefore, I, Syed Ashfaq Anwar (PSP), District Police Officer, Haripur being competent authority under the Khyber Pakhtunkhwa, Police Efficiency and Discipline Rule 1975, am fully satisfied that SI Sardar Javed, committed gross misconduct. Therefore, he is awarded major punishment of "DISMISSAL FROM SERVICE" with immediate effect.

Order announced.

Order Book No. 438
Dated 05-06-2020

Accepted
Cms

[Signature]
Syed Ashfaq Anwar, PSP
District Police Officer,
Haripur

**BEFORE HONOURABLE REGIONAL POLICE OFFICER,
HAZARA REGION, ABBOTTABAD.**

Appeal by Mehamand Javed Ex-Sub Inspector
P.S. Serai Saleh, District Haripur

DEPARTMENTAL APPEAL AGAINST ORDER OB NO. 438 DATED 05-06-2020 OF THE DISTRICT POLICE OFFICER HARIPUR WHEREBY APPELLANT HAS BEEN AWARDED WITH MINOR PENALTY OF "DISMISSAL FROM SERVICE".

PRAYER: ON ACCEPTANCE OF INSTANT DEPARTMENTAL APPEAL IMPUGNED ORDER DATED 05-06-2020 MAY KINDLY BE SET ASIDE AND APPELLANT BE RE-INSTATED IN SERVICE FROM THE DATE OF DISMISAL WITH ALL CONSEQUENTIAL SERVICE BACK BENEFITS.

Respected Sir,

With humble submission the following few lines are laid down before your Highness for kind consideration and favorable order please:-

1. That while appellant posted as Oll Police Station Sera-e-Saleh (Haripur) was served upon with a Charge Sheet with the following allegations that"

"while your posted as Oll PS Sarai Saleh, a PO Mr. Hanif s/o Haji Zardad r/o Langrhyal, a nominated accusd in case vide FIR No.539 dated 12-08-2028 u/s-302/34 PPC PS Sarai Saleh was arrested by a special team of city police from Rawalpindi. However you committed the following irregularities in the investigating the case i.e:

- You failed to properly interrogate the accused.
- You didn't make pointation of the crime scene.
- You didn't recover the weapon of offence.
- You failed to recover the vehicle used in the offence.

Your this act is a severe violation of discipline, a seniors professional dishonesty and a shows that you are not following the law, gross misconduct in terms Police E & D Rules 1975, hence charge sheeted".

2. That the aforementioned Charge Sheet was duly replied on 11-05-2020 explaining all facts and circumstances of the matter in detail and denying the allegations incorporated therein against the appellant be

C. Alizada

incorrect and baseless. **(Copies of Charge Sheet & its reply are attached as "A & B")**.

3. That in fact no such Investigation with regard to FIR No. 539 dated 12-08-2018 u/s-302/34 PPC PS Serai Saleh was ever marked or handed over to appellant. He has, therefore, not interrogated the accused Hanif s/o Zardad. Hence question of preparation of pointation by him does not arise. In such a situation when the appellant did not investigate the case the question of recovery of crime weapon and vehicles used in offence by appellant also does not relates to him. Investigation of the said case was handed over to one "Nazir Khan ASI/OI Inv" who carried out the same in accordance with CC-25 under the direct control, surveillance, guidance and instructions of SDPO and SHO Sarai Saleh Bashir Khan and submitted his report. The matter could be explained better by them. While Nazir ASI/OI investigating FIR 539 dated 12-08-2018, the appellant was extensively busy in FIR No. 347 dated 28-04-2020 at District Khaniwal, even then when he came to know about the arrest of accused Hanif, he directed Nazir ASI to take the investigation in hand and do his job under strict directions/guidance of SDPO and SHO of PS, which fact finds mention in shape of my reply to the Charge Sheet.

4. That actually an FIR No. 347 dated 28-04-2020 u/s-365-B PPC PS Serai Saleh was marked to the appellant for the recovery of an abductee Mst. Robina Bibi and the arrest of accused Ghulam Hussain s/o Mohammad Ramzan r/o Chak No.ER-124/7 Mian Chunnun District Khanewal. **(Copy of FIR is attached as "C")**.

Alleged
EW

5. That on 29-09-2020, the appellant properly filed an application for obtaining arrest warrant U/S-204 CrPC which was duly allowed and similarly required WARRANT OF ARREST were issued to him by the Honourable Judicial Magistrate Haripur. **(Copies of Application & Arrest Warrant dated 29-04-2020 are attached as "D &E")**.
6. That on 30-04-2020, the appellant properly submitted application for proceeding to out district Khaniwal for recovery of abductee and arrest of accused. Appellant also requested in his team for 02 lady constables and one IHC & one Constable which were also allowed by the Superintendent of Police (Investigation) Haripur. **(Copy of application is attached as "F")**.
7. That on 01-05-2020 after having completed all the necessary formalities, the appellant reached the destination alongwith his team and reported in Police Sation Talamba Khaniwal and also took one ASI Iftikhar Hussain from there. Appellant recovered abductee and arrested accused and returned to PS Serai Saleh Haripur. **(Copy of PS Record Management System Khanwal dated 01-05-2020 is attached as "F")**.
8. That on 01-05-2020, the appellant filed application and produced the abductee before the Judicial Magistrate Haripur for recording his statement under U/S-164 CrPC. However, the court ordered that abductee should be produced on 02-05-2020 for recording his said statement. Abducted was deposited in Dar-ul-Aman for the purpose till next day. **(Copy of Application and court order dated**

Alex Toel
CW

01-05-2020 on the same is attached as "F").

9. That on 02-05-2020, the abductee was brought to the court of Judicial Magistrate Haripur alongwith an application for recording his statement under S/164 CrPC which was separately recorded and placed on record vide order dated 02-05-2020. After doing the needful the abductee was again directed by the court to be deposited in Dar-ul-Aman which was done. **(Copy of application and court order dated 02-05-2020 is attached as "G & H").**
10. That on 02-05-2020, the appellant also submitted an application before the Judicial Magistrate Haripur for obtaining 05 days custody of the accused Ghulam Hussain abductor for interrogation, but only 01 day custody was allowed vide order dated 02-05-2020. He was produced before the doctor for medical examination. **(Copies of the application and court order dated 02-05-2020 are attached as "I & J").**
11. That after interrogation of the accused Ghulam Hussain, the appellant filed application on 03-05-2020 before the Judicial Magistrate Haripur and produced him for recording his statement u/s-164/364 CrPC. Accused statement was recorded on a separate sheet and placed on file. **(Copy of the application and court order on it is attached as "K").**
12. That on completion of proceedings, the accused was ordered for Jail on judicial remand by the Court vide jail warrant dated 03-05-2020. The appellant deposited the

Attest

CW

accused Ghulam Hussain in Jail on 03-05-2020. The appellant remained extensive engaged with case FIR N.347 dated 28-04-2020 u/s-365-B PPC PS Sarai Saleh Haripur from 28-04-2020 to 03-05-2020. **(Copy of Jail Warrant dated 03-05-2020 is attached as "L")**.

13. That in the light aforementioned facts and circumstances of the matter, the appellant has wrongly been involved in the instant case and has been awarded with the major penalty of "Dismissal from Service" without any reason, justification or mistake on the part of appellant rather on illegal, unlawful basis, against departmental rules and regulations and against the facts on whimsical, cursory, arbitrary and malafide grounds.
14. That no proper departmental inquiry was conducted to prove the allegations against the appellant and swift the grain from the chaff. No Show Cause Notice was issued to him. Copy of inquiry findings, if any, was never provided to him. Even opportunity of personal hearing was not afforded to the appellant. But the appellant has been awarded the punishment of "Dismissal from service" vide District Police Officer Haripur order dated 05-06-2020 without any reason and justification. **(Copy of order dated 05-06-2020 is attached as "M")**.
15. That appellant has rendered more **than 34 years service in the police department** and always performed his duties with devotion and honesty. For his tremendous services the appellant has been awarded with Commendation Certificates and Cash Rewards by the Police High-ups on different occasions. Appellant is a well

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Chauhan

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experienced, educated and a very senior qualified police officer. He has investigated thousands of cases of difference species which are on police record as a token of proof and as an example for the coming police officials. It is not only astonishing one rather very pethetic and sorrowful that the District Police Officer Haripur without any reason has crushed 34 years service of the appellatant with a single stoke of his pen without paying any heed to his past service and the appellatant has been rendered without job to suffer starvation alongwith his entire family just to satisfy his whim and caprice.

16. That if the appellatant is afforded with the opportunity of personal hearing he will really prove him as innocent by adducing credible facts of the matter.

Sir, in view of the facts and circumstances narrated here above, it is earnestly prayed that impugned order dated 05-06-2020 of the District Police Officer Haripur may kindly be sat aside and the appellatant be re-instated in his service from the date of his dismissal with all consequential service back benefits. Thanking you sir in anticipation.

Your obedient Servant

(Mohammad Javed).

S/O Qalandar Khan

Ex-Sub Inspector No.H/188

Police Station Sarai Seleh
Haripur

Village: Janglan, PS Saddar

Tehsil & District: Mansehra

Cell No. 0344-9521968

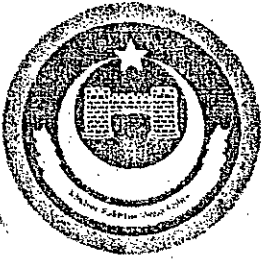
0312-0592250

Dated: 16-06-2020

Agreed
[Signature]

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Annex - "A"



OFFICE OF THE REGIONAL POLICE OFFICER
HAZARA REGION, ABBOTTABAD

☎ 0992-9310021-22

☎ 0992-9310023

✉ r.pohazara@gmail.com

☎ 0345-9560687

NO: 18288 /PA DATED 03/8 /2020


ORDER

This order will dispose off departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rules, 1975 submitted by Ex.SI Muhammad Javed No.H/188 of District Haripur against the order of punishment i.e. *Dismissal from service* awarded by District Police Officer, Haripur vide OB No.438 dated 05.06.2020.

Brief facts leading to the punishment are that the appellant while posted as OII PS Sarai Salah deliberately ignored important elements in the investigation of a murder case registered vide FIR No. 539 dated 12.08.2018 u/s 302/34 PPC PS Sarai Salah. It was alleged that he failed to properly interrogate the accused, affect recovery of weapon of offence, the motorcycle used in the offence and pointation of the crime scene from the accused.

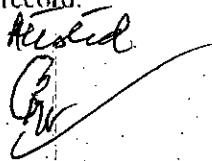
The appellant was issued charge sheet alongwith summary of allegations and SP Investigation, Haripur was deputed to conduct departmental enquiry. During the course of enquiry the allegations leveled against the appellant were proved and EO recommended him for minor punishment. He was heard in person, however he failed to advance any cogent reason in his defence. Consequently, DPO Haripur awarded him major punishment of dismissal from service.

