

27.09.2022

Junior to counsel for petitioner present.

Asif Masood Ali Shah, learned Deputy District Attorney for respondents present.

Lawyers are on general strike, therefore, case is adjourned to 21.11.2022 for hearing before D.B.



(Fareeha Paul)  
Member (E)



(Rozina Rehman)  
Member (J)

21<sup>st</sup> Nov, 2022

Lawyers on general strike today.

To come up for arguments on 17.1.2023 before D.B. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.



(Fareeha Paul)  
Member (E)



(Kalim Arshad Khan)  
Chairman



23.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 20.05.2022 for the same as before.



Rozina Rehman

20.05.2022

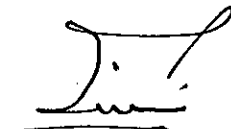
Clerk of learned counsel for the petitioner present.

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

Clerk of learned counsel for the petitioner requested for adjournment on the ground that learned counsel for the petitioner is busy before Hon'ble Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 21.07.2022 before the D.B.



(Rozina Rehman)  
Member (J)



(Salah-Ud-Din)  
Member (J)

21.07.2022

Junior to counsel for appellant present.

Muhammad Adeel Butt, learned Additional Advocate General for respondents present.

Former requested for adjournment as senior counsel for appellant is busy before the Hon'ble Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 27.09.2022 before D.B.



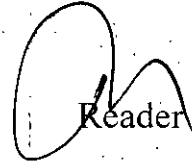
(Fareeha Paul)  
Member(E)



(Rozina Rehman)  
Member (J)

11.05.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 31.08.2021 for the same as before.

  
Reader

31.08.2021

Due to summer vacations, the case is adjourned to 31.12.2021 for the same as before.

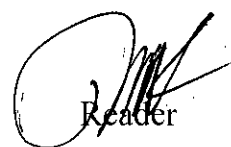
  
READER

Due to winter vacation the case is adjourned to 23/2/22 for the same as before

  
Reader

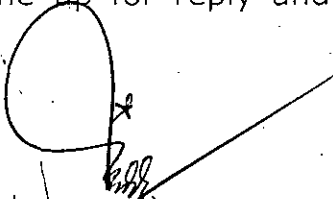
23.06.2020

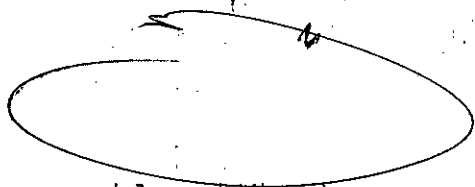
Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 21.09.2020 before D.B.

  
Reader

21.09.2020

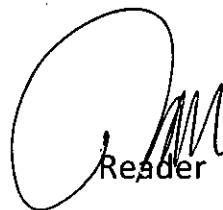
Petitioner is present in person. Mr. Riaz Ahmad Painsakheil, Assistant Advocate General for the respondent is also present. The last two adjournments were made on the basis of note Reader due to spread of disease of COVID-19, therefore, in the circumstances we deemed it appropriate to issue notices to respondents for 01.12.2020. File to come up for reply and arguments on restoration application before D.B.

  
(Mian Muhammad)  
Member (Executive)

  
(Muhammad Jamal Khan)  
Member (Judicial)

~~15.12.2020~~

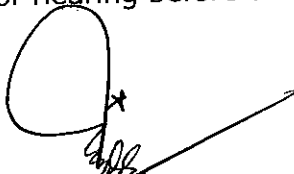
~~Due to pandemic of Covid-19, the case is adjourned to 22.02.2021 for the same as before.~~

~~  
Reader~~

22.02.2021

Petitioner in person and Addl. AG alongwith Zahidur Rahman, Inspector (Legal) for the respondents present.

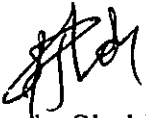
Former requests for adjournment as his learned counsel is engaged before the Honourable High Court today. Adjourned to 11.05.2021 for hearing before the L3.

  
(Mian Muhammad)  
Member(E)

  
Chairman

21.10.2019

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not in attendance. Adjourned. To come up for further proceedings on 05.12.2019 before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

6.12.19

The Bench is incomplete therefore  
case is adjourned to 26.2.2020  
Reader

26.02.2020

Petitioner in person present. Reply not submitted. Zahid ur Rehman Inspector representative of respondent department absent. Respondents as well as absent representative of respondent No.3 be put to notice for reply. Adjourn. To come up for reply and arguments on 31.03.2020 before D.B.

  
Member

  
Member

31.03.2020




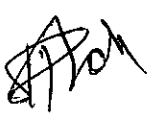

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 23.06.2020 before D.B

  
Reader

**Form-A**  
**FORM OF ORDER SHEET**

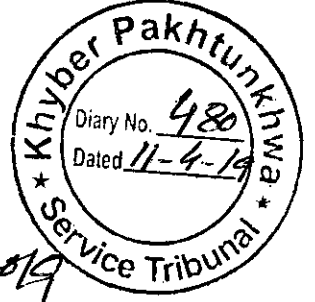
Court of \_\_\_\_\_

Appeal's Restoration Application No. 183/2019

| S.No. | Date of order Proceedings | Order or other proceedings with signature of judge  |
|-------|---------------------------|---|
| 1     | 2                         | 3   |
| 1     | 11.04.2019                | <p>The application for restoration of appeal No. 987/2012 submitted by Mr. Yasir Saleem Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"><br/>REGISTRAR 11/4/19</p>   |
| 2     |                           | <p>This restoration application is entrusted to D. Bench-I to be put up there on <u>15-5-2019</u></p> <p style="text-align: right;"><br/>CHAIRMAN</p>  |
|       | 15.05.2019                | <p>Counsel for the petitioner present.</p> <p>Due to demise of his father, learned Member of the Bench (Mr. Hussain Shah) is on leave. Adjourned to 26.07.2019 for further proceedings before the D.B.</p> <p style="text-align: right;"><br/>Chairman</p>   |
|       | 26.07.2019                | <p>Appellant in person present and seeks adjournment as his counsel is not in attendance. Adjourned. To come up for further proceedings on 21.10.2019 before D.B.</p> <p style="text-align: center;"><br/>(Hussain Shah)<br/>Member</p> <p style="text-align: right;"><br/>(M. Amin Khan Kundli)<br/>Member</p> |