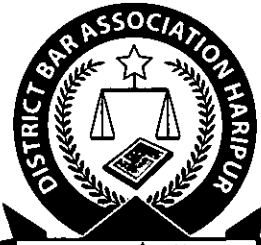
After receiving his appeal, comments of DPO Haripur were sought and examined/perused. The undersigned called the appellant in OR, heard him in person and examined the available record. It is a fact that the appellant did not investigate the case rather ASI Nazir Khan was IO of the case, nevertheless he could not escape from responsibility of supervision being OII. However, keeping in view his prolong service and recommendation of EO, I take lenient view and in exercise of the powers conferred upon the undersigned under Rule 11-4 (c) of Khyber Pakhtunkhwa Police Rules, 1975 major punishment of dismissal from service is set aside and *converted into minor punishment of stoppage of 03 years increments with cumulative effect* with immediate effect. The period during which the appellant remained out of service may be treated as leave without pay.


Qazi Jamil ur Rehman (PSP)
REGIONAL POLICE OFFICER
HAZARA REGION, ABBOTTABAD

No. 18289 /PA, dated Abbottabad the 03/8 /2020.
CC:

The District Police Officer, Haripur for information and necessary action with reference to his office Memo No 3292 dated 26-06-2020. Service Roll and Fuji Missal containing enquiry file of the appellant is returned herewith for record.





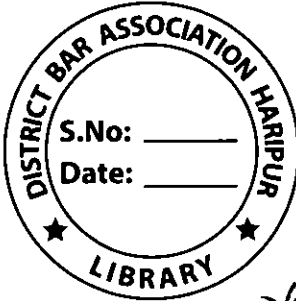
DBA No: 221
 BC No:

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 Name of Advocate: محمد اسحاق

S.No: 71673

وکالت نامہ



بعدالت: جسٹس جعفر علی
 عنوان: نہر خانہ
 منجانب: اسحاق
 نوعیت مقدمہ: سرکاری

باعتبار آئندہ: محمد اسحاق
 مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی برائے پیشی یا تصنیف مقدمہ بمقام جسٹس جعفر علی کے لیے

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بروقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ کچہری کے علاوہ کسی اور جگہ ساعت ہونے پر یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختانہ کے واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داختم صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجرائے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور اور کسی حکم یا ڈگری کرانے اور ہر قسم کارروپی وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس کے تاشی و راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے بیر و نجات از کچہری صدر اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم استنای یا قرضتی یا گرفتاری قبل از گرفتاری و اجرائے ڈگری بھی صاحب موصوف کو بشرط ادا سنگ علیحدہ مختانہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے کسی جزوی کارروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے یا اپنے پہرہ مقرر کریں اور ایسے وکیل کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جانہ التوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میری طرف سے کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

Asad M. Adnan

لہذا وکالت نامہ لکھ دیا ہے کہ سند ہے۔

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔ مورخہ: 2020 / 08 / 17
 دن / ماہ / سال

Asad M. Adnan

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

SERVICE APPEAL No.9402/2020

Muhammad Javed Sub Inspector No. H/188, Police Lines Haripur.

..... (Appellant)

VERSUS

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

..... (Respondents)

Subject: Parawise comments on behalf of respondents No.1, 2 & 3.

Respectfully Sheweth.

PRELIMINARY OBJECTIONS:-

1. That the instant Service Appeal is not maintainable in the present form.
2. That the appellant is estopped by his own conduct.
3. That the appellant has not come to the Honorable Tribunal with clean hands.
4. That the appellant has suppressed material facts from the Honorable Tribunal.
5. That the instant Service Appeal is bad for mis-joinder and non-joinder of necessary parties.
6. That the instant Service Appeal is badly barred by law and limitation.
7. That the appellant has filed the instant service appeal just to pressurize the respondents.
8. That the order passed by the authorities are based on facts & rules, after fulfilling all the codal formalities, hence, the appeal is liable to be dismissed without any further proceeding.
9. That the instant appeal is not maintainable.

OBJECTIONS ON FACTS:-

1. In reply to this para, it is submitted that the appellant SI Muhammad Javed No H/188 while posted as officer In charge Investigation Police Station Sarai Saleh, deliberately ignored important elements in the investigation of murder case vide FIR No. 539 dated 08.02.2018 u/s 302/34 PPC Police Station Sarai Saleh. The appellant failed to properly interrogate the accused effectuate recovery of weapon of offence, the motorcycle used in the offence and pointation of crime scene from the accused. The acts and omissions of the appellate were misconduct under Khyber Pakhtunkhwa, Police Efficiency and Discipline Rules 1975. Therefore the appellant was issued charge sheet with statement of allegations vide this office Endst No. 168-69/PA dated 06.05.2020. (Copy of charge sheet and statement of allegations is attached as annexure "A"). Mr. Syed Anayat Ali Shah, SP Investigation Haripur was appointed as enquiry officer. He conducted proper departmental enquiry and submitted his finding vide his office Memo No. 48/PA, dated 29.05.2020, the enquiry officer held the charges proved. (Copy of inquiry finding report is attached as annexure "B"). The appellant was called in orderly

room and he was heard in person. The appellant could not give any plausible defense. The non professionalism and dishonesty on behalf of appellant was proved through strong evidence, hence, being guilty of gross misconduct, the appellant was awarded major punishment of dismissal from service vide OB No. 438 dated 05.06.2020. (Copy of order is attached as annexure "C"). The appellant filed departmental appeal against the punishment to appellate authority and the major punishment was converted in minor punishment of stoppage of 03 years increments with cumulative effect. (Copy of order is attached as annexure "D"). The order of punishment is quite legal and maintainable.

2. Incorrect, the appellant was officer incharge investigation he was responsible for the proper investigation of the case. The mother of deceased Imran s/o Taj Muhammad Khan an old woman appeared before the then District Police Officer, Haripur and complained against the absconding accused Haneef Khan and Gulfaraz Khan for dire consequences and life threats, she posed her complete non-confidence in local police of Police Station Sarai Saleh. Consequently, the task of tracing the accused was assigned to a special team of Police Station City, which successfully traced accused Haneef from Rawalpindi. He was arrested and handed over to investigation staff of Police Station Sarai Saleh for further legal proceedings. The appellant was clearly directed to ensure quality investigation being incharge of investigation. However, the appellant did not bother and failed to interrogate the accused Haneef khan about the crime he also failed to effectuate any recovery of weapon of offence and the motorcycle used in the crime. Moreover, he also failed to make pointation of the crime scene from the accused despite getting his 02 days physical remand. The accused was sent on judicial remand to jail without establishment of his linkage with the murder case. The appellant did these illegalities / irregularities with dishonesty and with malafidy. Therefore, he was proceeded departmentally on the charges of gross misconduct.
3. Incorrect, the appellant is generating concocted stories to absolve himself from liability. He was officer incharge of investigation and he was given directions by the by the then District Police Officer, Haripur to investigate the case properly. However, the appellant did not take any interest in the investigation of the case and committed so many discrepancies in the investigation, and thereby committed grave miscarriage of justice to the complainant party.
4. Incorrect, the appellant is using deceptive tactics to absolve himself from liability. His attitude corroborates that he did not follow the instructions of senior. He did not discharge his lawful duties, hence, he was awarded quit legal punishment under the existing rules.
5. Pertain to record. The appellant is suppressing the relevant facts and adducing false defenses. The facts in issues were probed in departmental enquiry and appellant was held guilty.
6. Incorrect, the appellant failed to prove his innocence in the departmental inquiry. The allegations were proved through evidence and he was held guilty of misconduct. The appellant wants to draw the attention to other sides with ulterior motives for wrongful gains.
7. Incorrect, the appellant did not investigate the case fairly, professionally and transparently. He failed to discharge his lawful duties in investigating FIR No. 539 dated 08.02.2018 u/s 302/34 PPC Police Station Sarai Saleh. He was officer

incharge of investigation and he was duty bound to provide justice to the victim of the case.

8. In reply to this para, it is submitted that the appellant is so cunning that he refers the irrelevant matters in the instant service appeal. The appellant was proceeded departmentally on the charges of misconduct for not investigating fairly, professionally and transparently the case FIR No. 539 dated 08.02.2018 u/s 302/34 PPC Police Station Sarai Saleh.
9. Pertains to record. Facts have already explained in proceeding para.
10. In reply to this para, it is submitted that despite directions by the senior officer, the appellant did not pay any heed towards the investigation of case FIR No.539 dated 08.02.2018 u/s 302/34 PPC Police Station Sarai Saleh. The complainant party showed dissatisfaction with the investigation of case. The acts and omissions of the appellant were gross misconduct.
11. Pertains to record. The appellant was charge sheeted for poor investigation vide case FIR No. 539 dated 08.02.2018 u/s 302/34 PPC Police Station Sarai Saleh. He did not investigate this case fairly and professionally. His incompetence was proved in the departmental enquiry.
12. Incorrect, the appellant is adducing irrelevant plea in the instant service appeal. He was proceeded departmentally on charges of misconduct in FIR No. 539 dated 08.02.2018 u/s 302/34 PPC Police Station Sarai Saleh.
13. Incorrect, the appellant committed gross misconduct. Proper departmental inquiry was conducted, the appellant was given right of personal hearing and self defense. Having fulfilled legal requirements, he was awarded appropriate punishment under the rules.
14. Incorrect, proper departmental inquiry was conduct through SP Investigation Haripur. The appellant was dealt with in accordance with law. Being held guilty of misconduct, he was awarded appropriate punishment under the rules by the competent authorities.
15. Pertains to record. The order of punishment is quite legal in accordance with law and maintainable.
16. Incorrect, the instant service appeal is not maintainable on the following grounds.

GROUND:-


- A) Incorrect, the order of respondents dated 05.06.2020 and 03.08.2020, are quite legal, based on facts and justice, hence, the orders are lawful and maintainable.
- B) Incorrect, the inquiry officer collected and gathered the evidence which proved the guilt of appellant. Moreover, the appellant was given right of personal hearing and self defense in the departmental inquiry, but he failed to prove his innocence. Hence, all legal requirements were fulfilled while awarding punishment to the appellant.
- C) Incorrect, the appellant has been dealt in accordance with law. Proper departmental inquiry was conducted and appellant was awarded punishment on recommendation of inquiry officer which commensurate with proved charges.
- D) Incorrect, the appellant was dealt with in accordance with law by the appellate authority on his departmental appeal. The departmental appellate authority i.e. Regional Police Officer, Hazara Region, Abbottabad took lenient view and the major punishment of dismissal from service was converted into minor punishment

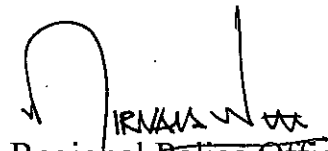
of stoppage of 03 years increments with cumulative effect and the period he remained out of service was treated as leave without pay.