1

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



In the matter of *Restoration Appli. No. 183/2019*  
Appeal No. 987(P)CS-2012.  
Dismissed in default on 20.11.2018

Jehanzeb-ur-Rehman, Ex- Constable No. 721, District Police  
Hangu.

(Appellant)

**VERSUS**

1. Provincial Police Officer, Khyber Pakhtunkhwa Peshawar.
2. Deputy inspector general of police Kohat region, Kohat.
3. District Police Officer, Hangu.

(Respondents)

**Application for restoration of titled Service Appeal  
which has been dismissed for non-prosecution vide  
order dated 20.11.2018.**

Respectfully Submitted:

1. That the above noted appeal was pending in this Honorable Court and fixed for arguments on 20.11.2018, however it was dismissed for non-prosecution on the said date.
2. That the applicant prays for the restoration of the titled appeal inter alia on the following grounds:

**GROUND OF APPLICATION**

- A. That counsel for applicant was elevated as Judge Peshawar High Court Peshawar and this fact was not in the knowledge of the applicant and further he, due to the prolong illness of his wife and his other domestic problems, could not ask about the progress of his case. Due to these reasons, on the date fixed the appeal has been dismissed for non prosecution. *(Copy of the order dated 20.11.2018 is attached)*
- B. That non appearance of the applicant or his counsel on the crucial date was not willful but due to the reason stated above.

- C. That the applicant is ready to pursue the case in hand diligently and vigilantly in future if the Honourable Tribunal allows restoration of the appeal.
- D. That the appeal was in its final stage as it was fixed for final arguments, hence the appeal deserves to be restored to be decided on merits.
- E. That valuable rights of the applicant are involved in the instant appeal, hence the case deserves to be decided on merit.
- F. That the superior courts have always favoured adjudication of disputes on merits rather than technicalities.

*It is, therefore, prayed that on acceptance of this application, the instant appeal may please be restored and be decided on merit.*

Applicant

Through,



**YASIR SALEEM**  
Advocate High Court  
Peshawar

**AFFIDAVIT**

I, do hereby solemnly affirm and declare on oath that the contents of the above application are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.

  
Deponent





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

In the matter of  
Appeal No. 987(P) CS-2012.  
Dismissed in default on 20.11.2018

Jehanzeb-ur-Rehman, Ex- Constable No. 721, District Police  
Hangu.

(Appellant)

VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and  
others.

(Respondents)

**APPLICATION FOR CONDONATION OF DELAY,  
IF ANY IN FILING THE TITLED APPLICATION**

**Respectfully submitted:**

1. That the appellant has today filed the accompanied appeal before this honorable tribunal in which no date of hearing is fixed so far.
2. That the applicant prays for condonation of delay if any in filing the instant appeal inter alia on the following grounds:-

**GROUND OF APPLICATION**


- A. That the appellant throughout agitated the matter before the departmental authority and never remained negligent in perusing his remedy.
- B. That counsel for applicant was elevated as Judge Peshawar High Court Peshawar and this fact was not in the knowledge of the applicant and further he, due to the prolong illness of his wife and his other domestic problems, could not ask about the progress of his case. Due to these reasons, on the date fixed the appeal has been dismissed for non prosecution. *(Copy of the medical prescriptions are attached)*

- C. That the delay if any in filing the instant appeal was not willful, since the applicant was not in the knowledge of elevation of his counsel as judge High Court and secondly due to illness of his wife and other domestic problems kept him away from pursuing his case, therefore the same deserves to be condoned.
- D. That valuable rights of the appellant are involved in the instant case in the instant case, hence the delay if any in filing the instant case deserves to be condoned.
- E. That it has been the consistent view of the Superior Courts that causes should be decided on merit rather than technicalities including limitation. The same is reported in 2014 PLC ( CS) 1014 2003 PLC (CS) 769.

*It is therefore humbly prayed that on acceptance of this application the delay if any in filing the instant appeal may please be condoned.*

*Applicant*

Through

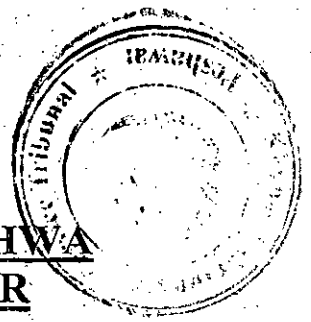
  
**YASIR SALEEM**  
 Advocate High Court  
 Peshawar

**AFFIDAVIT**

I, do hereby solemnly affirm and declare on oath that the contents of the above application are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.

  
**DEPONENT**





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

Appeal No. 987/2012

836  
23/7/2012

Jehanzeb-ur-Rehman Ex-Constable No.721, District  
Police Hangu.

(Appellant)

**VERSUS**

1. Provincial Police Officer, Khyber Pukhtunkhwa,  
Peshawar.
2. Deputy Inspector General of Police Kohat Region,  
Kohat.
3. District Police Officer, Hangu.

(Respondents)

Appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the order dated 11.05.2012, whereby the appellant has been awarded the major penalty of "Dismissal from Service", against which his departmental appeal has also been rejected vide dated 27.06.2012, communicated to the appellant on 29.06.2012.

~~Filed to~~  
L.S.S.  
23/7/12

Prayer in Appeal:

~~Re-submitted to~~  
and filed

On acceptance of this appeal both the Orders dated 11.05.2012, and 27.06.2012, may please be set aside and the appellant may be reinstated into service with all back benefits and wages of service.

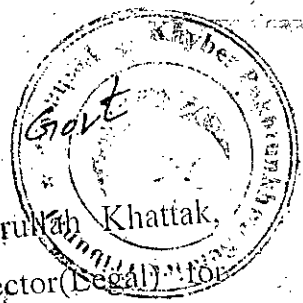
Respectfully Submitted:

1. That the appellant was enlisted as Constable in Police Department, ever since his enlistment the appellant has performed his duties as assigned to him with zeal and devotion and there was no complaint whatsoever regarding his performance.

**ATTESTED**

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

A. No. 987/2012  
Jehanzeb-wr- Rehman vs Govt



20.11.2018

Nemo for appellant present. Mr. Kabirullah Khattak, Addl: AG Mr. Zahid Ur Rehman, Inspector (Legal) for respondents present. The case was called several times today, the last being at 3:10 pm, but none appeared on behalf of the appellant. Dismissed for none prosecution. File be consigned to the record room.

*[Signature]*  
Member

*[Signature]*  
Chairman

Announced:  
20.11.2018

Certified to be true copy  
*[Signature]*  
Khalid Ahmad  
Secretary  
8599965

Date of Presentation of Application 11-4-18  
Number of Words 802  
Copying Fee 6-00  
Urgent 2-00  
Total 8-00  
Name of Copyist *[Signature]*  
Date of Completion of Copy 11-4-18  
Date of Delivery of Copy 11-4-18

**POWER OF ATTORNEY**

In the Court of Service Tribunal Peshawar

Jehanzeb-ur-Rehman } For  
} Plaintiff  
} Appellant ✓  
} Petitioner  
} Complainant

**VERSUS**

Court of KPK } Defendant  
} Respondent  
} Accused  
}

Appeal/Revision/Suit/Application/Petition/Case No. \_\_\_\_\_ of \_\_\_\_\_  
Fixed for \_\_\_\_\_

I/W, the undersigned, do hereby nominate and appoint

**YASIR SALEEM ADVOCATE HIGH COURT**

Jehanzeb-ur-Rehman, my true and lawful attorney, for me in my same and on my behalf to appear at Service Tribunal to plead, act and answer in the above Court or any Court to which the business is transferred in the above matter and is agreed to sign and file petitions. An appeal, statements, accounts, exhibits. Compromises or other documents whatsoever, in connection with the said matter or any matter arising there from and also to apply for and receive all documents or copies of documents, depositions etc, and to apply for and issue summons and other writs or sub-poena and to apply for and get issued and arrest, attachment or other executions, warrants or order and to conduct any proceeding that may arise there out; and to apply for and receive payment of any or all sums or submit for the above matter to arbitration, and to employ any other Legal Practitioner authorizing him to exercise the power and authorizes hereby conferred on the Advocate wherever he may think fit to do so, any other lawyer may be appointed by my said counsel to conduct the case who shall have the same powers.

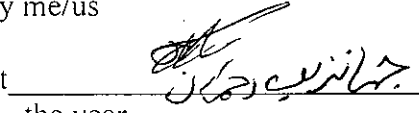
AND to all acts legally necessary to manage and conduct the said case in all respects, whether herein specified or not, as may be proper and expedient.

AND I/we hereby agree to ratify and confirm all lawful acts done on my/our behalf under or by virtue of this power or of the usual practice in such matter.

PROVIDED always, that I/we undertake at time of calling of the case by the Court/my authorized agent shall inform the Advocate and make him appear in Court, if the case may be dismissed in default, if it be proceeded ex-parte the said counsel shall not be held responsible for the same. All costs awarded in favour shall be the right of the counsel or his nominee, and if awarded against shall be payable by me/us

IN WITNESS whereof I/we have hereto signed at \_\_\_\_\_  
the \_\_\_\_\_ day to \_\_\_\_\_ the year \_\_\_\_\_

Executant/Executants \_\_\_\_\_  
Accepted subject to the terms regarding fee \_\_\_\_\_



**YASIR SALEEM**  
Advocate High Court

ADVOCATES, LEGAL ADVISORS, SERVICE & LABOUR LAW CONSULTANT  
FR- 4, Fourth Floor, Bilour Plaza, Saddar Road, Peshawar Cantt  
Mobile-0331-8892589. E-Mail: yasirsaleemadvocate@gmail.com

**"B"**

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

DB

No.

Restoration Application No. 183/2019

Rege

Appeal No. 987 of 2012

Jehanzeb-ur-Rehman Appellant/Petitioner

Versus

P.P.O. KPK Pesh Respondent

Respondent No. 2

Notice to:

Deputy Inspector General of Police Kohat  
 Region Kohat

WHEREAS an appeal/petition under the provision of the North-West Frontier Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on.....01/12/2022.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

Restoration ✓  
 Copy of ~~appeal~~ is attached. ~~Copy of appeal has already been sent to you vide this~~

office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this...11/12.....