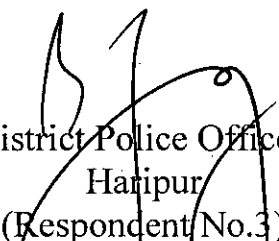
- E) Incorrect, the appellant failed to discharge his lawful duties. He did not investigate the case fairly, honestly and professional. His misconduct was proved through strong evidence during probe.
- F) Incorrect, the appellant was issued charge sheet with statement of allegations. There was no ambiguity in the charges of misconduct. The appellant failed to satisfy the competent authority regarding the charges. His misconduct was proved beyond any doubt.
- G) In reply to this para, it is submitted that it was the dishonesty and melafide of appellant. He admits in the instant para that the appellant did not investigate the case, which he admitted in fact. He failed to discharge his lawful duties. Therefore, he was awarded lawful punishment.
- H) Incorrect, the appellant committed gross misconduct. He was held guilty, so, he was awarded quite legal punishment. The order of punishment is lawful and maintainable under the rules.
- I) Incorrect, the instant service appeal is time barred and not maintainable under the law of limitation.

PRAYER:-

In view of above stated facts it is most humbly prayed that the instant service appeal does not hold any legal force, may kindly be dismissed with costs, please.


Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar
(Respondent No.1)


Regional Police Officer,
Hazara Region,
Abbottabad
(Respondent No.2)


District Police Officer,
Haripur
(Respondent No.3)

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

SERVICE APPEAL No.9402/2020

Muhammad Javed Sub Inspector No. H/188, Police Lines Haripur.

..... (Appellant)

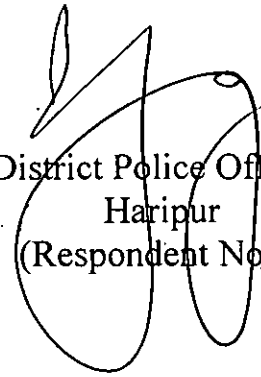
VERSUS

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

..... (Respondents)

COUNTER AFFIDAVIT

I, do hereby solemnly affirm and declare, that the contents of comments / reply, are true to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.


District Police Officer,
Haripur
(Respondent No.3)

CHARGE SHEET

I, Syed Ashfaq Anwar, PSP, District Police Officer, Haripur as competent authority, hereby charge you SI Sardar Javed as enclosed statement of allegations.

(1) You appear to be guilty of misconduct, under Police Efficiency & Discipline Rules 1975 and have rendered yourself liable to all or any of the penalties specified in the said Rules.

(2) You are, therefore, required to submit your written defense within 07 days of the receipt of this charge sheet and statement of allegation to the Committee/Enquiry Officer as the case may be.

(3) Your written defense, if any, should reach the Enquiry Officer/Committee within the specified period, failing which it shall be presumed that you have no defense to put in and in that case ex-parte action shall follow against you.

(4) Intimate whether you desire to be heard in person or otherwise
(5) A statement of allegations is enclosed.

Syed Ashfaq Anwar, PSP
District Police Officer
Haripur

Handwritten signature and notes in Urdu.

34/01/15
7/5/2020

Handwritten signature.

Large handwritten signature and notes in Urdu, including the name 'SI Sardar Javed' and the date '11/5/2020'.

DISCIPLINARY ACTION

I, Syed Ashfaq Anwar, PSP, District Police Officer, Haripur as competent authority of the opinion that you SI Sardar Javed have rendered yourself liable to be proceeded against as you committed the following acts/omissions within the meaning of Police Efficiency & Discipline Rules 1975.

STATEMENT OF ALLEGATION

"That you while posted as OI PS Sarai Salah, a PO Mr. Hanif s/o Haji Zardad r/o Langrhyal, a nominated accused in case vide FIR No 539 dated 12.08.2018 u/s 302/34 PPC PS Sarai Salah was arrested by a special team of city police from Rawalpindi. However, you committed the following irregularities in the investigating the case i.e:

- You failed to properly interrogate the accused.
- You didn't make pointation of the crime scene.
- You didn't recover the weapon of offence.
- You failed to recover the vehicle used in the offence.

Your this act is a severe violation of discipline, a seniors professional dishonesty and a shows that you are not following the law, gross misconduct in terms Police E&D Rules 1975" hence, charge sheeted".

(2) For the purpose of scrutinizing the conduct of the said accused officer with reference to the above allegations, an Enquiry Committee consisting of the following is constituted.

Mr. Syed Anayat Ali Shah, SP Investigation, Haripur

(3) The Enquiry Officer/Committee shall in accordance with the provision of this Ordinance, provide reasonable opportunity of hearing to the accused, record finding and make within 25 days of the receipt of this order, recommendation as to punishment for the appropriate action against the accused.

(4) The accused and a well conversant representative of departmental shall in the proceedings on the date, time and place fixed by the Enquiry Officer/Committee.

Syed Ashfaq Anwar, PSP
District Police Officer
Haripur

No: 168-69 /PA dated Haripur the 06/05/2020.

Copy of above is submitted to the: -

- 1) Enquiry Officer for initiating proceedings against the said accused under Police Efficiency & Discipline Rules 1975.
- 2) SI Sardar Javed with the direction to submit his defense within 7 days of the receipt of this statement of allegations and also to appear before the Enquiry Officer on the date, time and place fixed for the purpose of departmental proceedings.

Syed Ashfaq Anwar, PSP
District Police Officer
Haripur

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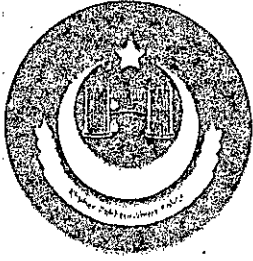
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**OFFICE OF THE
SUPERINTENDENT OF POLICE INVESTIGATION,
HARIPUR**

Phone # 0995-920033, Fax # 0995 -627069

email: ssp_inv_haripur@yahoo.com

No: 48PA / 1, dated: 29/05/2020

To: The District Police Office,
Haripur

Subject: **DEPARTMENTAL ENQUIRY AGAINST SI SARDAR JAVED
OII, PS SARAI SALEH**

Memo:

Kindly refer to your office Charge Sheet No. 168-69/PA, dated 06.05.2020, on the subject cited above.

It is submitted that on 06.5.2020, the undersigned was entrusted an enquiry against SI Sardar Javed, OII PS Sarai Saleh.

I. Statement of Allegation

"That while you posted as OII PS Sarai Saleh, a PO Hanif s/o Haji Zardad r/o Langrial, a nominated accused in case FIR No: 539 dated 12.08.2018 u/s 302/34 PPC PS Sarai Saleh arrested by a special team of city police station from Rawalpindi. However, you committed the following irregularities in the investigation of the case i.e.

- You failed to properly interrogate the case.
- You did not made the pointation of the crime scene.
- You did not recover the weapon of offence.
- You failed to recover the vehicle used in the offence.

Your this act is severe violation of discipline, a seniors professionals dishonesty and shows that you are not following the law, gross misconduct in terms of Police E&D Rules 1975, hence, charge sheeted"

II. Enquiry Proceedings

- On 06.05.2020, Charge Sheet along with summary of allegation against SI Sardar Javed was received from the office of the worthy District Police Officer, Haripur for departmental enquiry.

- On 11.05.2020, SI Sardar Javed submitted written reply of the charge sheet in the office of the undersigned. (Enclosed as Annex "A")
- After receiving reply of the charge sheet, on 14.05.2020 the undersigned summoned Mr. Iftikhar Khan, SDPO HQrs Haripur, SI Bashir Khan SHO PS Sarai Saleh, Inspector Zubair Shah OII PS Sarai Saleh, SI Sardar Javed and ASI Nazir, for enquiry proceedings.
- On 21.05.2020, SI Sardar Javed was given the opportunity of cross questioning on Mr. Iftikhar Khan SDPO HQrs and SI Bashir Khan SHO PS Sarai Saleh. Both officers answered the questions of SI Sardar Javed which were recorded and attached with enquiry. (Enclosed as Annex "B")
- Statements of all concerned were also recorded. Details are as under:-

a. Statement of SI Sadar Javed

On 18.05.2020, written statement of SI Sardar Javed was recorded, in which he narrated that he has already submitted reply of charge sheet which should be considered as his statement. (Enclosed as Annex "C")

b. Statement of Inspector Zubair Shah, IO PS Sarai Saleh

On 14.05.2020, written statement of Inspector Zubair Shah was recorded, in which he narrated that on 05.05.2020, he went to Rawalpindi regarding investigation of Case FIR No. 358 dated 01.05.2020 u/s 365-B PPC PS Sarai Saleh. On his return to police station, Mr. Iftikhar Khan SDPO HQrs, SI Bashir Khan SHO PS Sarai Saleh and ASI Nazir Khan were discussing the arrest of PO Hancef s/o Zardad in Case FIR No. 539 dated 12.08.2018 u/s 32/34 PPC PS Sarai Saleh. In that meeting all of the above mentioned officers decided to brought the situation in the notice of worthy District Police Officer Haripur and SP Investigation, Haripur. He also stated that he has no further information regarding investigation of this case. (Enclosed as Annex "D")

c. Statement of Sub-Inspector Bashir Khan, SHO PS Sarai Saleh

On 14.05.2020, SI Bashir Khan, SHO PS Sarai Saleh, in his written statement stated that on 02.05.2020, he was ordered by the worthy District Police Officer, Haripur to investigate the instant case purely on merit. After receiving this order SHO conveyed the same order to SI Sardar Javed and ASI Nazir in the presence of Moharrar staff. Investigation staff was also told that if they needed any help he would provide it. Nevertheless, investigation staff did not bother to bring any situation of the case in to his notice. However, ASI Nazir recovered case property and prepared sketch place of occurrence. ASI Nazeer

also told SI Bashir that he will obtain more police custody for the recovery of motorcycle and arrest of PO Gulfaraz. But ASI Nazir did not bother to attach recovery slip of case property (Pistol) and sketch place of occurrence with case file. SI Bashir Khan also narrated that SI Sardar Javed told him that accused is innocent. (Enclosed as Annex "E").

SI Sardar Javed was given the opportunity of cross questioning on SI Bashir Khan, SHO PS Sarai Saleh. Details of cross questions/answers are appended as Annex "F"

d. Statement of Mr. Iftikhar Khan, SDPO Headquarters Haripur


On 14.05.2020, Mr. Iftikhar Khan, SDPO HQrs in his written statement told that on 01.05.2020, he paid surprise visit to PS Sarai Saleh. Accused/PO Hanif s/o Zardad was locked-up in PS. After query Moharrar staff told him that the accused is involved in Case FIR No. 539 dated 12.08.2018 u/s 302/34 PPC PS Sarai Saleh. SDPO HQrs stated that he has summoned ASI Nazir and ordered him to investigate the case on merit and professionally because SI Sardar Javed went to Punjab for investigation of some other case. ASI Nazir was also directed to recover weapon of offence and case property motorcycle. Next day SI Sardar Javed OII PS Sarai Saleh returned back and told him that you are trying to fake recovery. PO Hanif was not on the place of occurrence at the time of murder.

On the same day after flag march with army authorities DSP HQrs Haripur again went to Sarai Saleh and asked SI Sardar Javed to meet him. During meeting SI Sardar Javed was asked again to conduct investigation of the case on merit but he said that Hanif was not present on the place of occurrence, so, he will not make fake recovery. At this point Muhammad Fareed Driver DSP HQrs told SI Sardar Javed that PO Hanif was present on the place of occurrence and shoot Sharak by fire arms. Nevertheless, SI Sardar Javed denied recovering case property and weapon of offence from the PO/accused Hanif. (Enclosed as Annex "G")

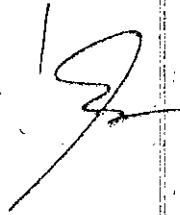
III. Findings and Recommendation

After having gone through the statements and perusal of the record I, came to conclusion that SI Sadar Javed OII PS Sarai Saleh did not investigate the case directly. He was investigating another case vide FIR No. 347 dated 18.04.2020 u/s 365-B PPC PS Sarai Saleh and went to province Punjab for investigation of the case, which was also confirmed by the DSP/HQrs and SHO Sarai Saleh in their written statements. It is pertinent to mention here that SI Sardar Javed is experienced police officer and served

33/34 years in police department. He remained SHO and OII in several police stations of the Hazara Region. As OII/Incharge investigation it was his duty to guide/help ASI Nazir during the course of investigation. But he deliberately kept himself out of the interrogation process, which is proof of his incompetency. Hence, he is recommended for "Minor Punishment" under Police E&D Rules 1975 (Amendments -2014)

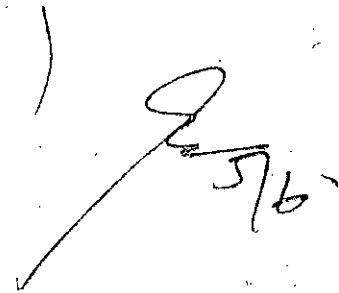

Superintendent of Police,
Investigation, Haripur

PA.
OR



Handled in person.

Dismissed from service


5/6

محکمہ انٹو اثری برخلاف آئی سرحد چاؤید

کمیٹی	تخلیہ احکام	تاریخ	نمبر
	امروز چارج شیٹ مع شیٹنگ آف ایلیکشن نمبری 69-168 مورخہ 06-05-2020 فجر یہ صبا DPD ماہی ہی پور بسلسلہ محکمہ انٹو اثری برخلاف آئی سرحد چاؤید موصول ہو کر اڈانس مرتب کیا جاتا ہے۔	06-05-2020	1
	امروز موصول چارج شیٹ مع ایلیکشن الزام علیہ آئی سرحد چاؤید پر صبا ہا پور تقسیم ہو کر اندر 7 یوم جواب داخل کر کے ہیڈ آف آئی سرحد چارج شیٹ میں یہی ہیڈ آف جمع ہے جبکہ جواب کا انتظار ہے۔ جواب موصول ہوئے پر فریڈ کامروائی عمل میں لائی جائے گی۔	07-05-2020	2
	امروز آئی سرحد چاؤید نے چارج شیٹ کا تحریری جواب جو کہ 19 صفحات پر مشتمل ہے لہذا رپورٹس کیا جو شامل انٹو اثری مائل کیا جاتا ہے۔ فریڈ کامروائی کی جائے گی۔	11-05-2020	3
	دفتر انٹو اثری آئی سرحد چاؤید سے ٹیلی فون آئی سرحد چاؤید سے دو ایو براؤن 14/20 کو بسلسلہ انٹو اثری متعلقہ پولیس افسران، الزام علیہ ماہان پولیس ملحدین کو اطلاع یابی کا بندوبست کیا جاتا ہے۔	12-05-2020	4
	امروز برادر علیہ سرکاری ٹیلی فون نمبر 920033 سے DSP ہید کوارٹر اقتدار خان کو اطلاع برادر ٹائب ریڈر مشیر LHC ٹیلی فون نمبر 920102 SHO 6 سرانہ صبا ہا پور خان کو اطلاع ضرور عیاسی تھانہ سرانہ صبا ہا پور نمبر 319268، اسپیکر ڈیپٹی شاہ تھانہ سرانہ صبا ہا پور کو ویٹیل نمبر 561908-0346، آئی سرحد چاؤید کو ڈاؤن ویٹیل نمبر 0312059725 اور آئی سرحد چاؤید کو ویٹیل نمبر 03145027727 / اطلاع یابی کرائی گئی ہے مورخہ 14/20 مورخہ جمعرات یوقت صبح 10 بجے بسلسلہ انٹو اثری دفتر انٹو اثری آئی سرحد چاؤید میں	12-05-2020	5

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امروز ۱۷/۲ ۳ بجے خان، اسپیکر فریڈ سٹیو، SHO، سپر
حاضر وقت آئے۔ جیسوں نے اپنے اپنے تقریری بیانات
نسبت انکوائری اڈاں آئی جاوید، آسی محمدت پریش
ہولڈ انکوائری کیے جاتے ہیں۔ اس طرح الزام علیہ
ملہ تو میں ہیں حاضر ہیں۔ مندرجہ ذیل ۵/۲۱ ۲۱ بجے ۱۷-۰۰
میں کیلئے حاضر ہوئے کیلئے جاوید کرا یا گیا ہے اور علیہ
علیہ یا تھا پھر ٹیلیفونک اطلاع دینے کا یہ بندوبست کیا
جائے گا

21 05
2020

امروز الزام علیہ آئی جاوید، آسی محمدت پریش آچکے ہیں۔
DSP افتخار خان اور SHO سپر میں آئے ہیں۔ الزام علیہ
میں سے اولڈ آئی جاوید کو دوسرا فریق DSP SHO6 پر
رہنے کا برابر موقع فراہم کیا جاتا ہے۔
آئی جاوید نے یادی بادی DSP SHO6 پر سوالات کیے۔
جیسوں نے انکوائری اسپیکر کے ساتھ سوالات کے جوابات دیے۔
پھر تقریر میں لڑش جا کر جو فریقین کے دستخط شپٹ ہوئے

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امروز الزام علیہ آسی محمدت پریش، DSP محمدتیار SHO1 سپر
کو آفے ساتھ بیٹھا یا جا کر الزام علیہ فریق کو پورا موقع
رہنے کا حیا جاتا ہے۔
اس وقت تک الزام علیہ فریق نے طرح میں سوال کیا اور
انکوائری اسپیکر کو جو حد تک میں دوسرا فریق نے جواب دیا ہے
تقریر میں پورا کرنا جو فریقین کے دستخط شپٹ کرانے جاتے ہیں

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امروز تمام فریقین کو باہم شہر طلب کر کے آفے ساتھ بیٹھا یا گیا ہے
اور کل ایک دوسرا پر سوالات اور بیانات کا یہ موقع دیا گیا ہے۔
جو اس وقت بیانات اور شہوت کے درمیان میں انکوائری
میں کاسٹل موجود ہے دی جاتی ہے

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ابتدائی اطلاعی رپورٹ

ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس رپورٹ شدہ زبردستی ۱۵۴ مجموعہ ضابطہ لاہ جدار

تاریخ

Table with columns for Name, Address, Date, etc. Row 1: Name: ... Date: 18/06/2011. Row 2: Name: ... Address: ... Row 3: Name: ... Row 4: Name: ... Row 5: Name: ... Row 6: Name: ... Row 7: Name: ...

ابتدائی اطلاع نیچے درج کردہ مشین ڈاک

Handwritten text detailing the investigation process, including dates and names of individuals involved in the case.



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Investigation

مقام سرائی

رقعت صدر لکھنؤ 204

مبلغ 6 روپے

بجٹ نمبر 347 صفحہ 28 1/2 رقم 365B مقام

بیمہ اعظم حیدرآباد خیریتان سہ چک نمبر 124/7 ER مہال حیدرآباد

بیمہ اعظم حیدرآباد خیریتان سہ چک نمبر 124/7 ER مہال حیدرآباد

بیمہ اعظم حیدرآباد خیریتان سہ چک نمبر 124/7 ER مہال حیدرآباد

204 بابت چاری سرائی

29/4/2020
P.S. Sani Saleh

Ahmed

29 April 2020
M.D.

وارنٹ زیر دفعہ 204 ض. ف.

بعدالت جناب $\frac{21}{17}$ (MCO) ہری پور۔

سرکار بنام: محمد حسنین زرارہ صاحب سہیل چک نمبر 124 ER میان پتوں
صنعت خانیوال

بحوالہ مقدمہ علت 347 مورخہ $\frac{28-04}{20-20}$ م 365-B قحانہ سرکاری مصالح صنعت ہری پور

SHO: قحانہ سرکاری مصالح صنعت ہری پور

مقدمہ عنوان بالا میں ملزم بالا بعد وقوعہ روپوش ہے۔ اپنی جائز گرفتاری سے گریز
کر رہا ہے۔

ملزم جب بھی جہاں کہیں دستیاب ہو، گرفتار کر کے پیش عدالت کیا جاوے۔

Notarized
Justice Family Court-II
HARIKUPUR

JAG $\frac{11}{17}$ - MCO

29 April 2020

پولیس اسٹیشن ریکارڈ پنچنٹ سسٹم



بتاریخ و وقت

نام اطلاع

آلورپورٹ نمبر / رجسٹر
سلسلہ وار نمبر

منطقہ پولیس
اسٹیشن

01-05-2020

10:10

محمد جاوید SI تھانہ سرائے صالح ہری پور انچارج شعبہ تفتیش نون
نمبر 03120592250

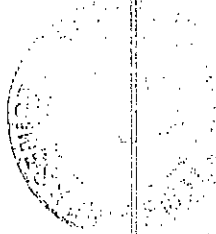
2/4

خانہ اول طلبہ

نوعیت : آمد و روانگی

خلاصہ رپورٹ

اس وقت درج بیگم من SI محمد امراہی ملازمان رضوان اشرف HC، سعید عمران C/642، ایلچی کنستبلان ہادیہ LC/67، چہرہ بشیر LC/267
بلسلسلہ تفتیش مقدمہ 347/20 مورخہ 28.4.20 جرم 365B ت پ تھانہ سرائے صالح ہری پور تلاش و پتہ براری تصدیق ملزم برآمدی منویہ مسماة
روبیہ و ملزم غلام حسین ولد محمد رمضان کنڈہ چک نمبر 124/7ER حاضر آیا ہوں اور تھانہ سے بطور امداد امراہی انچارج حسین ASI تھانہ ہذا مرا لائے
گئے ہیں اور فراغت روانہ جائے تعیناتی کا ہوں گا۔ بقلم SI



صالح علی

قائم

روزنامہ قائد قلمسری بیان
ایڈیٹر رقم 164

جرم 28/04/20 رقم 347
جرم 365-B قائم سرانجام
بناؤ خیر حیاتہ رو بہ نیکوئی

صالح علی

مقدمہ عنوان جس میں خیر باہ کو سزا سنائی گئی تھی
مقدمہ عنوان سکنہ جکیم رقم 17/12/19
کہ گئی ہے سزا خیر باہ انما بیان اور جو عدالت
خیر باہ اور حفاظت خیر ادا لکھی گئی رقم 267

اسد علی صاحب خیر باہ بیان ایڈیٹر رقم 164

فریاد
Signature
01-05-2020

Mst Robina produced for recording her
Statement of the C.P.C. She is willing to
go to Darul Aman, therefore, she be kept
in Darul Aman and be produced
before the court on 2/05/2020 subject
to the report Med. exam.
45/25 M.A.