Day of.....Nov.....202-.

*[Signature]*

Registrar,  
 Khyber Pakhtunkhwa Service Tribunal,  
 Peshawar.

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

“B”

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

DB

No.

Restoration Application No. 183/2019

Appeal No. 987 of 2012

Jehanzeb-Ur-Rehman Appellant/Petitioner

Versus

P.P.O. KPK Pesh. Respondent

Respondent No. 3

Notice to:

Distt. Police officer, Hangu

WHEREAS an appeal/petition under the provision of the North-West Frontier Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on.....01/12/2020.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

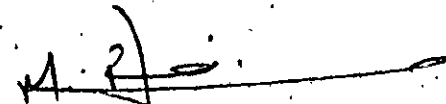
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Restoration ✓  
Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this~~

office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this.....11<sup>th</sup>.....

Day of.....Nov.....2020.

  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

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

**"B"**

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

DB

No. Restoration Application No. 183 / 2019

Appeal No. 987 of 20 12

Jehanzeb-ur-Rehman Appellant/Petitioner

Versus

P.P.O. KPK Pesh. Respondent

Respondent No. 1

Notice to: Provincial Police Officer, KPK  
Peshawar

WHEREAS an appeal/petition under the provision of the North-West Frontier Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 01/12/2019 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

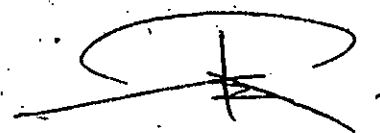
Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition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

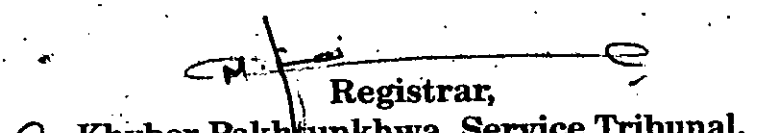
Restoration ✓  
 Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this~~

office Notice No. .... dated .....

Given under my hand and the seal of this Court, at Peshawar this 11 11 .....

Day of Nov 20 19

  
20-11-2019

  
 Registrar,  
 Khyber Pakhtunkhwa Service Tribunal,  
 Peshawar.

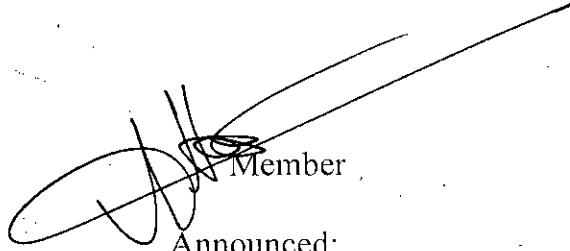
Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
 2. Always quote Case No. While making any correspondence.



A. No. 987/2012  
Jehanzeb-ur-Rehman vs Govt

20.11.2018

Nemo for appellant present. Mr. Kabirullah Khattak,  
Addl: AG Mr. Zahid Ur Rehman, Inspector(Legal) for  
respondents present. The case was called several times today,  
the last being at 3:10 pm, but none appeared on behalf of the  
appellant. Dismissed for none prosecution. File be consigned  
to the record room.



Member



Chairman

Announced:  
20.11.2018

29.03.2018

Clerk to counsel for the appellant and Asst: AG alongwith Mr. Zahid Ur Rehman Inspector for respondents present. Clerk to counsel for the appellant seeks adjournment as learned counsel for the appellant is not available. Adjourned. To come up for arguments on 08.05.2018 before S.B.


  
(Ahmad Hassan)  
Member

  
(M. Hamid Mughal)  
Member

08.05.2018 The Tribunal is defunct due to retirement of Hon'ble Chairman. Therefore, the case is adjourned. To come on 02.07.2018

02.07.2018


Counsel for the appellant and Addl: AG for respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 16.08.2018 before D.B.

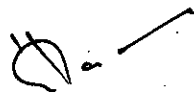
  
(Ahmad Hassan)  
Member

  
(M. Amin Khan Kundi)  
Member

16.08.2018

Appellant absent. Learned counsel for the appellant absent. Mr. Usman Ghani learned District Attorney alongwith Zahid Rehman ASI for the respondents present. Adjourned. To come up for arguments on 15.10.2018 before D.B.

  
(Muhammad Amin Kundi)  
Member

  
(Muhammad Hamid Mughal)  
Member

15.10.2018

Clerk to counsel for the appellant and Mr. Kabirullah Khattak learned Additional Advocate General for the respondent present. Due to general strike of the bar, the case is adjourned. To come up on 20.11.2018 before D.B


  
Member

  
Member

17. 24.07.2017


Counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Zahid Ur Rahman, Inspector for the respondent present. Counsel for the appellant seeks adjournment. Adjourned. To come up for argument on 20.11.2017 before D.B.

  
(Ahmad Hassan)  
Member

  
(Muhammad Hamid Mughal)  
Member

20.11.2017

Learned counsel for the appellant present. Mr. Muhammad Jan, Deputy District Attorney alongwith Zahid-Ur-Rahman, Inspector for the respondents present. Representative of the respondents department is directed to produce complete inquiry <sup>record</sup> report on or before the next date of hearing. To come up for such record and arguments on 25-1-18 before D.B.

  
(Gul Zeb Khan)  
Member

  
(Muhammad Hamid Mughal)  
Member

25.01.2018

Counsel for the appellant present. Mr. Muhammad Jan, DDA alongwith Mr. Zahid-ur-Rehman, Inspector for the respondents present. Representative of the respondents department submitted inquiry record which is placed on file. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 29.03.2018 before D.B.