مقام سربراہ
وزارت برائے تعلیم و تربیت
گورنمنٹ ہائی اسکول
لاہور

مقام سربراہ
وزارت برائے تعلیم و تربیت
گورنمنٹ ہائی اسکول
لاہور

بجولم مقدر عدالت 347 - 28 1/2 کیم 365B

تمام مقصود حجامہ پر مشتمل نوچہ آخر قرار دینے پر ہائی اسکول گورنمنٹ ہائی اسکول

حجامہ پر مشتمل نوچہ آخر قرار دینے پر ہائی اسکول گورنمنٹ ہائی اسکول

کاپی پر عدالت MOD میں کی گئی جو حسب لکھنؤ عدالت دارالترجمان

میں داخل کرنا تھا۔ امریز دارالترجمان سے جو خط لکھ کر ارسال کیا گیا ہے اس پر

710 لکھ کر عدالت میں ارسال کیا گیا ہے۔ مقصود پر عدالت میں ارسال کیا گیا ہے اور

حاجت ہے۔
اس پر حاصل مقصود کا بیان زیر مضمون 365B مقصود پر ارسال کیا گیا ہے

Geni Saleh
9/5/20

Geni
Forwarded
2/5/20

Order
02.05.2020

Order separately placed on file

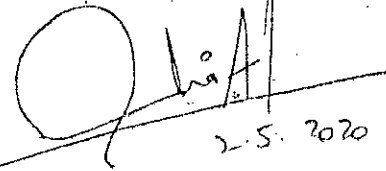
Signature

JFC-III / JM / MOD

Sadia Ali
Judge Family
02.05.2020

ORDER:-
02.05.2020

Mst. Rubina Bibi produced from Darul Amaan by IO and lady constable namely Qura tul ain for recording her statement under section 164 Cr.PC. Mst. Rubina Bibi recorded her statement under section 164 Cr.PC, placed on file. Lady was identified by her brother namely Ansar Khan. Lady be kept in Darul Amaan till further orders.



2-5-2020

Sadia Ali
Judge Family Court-III/IM/MOD,
Haripur

02/05/20

محکمہ عدالت سندھ
وزارت عدالت سندھ

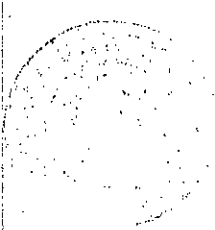
سید علی شاہ 347 سے 28 ⁴/₂₀ سیم 365B کے بارے میں
بڑے مقدمے کی طرف سے ER 124 کے بارے میں
یہاں غلطی سے درج کیا گیا ہے۔ یہاں غلطی سے درج کیا گیا ہے۔
یہاں غلطی سے درج کیا گیا ہے۔ یہاں غلطی سے درج کیا گیا ہے۔
یہاں غلطی سے درج کیا گیا ہے۔ یہاں غلطی سے درج کیا گیا ہے۔
یہاں غلطی سے درج کیا گیا ہے۔ یہاں غلطی سے درج کیا گیا ہے۔

سی-071-01-01
24/5/2020
Sasi Salah

Forwarded
21/5/20
AM

Order
02.05.2020

Order separately placed on file.



Signature

Sadia A. Jilani
02.05.2020

IN THE COURT OF SADIA ALI, JUDGE FAMILY COURT-III/JM/MOD,
HARIPUR

State Vs Ghulam Hasnain S/O Muhammad Ramzan Caste Kora R/O Chak No 124
ER Mian Channu, District Khanewal

FIR No 347 Dated 28.04.2020

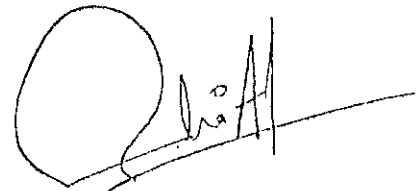
Under Section (s) 365-B PPC

Police Station : Serai Saleh

Order
02.05.2020

Accused, named above, produced in custody by local police with an application for 05 days physical custody. As the offence with which the accused is charged need further investigation to ascertain the facts regarding the present case. Hence, in such circumstances, the request for police custody seems genuine and 01 day(s) police custody is granted subject to pre and post medical examination of the accused named above. The accused be produced on 03.05.2020 before the Judicial Magistrate/MOD concerned.


Copy of instant order be also sent to Honourable District and Sessions Judge, Haripur for information.



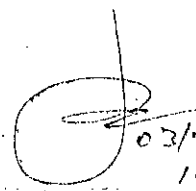
Sadia Ali
Judge Family Court-III/JM/MOD
Haripur

Accused Ghulam Hasnain
is physically and mentally
fit at time of examination

02-48 pm.
02/05/2020


Dr. Omer Khan
Senior Medical Officer
D.H.O. Hospital Haripur
Reg. No. 22327-1

Accused Ghulam Hasnain
is physically & mentally fit at
time of exam.


03/05/2020
11:03 AM

Dr. Tahir Aziz Chughtai
Senior Medical Officer
D.H.O. Hospital Haripur

02/05

قائم ستر

علاج مریض

درخواست در خصوص بیان
زیر درجہ 164
364

قرائن و حقائق 347 حرفہ 28/04/2018
ب-365 قائم ستر
بنام: غلام حسین احمد عیوب رضوان خورہ سکس کونٹری 124
124 حوالہ

ضابطہ

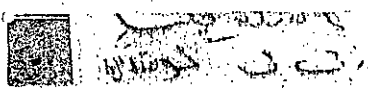
مذکورہ عنوان بالا میں ستر کا ایک ایک حصہ
حاصل کیا جا کر انٹارکسٹ کیا گیا ہے۔ جنس نے دعا
اس کی طرف سے حرفہ 18/04/2018 کو
کیا ہے۔ جو وہاں کی حالت نام سے پیش کر رہا ہے۔
خوش خورہ و ستر عدالت کے ستر کو مانا جاتا ہے۔
عدالت کیا جاتا ہے۔

استدعا ستر کے بیان اور درخواست 164
364

Si. S. S. Saleh
03-05-2020

Order 03-05-2020. Order Separately placed on file

Signature
JFC-III | SM | PROD
03-05-2020



و ا ن د ن ت ج د ب س ب ل

بند اول کتاب فقہ حنفی ج ۱ ص ۱۰۷/۱۵۱ ہری پور۔

تاریخ ۱۲۹۰ھ بمطابق ۱۹۷۲ء ۱۰/۱۱/۱۱۱

ال عقار عدالت ۱۵۱/۱۰۷/۱۵۱ ہری پور ۰۲۰-۰۵-۰۳

۱۵۱/۱۰۷ ضامہ قضاہ سرحد مدلی

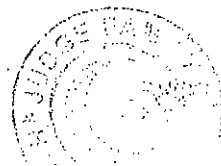
۱۵۱/۱۰۷ ضامہ قضاہ سرحد مدلی

حالات میں رکھا جا کر میری ۰۲۰-۰۵-۱۶ کو پیش عدالت ہذا

۱۵۱/۱۱۱

ہری پور۔

۰۲۰-۰۵-۰۳



فصل اول

روزنامه اول

فصل دوم

23

امدادی امداد 539 سال 2020

تاریخ 12/8/20

تذکره

30234

تاریخ وقت	شرح
کاملاً	از همان
	تذکره 1. همان روز در آن روز...
3-5-2020	تذکره 2. صیف خان و در روز در آن روز...
21/30	علاقه و در آن روز...
21/30	تذکره 3. در آن روز...
21/30	تذکره 4. در آن روز...
21/30	تذکره 5. در آن روز...
21/30	تذکره 6. در آن روز...
21/30	تذکره 7. در آن روز...
21/30	تذکره 8. در آن روز...
21/30	تذکره 9. در آن روز...
21/30	تذکره 10. در آن روز...
21/30	تذکره 11. در آن روز...
21/30	تذکره 12. در آن روز...
21/30	تذکره 13. در آن روز...
21/30	تذکره 14. در آن روز...
21/30	تذکره 15. در آن روز...
21/30	تذکره 16. در آن روز...
21/30	تذکره 17. در آن روز...
21/30	تذکره 18. در آن روز...
21/30	تذکره 19. در آن روز...
21/30	تذکره 20. در آن روز...
21/30	تذکره 21. در آن روز...
21/30	تذکره 22. در آن روز...
21/30	تذکره 23. در آن روز...
21/30	تذکره 24. در آن روز...
21/30	تذکره 25. در آن روز...
21/30	تذکره 26. در آن روز...
21/30	تذکره 27. در آن روز...
21/30	تذکره 28. در آن روز...
21/30	تذکره 29. در آن روز...
21/30	تذکره 30. در آن روز...

جانب ^{عالمی} میلاد اربعہ حق ایکے اربا و کرب کا بیان جو
مراہ طائرہ سے ^س علی ^س - میرا مری بیان درست
تصویر کی جاتا -

5
18/2020

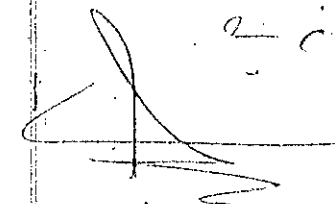
اسی حال میں میرا
A-188

Handwritten signature and a long diagonal line.

بیان ازان زبیر سہ اسٹیکٹر

میں برفیلے سال ٹیوں کو میں تمام سرائے صالح میں بطور 10 تہینات
 ٹیوں مورفم $\frac{55}{220}$ کو میں صفحہ ملک 358 مورفم $\frac{55}{220}$ او جنم 365 B
 تمام سرائے صالح کی تفتیش کے سلسلہ میں صبا اعجاز - اسیزان والا راولپنڈی
 گیا جب سرائے تمام پہاڑی تر تمام میں صبا - DSP ملک سید کوادر، SHTO،
 صاحب اور محمد زبیر ASI دفتر صبا - SHTO ملک میں موجود تھے اور سینگ شروع
 تھی جہاں پتہ چلا کہ صفحہ ملک 539 مورفم $\frac{58}{18}$ 12 جنم 302/34 تھا
 سرائے صالح میں ملازم استعماری صیف ولد زرواد گڑنار ہوا ہے جسکو گڑنار
 ASI نے گڑنار گرنے سزا دہا - تمام گیا ہے سینگ میں رہ سینگ ہوا ہے
 صبا - DSP ملک کی سڑکیں میں SHTO ملک اور تفتیشی دفتر صفحہ ملک 539
 واقعات - صبا - DSP ملک اور DSP ملک اسی کی تفتیش کے نزلے میں لگا کر
 مزید تفتیش کریں گے۔ اس کے علاوہ دیگر نئے اسی صفحہ کی تفتیش کی

لستہ کوئی علم نہ ہے



IN3P/1007P.S/Serumukh

بیان قمریہ کی صفحہ 116 115 قمار سہ ماہی صلیح ہری اور ہری ہری
جولاء 2020 کو قمار عفریہ میں ایڈورس 115 قمار سہ ماہی ہری ہری

صفحہ 339 جوڑے 19/2018 دم 302/34 قمار سہ ماہی صلیح
ہری ہری ہری ہری

1) خانہ قمار و لاہور قمار خانہ قمار سہ ماہی ہری ہری

2) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

3) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

4) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

5) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

6) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

7) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

8) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

9) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

10) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

11) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

12) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

13) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

14) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

15) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

16) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

17) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

18) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

19) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

20) قمار خانہ قمار سہ ماہی ہری ہری ہری ہری ہری

روزنامہ جمعہ 25 جولائی 2020ء انٹارگیشن فیم نیک ملٹری کونسل جو اہلکاروں کی طرف سے ہے۔ اس میں

جوڑے 3 جولائی 2020ء کو ملنے والے 10 ملٹری میٹرز نے جو اہلکاروں کو نکال کر چیئر مین آسی

HC سردار میمن کی طرف سے اہلکاروں کے 283 کے دفتر میں اسٹاف میں آسی

صاحب خود انٹارگیشن کی اور جولائی 15 لیا گیا تھا۔ انٹارگیشن

میں جو اہلکاروں کی طرف سے۔ اس طرح جولائی 24 روزنامہ جمعہ 25 جولائی 2020ء میں آغا نے

جولائی 2020ء کو ملنے والے 4 ملٹری میٹرز نے جو اہلکاروں کو نکال کر لیڈنگ

روٹے میں MOP صاحب لیا۔ جو ملٹری کونسل میں جولائی 25

روزنامہ جمعہ 25 جولائی 2020ء

جبار علی

ملٹری فورسز 2020ء کو تھا۔ میڈیا میں تھا۔ اور ملٹری میٹرز

جواب دے گا۔ صاحب نے میڈیا میں جو اہلکاروں کی طرف سے ملٹری میٹرز نے

لاہور میں ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

ملٹری میٹرز نے ملٹری میٹرز نے ملٹری میٹرز نے

اور تجھے بھی یہی بات OII صاحب نے بتائی۔ جن کو میں نے حکم DPO سے آگاہ کیا کہ ملزم سے نشانہ ہی توقع کرانا ہے اور قتل برآمد کرانا ہے اور واردات میں استعمال ہونے والے موٹر سائیکل بھی برآمد کرانا ہے اور مفرد ملزم کے ٹھکانہ کا پتہ کرانا ہے۔

xxx SHO صاحب نے تمام نقشہ شدہ میں کتنی امداد دی ہے۔ جواب میں نے یہے دن ہی OII اور ASI کو لپکا دکھا کر جب پھر آپ کو گارڈ، گھوڑے یا کسی اور عدد کی ضرورت ہو تو مجھے بتائیں انہوں نے مجھے کہہ دیا کہیں عدد کیلئے نہیں لیا۔

xxx کیا محبت SHO میں کافی نہیں تھا کہ یہ تجھے یا ASI کو طلب کر کے نقشہ شدہ میں رہنمائی کرے اور عدد کرنے۔

بظاہر یہ علامت کی حراست پولیس ختم ہونے سے ایک یوم قبل رات کو جب میں درختوں OII اور ASI سے بات کی تو مجھے بتایا کہ کل صبح مزید گسٹری لیکن برآمدگی موٹر سائیکل مظہرہ کرائی جائے گی

xxx مماننا انلو آئی آر فدیہ

کیا و آتھا OII نے یہ کہا تھا کہ ملزم نے آگاہ ہے۔

جواب میں DSP صاحب کی موجودگی میں یہ بات کہی تھی کہ ملزم نے آگاہ ہے۔

xxx مماننا ملزمہ فدیہ

11/11/15
115

تعمیر و تعمیرات

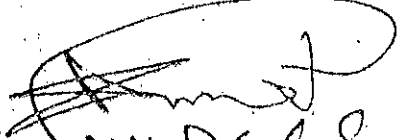
نقل سب سے پہلے روزنامہ 05/04/2020

میلوں پر کاروں

7 روٹنگی محمد نذیر ASI 05/04/2020 وقت 08:20 بجے اس وقت ملزم حنیف
 و لادزدہ دستگیر ہو گیا ہے جو اس وقت ملزم 39/302
 34/302 PPC کو بھیگورہ منہوٹا سیکشن کے قتل کرنے پر
 کسٹیل وائلڈ لائف 253 کے زیر نگرانی خود لے گیا ہے
 MOD صاحبان پر کاروں کی کارروائی ہو رہی ہے جو
 2 روٹنگی محمد نذیر ASI 05/04/2020 وقت 08:20 بجے اس وقت ملزم حنیف

جناب والا

نقل سب سے پہلے


 MM-PS-S-Saleh
 04-05-2020


تعمیر و تعمیرات

نقل سب سے پہلے روزنامہ 05/04/2020

میلوں پر کاروں

25 روٹنگی محمد نذیر ASI 05/04/2020 وقت 17:35 بجے اس وقت ملزم حنیف
 39/302 PPC کو بھیگورہ منہوٹا سیکشن کے قتل کرنے پر
 کسٹیل وائلڈ لائف 253 کے زیر نگرانی خود لے گیا ہے
 MOD صاحبان پر کاروں کی کارروائی ہو رہی ہے جو
 2 روٹنگی محمد نذیر ASI 05/04/2020 وقت 17:35 بجے اس وقت ملزم حنیف

جناب والا

نقل سب سے پہلے

 MM-PS-S-Saleh

فنانہ سیر کی تصویر

تاریخ: 24 مئی 2020ء
نقل: 03/05/2020

صبر 24 اعجاز انٹرنیشنل محمد نذیر آسی ASI 03/05/2020

فنانہ سیر کی تصویر
 حنیف خان ولد زرداد خان قوم بنگالی سکندر انگریزی اسکول راجہ صاحب
 عدت 539 حرم 302/34 PPC بعد لگوانہ مصنوعہ بھگت دی حوالہ لکھانہ
 سے نکال کر وینر جناب SHO صاحب سے رکھ کر زبردستی حوالہ لکھانہ
 ہذا میں انٹرنیشنل کیا گیا۔ دوران انٹرنیشنل میں علم کے پتلا بنا کر وہ مقام
 بروز وقوعہ بھی وہ راولپنڈی کھینچوں کے بارے میں حنیف نذیر کی کمر بنایا ہے
 میں صرف کما۔ ملزم سے مزید ہو کر سائیکل کے بارے میں بھی معلومات
 کی گئی۔ حنیف نذیر کے ہو کر سائیکل چلانا نہیں جانتا اور نہ ہی اس
 کے پاس ہو کر سائیکل ہے۔ ملزم بار بار اپنے اسی الفاظ دوران میں کہتا ہے
 میں نذیر حنیف ہی مزور ہے کہ ملزم کو سید سے بعد اپنے فکر کا وہ
 پتلا اسٹی نذیر حوالہ لکھا جاتا ہے۔ مزور بشرط زندگی ملزم ہی لکھانہ سے ہے
 حراسین علیہ مزور نذیر حنیف کی جائے گی۔ حالانکہ حنیف نذیر حنیف
 راجہ صاحب کے پاس ہے۔

حنیف نذیر کی

نقل: 03/05/2020

MMPS-S-Suleh
 03-05-2020

خاتمہ سربراہ عدالت

نقل ریٹ عدد 10 روزنامہ 03/05/2020

ضلعی کالج لہور

عد 10 آغاز انٹارگیشن محمد نذر ASI 03/05/2020 وقت 11:30 بجے اس وقت سے صبح 10 بجے تک
محسن 9M، ملاقات الطاف 253 کے ملازم حنیف خان ولد زرد دوکان قوا سوٹوار
سیکٹر پٹنہ والا بھولہ پٹنہ 18/03/2019 من 34/02/2020 بند شدہ دوران ان کونوی
نقل ریٹ عدالت قوام سے نکال کر دھڑ صواب 40 کی صواب میں رکھ کر
زیر نگرانی خود مقدمہ پر اس میں انٹارگیشن شروع کرنا سوں

ضابطہ عالی

نقل ریٹ عدالت قوام

Amir
MM-PS-Saleh
03-05-2020

خاتمہ سربراہ عدالت

نقل ریٹ عدد 15 روزنامہ 03/05/2020

ضلعی کالج لہور

عد 15 خاتمہ انٹارگیشن محمد نذر ASI 03/05/2020 وقت 13:40 بجے اس وقت شروع شروع
انٹارگیشن ریفورم بھولہ پٹنہ 10 بالا افسانہ ان کونوی دوران انٹارگیشن طلوع صبح
خانگیریاں پٹنہ پٹنہ 25 سال سے راوٹنڈی میں رہا پٹنہ پٹنہ اور پٹنہ
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ضابطہ عالی

نقل ریٹ عدالت قوام

Amir
MM-PS-Saleh
03-05-2020

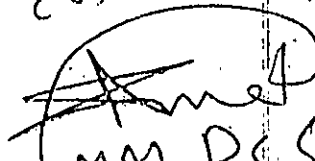
تھانہ سبزی کے مصالح

نقل ریٹیک ورڈ 10 روزہ ماہی 02/05/2020

منگھو سبزی کا لور

فرد 10 روٹنگی محمد نذیر ASI 02/05/2020 عفت 09:20 بجے اس وقت میں ہم کسٹیلر
 وائٹن الطاف 253، سیدہ عمران 264 کے برائے جو انگی ملنزم محمد صنیف اور نذیر ورد
 سلطان سکنتہ سنگھ مال کو الٹریٹو ملنزم 339/18 حرم 302/34 پی پی سی کو گھانہ سٹی انوسٹر
 کسٹیشن منفل منان ASI پیشین لڈالٹن کریں گے جو گھانہ سٹی میں جو الٹریٹو ملنزم
 103/18 حرم 324/34 پی پی سی میں لڈالٹن صفدر درج پی پی سی پیشین لڈالٹن کریں گے۔ من
 در فوری سٹی برائے جو انگی حرم سٹی لوئس کی اسٹریٹا کریں گے اور اس میں لڈالٹن ملنزم
 لیوری کا سٹی اسٹریٹا اور رورنہ لڈالٹن بائے لڈالٹن لور کا سٹیٹا ہوں۔ اس امر کے ملنزم
 عکرام صنیفین ولد محمد منان سکنتہ منان جنوں کو در لڈالٹن سٹیٹا کے پیشین کریں گے
 آہ کیا جائے گا

ضاحی علی انقلی (مطابق اصلاح)


 MM-PS-S Saleh
 02-05-2020

نقل ریٹ عدد 28 روزانہ 05/02/2020

فائل نمبر کا لور

عدد 28 والسی محمد نذر ASI 05/02/2020 وقت 17:10 بجے اس وقت سے ہم تمہاری رٹیاں دینا