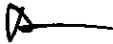
  
Member

  
Chairman

22.08.2016

Agent to counsel for the appellant and Mr. Abdur Rehman, Inspector alongwith Mr. Muhammad Jan, GP for respondents present. Agent to counsel for the appellant requested for adjournment. Request accepted. To come up for arguments on

16-12-16



Member



Member

16.12.2016

Junior to counsel for the appellant and Mr. Abdur Rehman, Inspector (legal) alongwith Asst. AG for respondents present. Junior to counsel for the appellant seeks adjournment. To come up for arguments on 21.04.2017.



(MUHAMMAD AAMIR NAZIR)  
MEMBER



(ASHFAQUE TAJ)  
MEMBER

21.04.2017

Mr. Yasir Saleem, Advocate on behalf of the appellant appeared and stated that he will submit his Wakalatnama on the next date and requested for adjournment. Mr. Zahid-ur-Rehman, Inspector alongwith Mr. Ziaullah, Government Pleader for the respondents also present. To come up for arguments on 24.07.2017 before D.B..



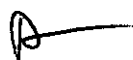
(Ahmad Hassan)  
Member



(Muhammad Amin Khan Kundi)  
Member

26.2.2015

Appellant with counsel and Mr. Ziaullah, GP with Gulzar, Inspector for the respondents present. Counsel for the appellant requested for adjournment. Therefore, case is adjourned to 05.8.2015 for arguments.



MEMBER



MEMBER

05.08.2015

Counsel for the appellant and Mr. Nabi-ur-Rehman, ASI alongwith Mr. Ziaullah, G.P for respondents present. Since the court time is over therefore, case is adjourned to 13-01-2016.



Member



Member

13.01.2016

Appellant in person and Mr. Abdur Rehman, Inspector (legal) alongwith Addl: A.G for respondents present. Since the learned Member (Judicial) is on leave therefore, case is adjourned to 6-5-16 for the same.

  
Reader

06.05.2016

Counsel for the appellant and Mr. Abdur Rehman, Inspector (legal) alongwith Mr. Ziaullah, GP for respondents present. The respondent-department is directed to produce the copy of inquiry report. To come up for inquiry report and arguments on 22-8-16 before D.B.



Member



Member

987/12

31.10.2013.

Appellant with counsel and Mr. Muhammad Ibrahim Azhar, Inspector (Legal) on behalf of the respondents with Sr.GP present. Rejoinder has not been received and learned counsel for the appellant requested for further time with a prayer to fix the case for arguments. Therefore, rejoinder be filed in the meantime with a copy to the opposite side for arguments on 10.4.2014

  
Chairman

10.4.2014

Appellant with counsel (Mr. Sajid Amin, Advocate) and Mr. Aziz-ur-Rehman, DSP (Legal) Hangu on behalf respondents with AAG present. The learned counsel for the appellant requested for adjournment due to pre-occupation of learned senior counsel (Mr. Ijaz Anwar, Advocate) in the august Supreme Court of Pakistan, Islamabad. To come up for arguments on 5.9.2014.

  
Chairman

5.9.2014

Appellant with counsel (Mr. Sajid Amin, Advocate) and Mr. Asghar Mehmood, ASI on behalf of respondents with Mr.Usman Ghani, Sr.G.P present. Rejoinder received on behalf of the appellant, copy whereof is handed over to the learned Sr. GP for arguments on 26.2.2015.

  
Chairman

22.1.2013

Appellant with counsel and Mr. Arshad Alam, GP for the respondents present. To come up for written reply/comments on 12.4.2013.

Member

Member

12.4.2013

Appellant with counsel (Mr. Sajid Amin, Advocate) and Mr. Noorullah, SGP for the respondents present. Written reply on behalf of the respondents received, copy whereof is handed over to the learned counsel for the appellant for rejoinder. The respondents have again deputed Mr. Dildar Hussain, Constable, for representing them before the Tribunal, which reflects their scant regard for the decorum of the Tribunal. Therefore, show cause notices be issued to all the three respondents i.e PPO, KPK, Peshawar, DIG of Police, Kohat Region, Kohat and DPO Hangu to explain their conduct, and also appear in person alongwith their explanation for further legal action. To come up for further proceedings/rejoinder on 4.7.2013.

CHAIRMAN

04.07.2013

Appellant in person and Mr. Ibrahim, Inspector (Legal) for respondents with Mr. Usman Ghani, Sr. GP present. Explanation has already been received on behalf of DPO, Hangu. The respondents are warned to be careful in future. Rejoinder has not been received, and request for further time made on behalf of the appellant. To come up for rejoinder on 31.10.2013.

Chairman

Appeal No. 987/2012.  
Jehanzeb-ur-Rehman,

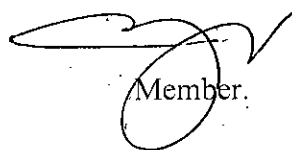
3.

16.10.2012

Counsel for the appellant present and heard. Contended that the appellant was appointed as Constable in the Police Department. He was charged in a criminal case vide FIR dated 1.11.2011. During the pendency of the criminal case, the respondents issued a charge sheet/statement of allegations to the appellant, however, the same was not communicated to him. An inquiry was conducted at the back of appellant by the Inquiry Officer, and he was recommended for minor penalty of stoppage of two annual increments with cumulative effect. Thereafter, the appellant was acquitted of the charges by the Senior Civil Judge vide order dated 15.3.2012. The appellant after acquittal reported for his duty but Respondent No. 3 issued him the order of dismissal from service dated 11.5.2012. The appellant preferred a departmental appeal but the same was rejected on 27.6.2012. Counsel for the appellant further contended that the appellant has been dismissed from service without fulfilling the legal requirements, as no charge sheet/statement of allegations was issued to the appellant. No inquiry has been conducted against the appellant and he has been condemned unheard. No final show cause notice has been served upon the appellant. The Inquiry officer recommended the appellant for minor penalty while the competent authority awarded the appellant major penalty of dismissal from service without any justification. Counsel for the appellant stated that the appellant had submitted an application for supply of copies of charge sheet/statement of allegations, show cause notice etc, but the same have been refused to him and only dismissal order was handed over to him. Points raised need consideration. The appeal is admitted to regular hearing, subject to all legal objections. The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, notice be issued to the respondents. Case adjourned to 22.1.2013 for submission of written reply.

Appellant deposited security &  
Process fee Rs 180/- Bank receipt is  
attached with file

file

  
Member.

5.

16.10.2012

This case be put before the Final Bench 1 for further proceedings.



  
Member.



Form- A  
FORM OF ORDER SHEET

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


Case No. 987 /2012

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge or Magistrate  |
|-------|---------------------------|---|
| 1     | 2                         | 3   |
| 1     | 06/09/2012                | <p>The appeal of Mr. Jehanzeb-ur-Rehman resubmitted today by Ijaz Anwar Advocate may be entered in the Institution Register and put up to the Worthy Chairman for preliminary hearing.</p> <p><br/>REGISTRAR</p> |
| 2     | 10-9-2012                 | <p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>16-10-2012</u>.</p> <p><br/>CHAIRMAN</p>  |

The appeal of Mr. Jehanzeb-ur-Rehman received today i.e. on 23/07/2012 is incomplete which is returned to the counsel for the appellant for completion and re-submission within 15 days:-

Copy of departmental appeal is not attached with the appeal which may be placed on it.

NO. 815 /S.T.,  
Dt. 25/07 /2012.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

MR. IJAZ ANWAR ADV. PESH.

The appellant has not retained copy of departmental appeal with himself, he applied to the department for provision of copy of departmental appeal however, not provided by the department, the same may be sought through court.

*Re Submitted*

*Sign*  
Sajid Amin  
Advocate

**BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

Appeal No. 487 /2012

Jehanzeb-ur-Rehman Ex-Constable No.721, District  
Police Hangu.

(Appellant)

VERSUS

Provincial Police Officer Khyber Pakhtunkhwa,  
Peshawar and others.

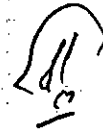
(Respondents)

**INDEX**

| S. No. | Description of Documents            | Annexure | Page No. |
|--------|-------------------------------------|----------|----------|
| 1      | Memo of Appeal & Affidavit          |          | 1-4      |
| 2      | FIR dated 01.11.2011                | A        | 5        |
| 3      | Order dated 15.03.2012              | B        | 6        |
| 4      | Dismissal Order dated<br>11.05.2012 | C        | 7        |
| 5      | Rejection Order dated<br>27.06.2012 | D        | 8-10     |
| 6      | Vakalatnama                         |          |          |

Appellant

Through



**IJAZ ANWAR**  
Advocate, Peshawar  
&

**SAJID AMIN**  
Advocate Peshawar

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

Appeal No. 987/2012

✓ Jehanzeb-ur-Rehman Ex-Constable No.721, District Police Hangu.

(Appellant)

VERSUS

1. Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar.
2. Deputy Inspector General of Police Kohat Region, Kohat.
3. District Police Officer, Hangu.

(Respondents)

**Appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the order dated 11.05.2012, whereby the appellant has been awarded the major penalty of "Dismissal from Service", against which his departmental appeal has also been rejected vide dated 27.06.2012, communicated to the appellant on 29.06.2012**

Prayer in Appeal:

**On acceptance of this appeal both the Orders dated 11.05.2012, and 27.06.2012, may please be set aside and the appellant may be reinstated into service with all back benefits and wages of service.**

Respectfully Submitted:

1. That the appellant was enlisted as Constable in Police Department, ever since his enlistment the appellant has performed his duties as assigned to him with zeal and devotion and there was no complaint whatsoever regarding his performance.

2. That during the course of his service the appellant was charged in a criminal case under section 337F (ii) PPC / 13AO, vide FIR dated 01.11.2011, Police Station City, Hangu. (Copy of the FIR dated 01.11.2011, is attached as Annexure A)
3. That during the pendency of the criminal case, the respondents issued Charge Sheet and Statement of Allegations to the appellant on account of his involvement in criminal case, however, those were never communicated to the appellant.
4. That a partial enquiry was conducted and without associating the appellant with the enquiry proceedings, the enquiry officer gave its findings and recommended the appellant for minor penalty of stoppage of two annual increments with cumulative effect.
5. That thereafter, the appellant faced criminal trial and vide order dated 15.03.2012, he was acquitted of the criminal case on account of compromise by the learned Senior Civil Judge / JM, Hangu. (Copy of the order dated 15.03.2012, is attached as Annexure B)
6. That the appellant after gaining acquittal from criminal case, went to join his duty, however, the Respondent No.3 without issuing any show cause notice to him and ignoring the recommendations of the inquiry officer, illegally awarded the appellant the major penalty of "Dismissal from Service" vide order dated 11.05.2012. ( Copy of the order dated 11.05.2012, is attached as Annexure C)
7. That the appellant filed Departmental against the order dated 11.05.2012, however, the same was also rejected vide order dated 27.06.2012, communicated to the appellant on 29.06.2012.( Copy of the rejection order dated 27.06.2012, is attached as Annexure D)
8. That the order dated 11.05.2012, and 27.06.2012, are illegal unlawful against law and facts and are liable to be set aside inter alia on the following grounds.