رہنہ بحوالہ عدد 10 بالا لکھ کر پیش کرنا منظم صنف خان مقدمہ نمبر 339 جرم 302
 والسی محمد نذر کے ساتھ سے ہم لکھ کر روٹا سے جو کر لیں صبا MODC صاحب سسر کا
 لکھ کر جو منظم کو ASI منقل منان نے جرم 324 PPL میں جو طے کرنا
 درستی کے لئے کیا جو من ASI نے جکر من مندر فرہ میں بر طرف منظم لکھ کر
 لو لیں آئی عدالت کو اس کے ساتھ ساتھ جو عدالت سے منظم لکھ کر لکھ کر اس کے لئے منظور
 جو کر لکھ کر منظم کا لکھ کر منظم لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر
 جسر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر
 کار سسر کے لئے منظم لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر لکھ کر

صبا عالی

نقل نظامت کے اصلاح

Amet
 MM-PS-S-Saleh
 02-05-2020

کتاب سرکاری عدالت

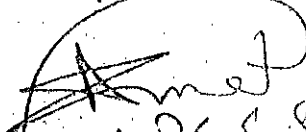
نقل سٹیک عدد 30 روزنامہ 02-05-2020

فصلیہ سرکاری نوٹ

30 روز آغاز انتشار گمشدہ محمد نذر ASI 02-05-2020 وقت 17230۔ اس وقت ملزم صنف
حوالہ رقم عدالت 390/34 PPC بند شدہ دوران کو بعد لگوں مضبوط نظر
حوالہ رقم عدالت 390/34 PPC بند شدہ دوران کو بعد لگوں مضبوط نظر
ذریعہ سرکاری 02 حساب عدالت 02 انتشار گمشدہ کرنا شروع کرنا ہو جائے

مباحثہ عالی

نقل مطالبہ عالی


MM. PS-S-Saleh
02-05-2020

کتاب سرکاری عدالت

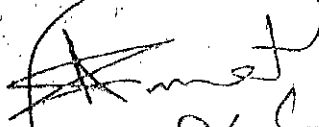
نقل سٹیک عدد 30 روزنامہ 02-05-2020

فصلیہ سرکاری نوٹ

عدالت 30 آغاز انتشار گمشدہ محمد نذر ASI 02-05-2020 وقت 23255۔ شروع شدہ انتشار
نذر گمشدہ ملزم حوالہ رقم عدالت 30 بالادہ سو کر ملزم صنف کو ہمراہ لائبریری لکچر
حاصلہ تھو لاشی بند دوران گمشدہ اسکا مانجے حالات بند لکچر ہمراہ لکچر
عدالت 02 حساب عدالت 02 انتشار گمشدہ کرنا شروع کرنا ہو جائے

مباحثہ عالی

نقل مطالبہ عالی


MM. PS-S-Saleh
02-05-2020

XXX میں نے اس مقدمہ کی تفقیض نہیں کی۔ ASI نے تفقیض کی ہے
نہ ہی میری کوئی ضمنی ہے، تو DSP صاحب نے سارا الزام
میرے سر کیوں لگا رہا ہے... ۲۶۔

جواب: تفقیض واقعہ ASI نذیر کے پاس تھی۔ لیکن بحیثیت DJI
ان کی ذمہ داری تھی تفقیض کی شران کرتے۔

[Signature]

20-5-21 ASI

~~DSP~~

XXX

جواب: کونسی ضمنی اور کس نام پر کی ہے کہ میں
آپ نے DJI یا ASI کو تفقیض کے متعلق ہدایات دی ہیں۔
جواب: مجھے زمانی یاد نہیں ہے۔ شل کے ساتھ لف ہے۔
XXX: تفقیض میں کس بات کی تھی کہ میں کا ذکر آپ نے ضمنی
میں کیا۔ ۲۶۔

جواب: ضمنی میں نے خود نہیں بلکہ ASI نے لکھی تھی کہ اس میں کون کون
میں تھی ہے وہ لکھی ذکر کیا ہوگا۔

[Signature]

21-5-20 ASI

~~DSP~~

RO S AC
[Signature]

SP/Am
21-5-2020.

جواب۔ میں نے دوران کٹنگی ملزم کو انٹارڈکٹ نہیں کیا۔
اور نہ ہی میری موجودگی میں انٹارڈکٹ کیا ہے۔

XXXX = کٹنگی SHO کیا ان کی ذمہ داری نہیں تھی کہ DPD صاحب کی
ہدایات پر عمل کرانے کے لئے یہ بھی کو شعش کرے اور تفتیش
کو کما۔ تا۔ آ۔۔۔۔۔

جواب۔ اس بات کا جواب میں نے پہلے جواب میں دے چکا ہوں

21-5-20
M. Alam
SHO

RO S AC
Amal
SP/Am:
21-5-2020

XXX: صاحب ملازمہ آفیس

SHO صاحب کے اپنے بیان میں آیا ہے کہ ASI نے میرا نوٹس
میں کوئی بات نہیں لائی۔ کیا یہ صحیح ہے۔۔۔

جواب:۔۔۔ یہ غلط ہے۔ DSP صاحب اور ASI کے سامنے

میں میری کہو بات AST تفتیش سے بات ہوئی ہے اور

بالدراستی (یا) مدعا کے میں نے ASI کو پتہ چلا ہے


XXX: میں علاقہ میں گیا۔ ملازمہ کا ٹھہر چیک کیا اور دائیں آکر


SHO کو آگاہ کیا کہ ملازمہ لاکھ میں نوٹس سے شہل میں ہے

اور ملازمہ راولپنڈی میں رہا جس پر ملازمہ بنا کر آیا ہے

یہ درست ہے۔۔۔

جواب:۔۔۔ میں نے آگاہ نہیں کیا


21-5-20


SHO PS. Sialkot
21-05-2020

RO & AC



SP/Inv:

21-5-2020

5
میں بطور DSP سٹی تعینات ہوں شروع 2020ء کو مقامی

پیری طور میں بسلسلہ سربراہی فرسٹ گی بعد از ہیمنگ مقامی رجسٹر اٹ
مالیاتی وغیرہ حوالہ دیا گیا تھا جبکہ کاروبار میں نوجوانوں کو
بیتہ تھا جس کے بارے میں، میں نے نوکریاں ہونے سے پہلے اسٹیٹ کو

تعداد کے ساتھ ساتھ ساتھ 103 عدالتی 14/1/2018

مہم 324 میں مقامی میں ملوث ہے اور اب عدالتی 10 میں ہے

ایک عدالتی 302 کے ساتھ ساتھ عدالتی 539 شروع 12/8/2018

مہم 302 کا اشتہار کیا ہے اور رجسٹرڈ اور زبردستی کے اشتہار
کا ریکارڈ ہے، اور ساتھ ساتھ اس معلومات پر ہونے میں SDPO کی

کو حیدرآباد کے نام آپ اسے اپنے مقدمہ میں پیش کرنا اور اس

بارے میں مقامی سربراہی عدالتی 302 کے ساتھ ساتھ عدالتی 539 کے ساتھ ساتھ

میں سے قبل اپنے مقدمہ میں رجسٹرڈ اور عدالتی سے میں مقامی

جائیں۔ - عدالتی حیدرآباد میں عمل کر کے ہونے کے ساتھ ساتھ عدالتی

3/5/2020 کو عدالت پیری طور سے میں ملزم بالا کو حیدرآباد میں

نے مقامی سربراہی میں جی آر FIR اور عدالتی مقدمہ بالا کا مطالبہ کیا

ان مقامی مقامی سربراہی میں جی آر مقدمہ بالا کا مطالبہ کیا ہے

ہونے کے ساتھ ساتھ مقدمہ مہم 302 نے اپنی رپورٹ میں رجسٹرڈ کو ڈائریکٹ

مہم 302 کے ساتھ ساتھ عدالتی 539 کے ساتھ ساتھ عدالتی 539 کے ساتھ ساتھ

ہذا میں اسے جان بوجھ کر اور جبراً اس کے ساتھ ساتھ عدالتی

کے ساتھ ساتھ عدالتی 539 کے ساتھ ساتھ عدالتی 539 کے ساتھ ساتھ

کرنا ضروری ہے یہ تمام باتیں میں نے جرنل سر آئی آئی آئی آئی

کو سیدھی - قدری خدمات دینے کے لیے SHC خدمات سرانجام
 نے یہ اسی بات کی قدرتی کا اور کیا کم ماب DPo صاحب نے بھی
 اس بارے میں حکم و ماب - جو میں نے (و بارہ تفتیشی افسر کو
 بتلایا کہ حیدرآب DPo صاحب نے حکم و ماب اس حکم کو قدر نظر رکھتے
 ہونے کو بھی لکھا نہ ہوا اگر آپ کو قدری ضرورت ہو تو اس کے ساتھ جمعہ کال
 کریں میں خود بھی حاضر ہوں گا اور اس قدر میں ایک ہر قسم کی رہنمائی
 کے لیے تیار ہوں، اگلے روز ملتزم 10 کو ڈسٹریکشن عدالت کی اور عدالت سے
 دو روز جسمانی رہنمائی رہنمائی کا حاصل کیا، جملہ حالات کا ذکر میں نے
 رہنمائی میں بھی کیا ہے۔ یہ ماب DPo صاحب نے بھی اگلے روز احکا کا
 اس نے جمعہ فون کے بتلایا کہ اسی مقدمہ رہنمائی رہنمائی والے میں ایک
 ماب ڈسٹریکشن کرنا ہے کچھ سی ڈسٹریکشن میں تھا ماب سرانجام ہونے کا
 دفتر SHC میں موجود تھا، یہ ماب DPo صاحب نے بھی کیا کہ اس مقدمہ
 میں جو یہ آئی آپ کو آنا چاہیے ہیں وہ غلط ہو رہی ہے رہنمائی
 وقوع کے وقت وقوع پر موجود ہی نہ تھا۔ جسکو میں نے کیا کہ میں
 نے اس مقدمہ کے بارے میں اپنے طور پر معلومات کی ہے اور قدری مقدمہ
 کی رپورٹ میں یا نقل کھینک ہے یہ وقوع پر موجود تھا، اور اس کے عدلوں
 میں نے انہ پر ماب کو بتلایا کہ رہنمائی کی کو ماب ڈسٹریکشن پر جو
 شخص بیٹھا ہوا تھا ایک بار کے میں بھی اس سے معلومات کو ملتزم
 کا رہنمائی رہنمائی ہو رہا تھا۔

ہونے کو ناوائس بیماری مگرم سے میں ہر روز آرٹی والوں کی تو ملکر
 فلنگ خارج کرتا ہوں میں ڈیوٹی پر چلنا، سڈن مقدمہ کے بارے
 میں مجھے شکوک نہیں کہ انہ صاحب اور تفتیشی افسر مقدمہ کو خراب کر