### **Grounds of Appeal:**

- A. That appellant has not been treated in accordance with law and his rights secured and guaranteed under law are badly violated.
- B. That no proper procedure has been followed before awarding the penalty of dismissal from service to the appellant, no proper inquiry has been conducted, the appellant has not been given opportunity to defend himself, neither he has been associated with the inquiry proceedings, nor any witness has been examined or if so examined, he has not been given opportunity

to cross examine them. Thus the whole proceeding are defective in the eye of law, thus the order so made is not tenable in the eye of law.

- C. That the charge sheet and statement of allegations were never served upon the appellant nor any endeavor was made to associate the appellant with the enquiry proceedings the enquiry was conducted ex-parte.
- D. That no Final Show Cause Notice has been served upon the appellant nor he has been provided the copy of the findings of the enquiry report before awarding him penalty which is mandatory in case of awarding major penalty, thus the appellant has been virtually condemned unheard.
- E. That the enquiry officer recommended the appellant for minor penalty of stoppage of two annual increments, however, the competent authority disregarded the recommendations of enquiry officer and illegally awarded the major penalty of dismissal from service to the appellant. Neither any show cause notice has been issued to the appellant nor any reason has been given for disregarding the recommendation of the enquiry officer.
- F. That the appellant has been proceeded against under Removal from Service Spécial Powers Ordinance which has since been repealed, thus there is serious misapplication of law, the order so made is not tenable and liable to be set aside.
- G. That the appellant has not been given proper opportunity of personal hearing, thus he has been condemned unheard.
- H. That the appellant was proceeded against on account of his involvement in criminal case, since he has been acquitted from criminal charges, thus he is liable to be reinstated into service.
- I. That the appellant has never committed any act or omission which could be termed as misconduct, he was falsely charged in a criminal case and on his acquittal he is liable to be reinstated.
- J. That the appellant has more then 3 years of service, the penalty imposed is harsh and liable to be set aside.
- K. That the appellant is jobless since his illegal dismissal from service.

L. That the appellant seeks the permission of this Honourable Tribunal to rely on additional ground at the hearing of this appeal.

It is, therefore, humbly requested that on acceptance of this appeal both the Orders dated 11.05.2012, and 27.06.2012, may please be set aside and the appellant may be reinstated into service with all back benefits and wages of service.

Appellant

Through



**IJAZ ANWAR**  
Advocate Peshawar

And

**SAJID AMIN**  
Advocate Peshawar

**AFFIDAVIT**

I, **Jehanzeb-ur-Rehman Ex-Constable No.721, District Police Hangu**, do hereby solemnly affirm and declare on oath that the contents of the above appeal are true and correct and that nothing has been kept back or concealed from this honourable Tribunal.

**Deponent**

# ابتدائی اطلاعی رپورٹ

Annex: A

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فائل (ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس رپورٹ شدہ زیر دفتر ۱۵۳ مجموعہ صابھ فوری)

کونٹر

حصہ

منبع

نمبر

تاریخ و وقت وقوع

|   |  |            |
|---|--|------------|
| ۱ | تاریخ و وقت رپورٹ  | ۱۵         |
| ۲ | نام و سکونت اطلاع دہندہ و متیقن  | ۵۳۱        |
| ۳ | مختصر کیفیت جرم (مورد رقم) حال اگر کچھ یا گیا ہو                                 | ۳۳۷ F (۱۱) |
| ۴ | جائے وقوع و فاصلہ مقام سے اور سمت  | ۱۵۰        |
| ۵ | نام و سکونت ملزم   | ۱۵         |
| ۶ | کارروائی جو تفتیش کے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہو تو وہ بیان کرو۔ | ۱۵         |
| ۷ | مقام سے روانگی کی تاریخ و وقت  | ۱۵         |

**ابتدائی اطلاع نیچے درج کرو**

۱۔ اطلاع دہندہ کی شناخت اور پتہ: ۵۳۱

۲۔ اطلاع دہندہ کی شناخت اور پتہ: ۵۳۱

۳۔ مختصر کیفیت جرم (مورد رقم) حال اگر کچھ یا گیا ہو: ۳۳۷ F (۱۱)

۴۔ جائے وقوع و فاصلہ مقام سے اور سمت: ۱۵۰

۵۔ نام و سکونت ملزم: ۱۵

۶۔ کارروائی جو تفتیش کے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہو تو وہ بیان کرو۔

۷۔ مقام سے روانگی کی تاریخ و وقت: ۱۵



ANNEX: B

6

ORDER - 3

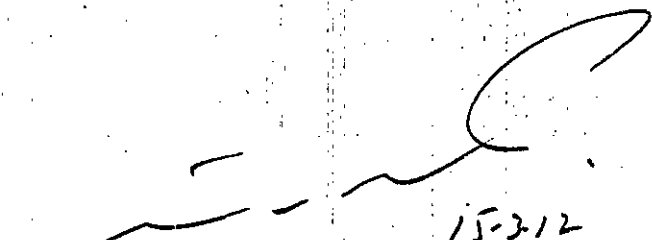
Accused Jahan Zeb-ur-Rehman alongwith his counsel present. Complainant/ injured Zahid Ullah also present, who stated at the bar that he has effected compromise with the accused privately outside the court through the intervention of the elders of the locality. He submitted a compromise deed before the court wherein he stated that the matter has been patched up between the parties, the compromise is genuine and without force and coercion. In this regard, his statement was recorded overleaf the compromise deed in which he stated that if the accused is acquitted from the charges leveled against him, he would have got no objection to it. The compromise deed is Ex. PA.