کراہے ہیں اور DPo صاحب کے حکم کے برعکس کام پورا کیا
 میں جلد ہی سر کے صاف کرنے اور ان صاحب کو
 سر کے صاف بازار میں لکھنے کو کیا، توڑیں دیر اسید سرائے میں
 بازار میں آ گیا میں نے اس کو سیدیا کے افسران نے جو حکم
 کا ہوا ہے اسکی تفصیل لکھی

ہر جاوید آڈیٹ صاحب نے مجھے بتایا کہ میں اس مقدمہ میں FAKI
 برآمدگی نہیں کیا اس مقدمہ میں لہر صنف ملوث نہیں ہے
 حکم میں نے سیدیا کے صیاد ڈرائیور لہر فرید ہو کر سر کے ساتھ
 موجود ہے جو کہ سابقہ سنگرمال گاڑوں کے ساتھ ہے (وزن
 پارٹیوں ملزم اور مقتول کو یہ طے نہیں ہے جبکہ دن فریقہ
 رونما ہوا تھا تو یہ شخص موقع پر موجود تھا

لہر فرید ڈرائیور نے میری موجودگی میں لہر جاوید آڈیٹ صاحب کو سیدیا
 کے دست و پاں موجود تھا بلکہ ان کی جانب سے دو فوٹو سنبھالائے
 پہلے فوٹو سنبھال کر لہر صنف اور دوسرا ایک شخص سنبھال
 کے جبکہ دوسرا فوٹو سنبھال کر باسرا اور گلپزار سنبھالنے
 درمیان میں میں آگے ساتھ کہ مقتول سنبھالنے کے لیے تیار
 صنف اور دوسرا شخص لہر فرید دوسرا فوٹو سنبھال سواروں
 باسرا اور گلپزار ٹونز دیکھنے کے اسے اشارہ میں گلپزار سنبھالنے
 کے پاس پہنچ گیا اور اس کے کام کا کر دیا اسے دوران لہر صنف
 میں موقع پر سنبھالنے کو لہر فرید ڈرائیور کی زبان میں ہو چکی ہے
 تمام باتیں آڈیٹ صاحب نے سنیں

حارث علی

قبل ازیں یہ باتیں فریڈ ڈراپر نے کسی کو نہیں بتائیں ہونگے اسکی
 رشتہ داری تھی، جس نے آئیہ صاحب سے کیا تم اب کچھ باقی ہے
 تو بتاؤ، کے عدروہ فریڈ ڈراپر نے جو رقم پر لے جا کر تمام
 کارروائی بند کرنا کہ اسے رقم و جو رقم روغا ہوا ہے

اتنا کچھ بندہ نے کے یا وجود آئیہ صاحب نے کچھ زلمت ہے کی
 اور یہاں حد تک کہنے کی بجائے مجھے یہ کیا تم میں FAKE
 پر آمدگی نہیں کرنا اور تم ہی DPo صاحب کے حکم پر کچھ
 کرنا بند کرنا۔ جس نے فریڈ ڈراپر کو سبیلہ نام لکھ کر اب
 DP صاحب شیعہ تفتیش کو یہ باتیں بند نہیں اور ان کو
 ساتھ لے جا کر DPo صاحب کو عمل کارروائی جو اب کر رہے
 ہیں بند نہیں اگر عدوی ضرورت رکھیں تو میں بھی حاضر
 ہوں جاؤنگا اور میں نے تم نے عدوی مقدمہ کو سپورٹ
 کرنا ہوتا ہے نہ کہ ملکہ مارنے کو۔

میں نے حکم کو ایسے دور 3 سال سروکار رکھا ہوں اور
 فریڈ ڈراپر کا قانون گا صاحب سے یہ دیکھا ہوں کہ اب تمام
 سرویس ایسٹنڈری اور سیادری سے سرانجام دیا ہے
 سب سے بندہ افسران کے حکم کی تعمیل کو ترجیح دیا ہے
 اور اہل ذمہ بھی افسران کے حکم کے مطابق عمل کرنے کی کوشش
 کر رہے ہیں اور کرنا بھی ہوں۔


 Colonel M. Hainbun.

ORDER.

It is to dispose of the charge sheet issued to SI Muhammad Javed No.H/188, who while posted as OH PS Sarai Salah deliberately ignored important elements in the investigation of a murder case registered vide FIR No. 539 dated 12.08.2018 u/s 302/34 PPC PS Sarai Salah. He was alleged that he failed to properly interrogate the accused, effectuate recovery of weapons of offence, the motorcycle used in the offence and pointation of the crime scene from the accused.

He was charge sheeted and SP Investigation, Haripur was directed to conduct detail enquiry. SP Investigation after thorough enquiry submitted a report vide 48/PA dated 29.05.2020, in which the officer was held guilty of the charges and recommended for punishment.


Today the officer was heard in person in the OR. Enquiry report and the case file were perused in detail. The facts of the case are that on 12.08.2018 one Imraj s/o Taj Muhammad Khan r/o Langrial was killed due to old enmity. Khanwaiz Khan, Afsar Khan, Muhammad Yasir Hanif Khan and Gul Faraz Khan were nominated as accuseds. Consequently, FIR No. 539 dated 12.08.2018 u/s 302/34 PPC was registered in PS Sarai Salah against them. Accused Khanwaiz was arrested on 07.08.2019, Afsar Khan on 04.02.2020 and Muhammad Yasir on 30.11.2019. They were Challenged to the court and they are still behind the bars as the court did not release them on bail.

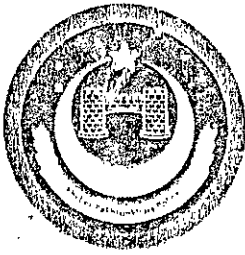
Mother of the deceased Imraj s/o Taj Muhammad Khan, a decrepit old woman appeared before the undersigned and requested for security as the remaining accused Hanif Khan and Gul Faraz Khan, who were still at large were threatening her of dire consequences. She also showed her complete inconfidence in local police of PS Sarai Salah. Consequently the task of tracing the accuseds was assigned to a special team of Police Station City which successfully traced Hanif Khan and arrested him from Rawalpindi. He was brought and handed over to Investigation Staff for further legal proceedings SI/OH Muhammad Javed No.H/188, was clearly directed to ensure quality investigation being Officer Incharge by completing all legal formalities. However, the officer didn't bother and failed to interrogate the accused Hanif Khan about the crime. Similarly he failed to effectuate any recovery of weapon of offence and the motor cycle used in the crime. More blatantly he has failed to make pointation of the crime scene from the accused despite getting his two days physical remand. The accused was thus sent on judicial remand to jail without establishment of his linkage with this murder case. The officer mala fide and with ulterior motives destroyed a very important case of heinous crime of murder which is a serious misconduct. The ignobility and professional dishonesty is floating on the surface of his whole conduct which has not only caused a serious miscarriage of justice but also brought a bad name for Police department. He tried to avoid responsibility and left for another town for investigation of an insignificant case. He being Officer Incharge of Investigation was thus fully responsible for this serious lapse in investigation. Therefore, I, Syed Ashfaq Anwar (PSP), District Police Officer, Haripur being competent authority under the Khyber Pakhtunkhwa, Police Efficiency and Discipline Rule 1975, am fully satisfied that SI Sardar Javed, committed gross misconduct. Therefore, he is awarded major punishment of "DISMISSAL FROM SERVICE" with immediate effect.

Order announced.

Order Book No. 438
Dated 05-06-2020

P.R.


Syed Ashfaq Anwar, PSP
District Police Officer,
Haripur



OFFICE OF THE REGIONAL POLICE OFFICER
HAZARA REGION, ABBOTTABAD

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NO: 18288 /PA DATED 03/8 /2020

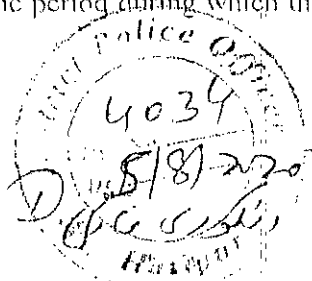
ORDER

This order will dispose off departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rules, 1975 submitted by Ex.SI Muhammad Javed No.11/188 of District Haripur against the order of punishment i.e. *Dismissal from service* awarded by District Police Officer, Haripur vide OR No.438 dated 05/06.2020.

Brief facts leading to the punishment are that the appellant while posted as OII PS Sarai Salah deliberately ignored important elements in the investigation of a murder case registered vide FIR No. 539 dated 12.08.2018 u/s 302/34 PPC, PS Sarai Salah. It was alleged that he failed to properly interrogate the accused, affect recovery of weapon of offence, the motorcycle used in the offence and pointation of the crime scene from the accused.

The appellant was issued charge sheet alongwith summary of allegations and SP Investigation, Haripur was deputed to conduct departmental enquiry. During the course of enquiry the allegations leveled against the appellant were proved and EO recommended him for minor punishment. He was heard in person, however he failed to advance any cogent reason in his defence. Consequently, DPO Haripur awarded him major punishment of dismissal from service.

After receiving his appeal, comments of DPO Haripur were sought and examined/perused. The undersigned called the appellant in OR, heard him in person and examined the available record. It is a fact that the appellant did not investigate the case rather ASI Nazir Khan was IO of the case, nevertheless he could not escape from responsibility of supervision being OII. However, keeping in view his prolong service and recommendation of EO, I take lenient view and in exercise of the powers conferred upon the undersigned under Rule 11-4 (c) of Khyber Pakhtunkhwa Police Rules, 1975 major punishment of dismissal from service is set aside and converted into minor punishment of stoppage of 03 years increments with cumulative effect with immediate effect. The period during which the appellant remained out of service may be treated as leave without pay.



[Signature]
Qazi Jamil ur Rehman (PSP)
REGIONAL POLICE OFFICER
HAZARA REGION, ABBOTTABAD

No. 18289 /PA, dated Abbottabad the 03/8 /2020.
CC.

The District Police Officer, Haripur for information and necessary action with reference to his office Memo No 3292 dated 26-06-2020, Service Roll and Fuji Missal containing enquiry file of the appellant is returned herewith for record.

[Handwritten Urdu notes]
اس لئے کہ اس کی طرف سے کوئی اور کارروائی نہیں کی گئی ہے۔
قوی میں اس کے بارے میں کوئی اور کارروائی نہیں کی گئی ہے۔
فوری

SRC
For information
[Signature]
DPO - HR
05-08-2020



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No. 2090 /ST Dated 22/6 /2022

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281
Fax:- 091-9213262


To:

The District Police Officer, Haripur.

SUBJECT:- JUDGMENT IN SERVICE APPEAL NO. 9402/2020, MUHAMMAD JAVED VERSUS PROVINCIAL POLICE OFFICER, KHYBER PAKHTUNKHWA, PESHAWAR ETC.

I am directed to forward herewith a certified copy of order dated 19.04.2022, passed by this Tribunal in the above mentioned *Service Appeal* for compliance.

Encl. As above.


(WASEEM AKHTAR)
REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL,
PESHAWAR.