As the offence 337-F(ii) PPC is compoundable and the matter has been patched up between the parties. Therefore, on the sole ground of compromise the accused is acquitted U/s 337-F(ii) PPC. His sureties stand discharge from their liabilities. Whereas, convicted U/s 13-AO and sentenced to suffer simple imprisonment till the rising of the court and to pay a fine of Rs.50/-, in default of which he will undergo 1 day S.I. Case property be returned to its lawful owner.

File be consigned to RRG after completion.

ANNOUNCED  
15.03.2012

1375  
 Date of presentation of appointment 17/7/12  
 Date on which copy completed 17/7/12  
 Date on which copy was attested 17/7/12  
 Number of Words .....  
 Urgent Fee .....  
 Name of Copyist .....  
 Copying Fee .....  
 17/7/12

  
 Senior Civil Judge/JM,  
 Hangu.

15-3-12  
 CERTIFIED TO BE TRUE COPY  
 17-506  
 17/7/12  
 EXAMINER  
 COPYING AGENCY HANGU

(DR. MIAN SAED AHMED) PSP,  
DISTRICT POLICE OFFICER,  
HANGU.

No. 2494-98/PA, dated Hangu, the 11/05/2012  
Copy of above is submitted to the Regional Police Officer, Kohat  
Region, Kohat for favour of information please.  
2. Pay Officer, Reader, SRC & OSI for information and necessary  
action.

**OFFICE OF THE DISTRICT POLICE OFFICER, HANGU**

(DR. MIAN SAED AHMED) PSP,  
DISTRICT POLICE OFFICER,  
HANGU.

Order Announced  
OB No. 229  
Dated 11/5/2012.

This order of mine will dispose off departmental enquiry initiated  
against Constable Jahanzaib-ur-Rehman No. 771 on the basis of allegation that he  
while posted at Gazi Talab, Police Station Hangu, he was directly charged in case FIR  
No. 656 dated 01.11.2011 U/Ss 337F(III) PPC / 13AO Police Station City, Hangu  
which shows criminal gross misconduct on his part.  
He was served charge sheet together with statement of allegation  
under Khyber Pakhtunkhwa Removal from service (Police Disciplinary Rules, 1975) to  
which he failed to submit his reply. Mr. Gul Sarwar, RI Police Lines, Hangu was  
appointed as Enquiry Officer to conduct departmental enquiry against him. After  
completion of enquiry, the enquiry officer submitted his findings on 20.01.2012 and  
held him guilty of the charges leveled against him, therefore, recommended him for  
major punishment of stoppage of two annual increments with cumulative effect.  
It is further added that the enquiry was pending for the final  
decision of the court. The honorable court issued final order on 05.04.2012 on the  
ground of compromise accused is acquitted U/S 337-F(III) PPC. His surities stand  
discharge from their liabilities. Whereas, convicted U/S 13-AO and sentenced to  
suffer simple imprisonment till the rising of the court and to pay a fine of Rs. 50/-.  
Thereafter, he was called in orderly room on 08.05.2012 and also  
held him guilty of the charges of the charges leveled against him.  
Keeping in view of above and having gone through available record,  
the undersigned has come to the conclusion that the defaulter Constable absented  
himself from duty due to his involvement in above mentioned case and also indicates  
that he was not interested to serve further. Moreover, in these circumstances his  
retention in Police Department is burden on public exchequer, therefore, I, Dr. Mian  
Saeed Ahmed, PSP, District Police Officer, Hangu in exercise of the powers conferred  
upon me, awarded him major punishment of dismissal from service.

① ②  
Amir C ⑦

**ORDER**

ANNEX: D (8)

POLICE DEPTT:

KOHAT REGION

ORDER

This order is passed on application / appeal moved by Ex: constable Jehanzeb-ur-Rehman No. 771 of Hangu district, wherein the appellatant prayed for re-instatement in his service.

Facts of the case are that the appellatant while posted at Qazi Talab Check Post Hangu was dealt with departmentally only score of allegations that on 01.11.2011, he was called for roll call by incharge check post. In the meantime he went to his tent took a knife and gave blow to his colleague constable Zahid Khan, who sustained injury on his right thigh. Case vide FIR No. 656/2011 U/Ss337-F(II) PPC, 13AO PS Hangu was registered against him. Reserve Inspector Police Lines Hangu was appointed as enquiry officer, who vide his findings held him guilty of the charge. Resultantly, the appellatant was dismissed from service by the DPO Hangu vide his office O.B No. 229 dated 11.05.2012.

Feeling aggrieved from the punishment order the appellatant preferred the instant application / appeal.

He was called and heard in person in Orderly Room held on 27.06.2012 and record perused.


The appellatant advanced that he has patched up the mater with the complainant and on the basis of compromise he has been acquitted by the competent court of law.

I have gone through the record which indicates that during his short service i.e about 3 ½ years, he committed a gross indisciplined criminal act, which earned bad name to the Police department. Record further revealed that the appellatant was directly charged for the commission of offense, arrested on the spot by his colleagues and recovery of weapon of crime was also effected, for which (u/s 13AO) he was convicted by the court. So far as his acquittal under penal law is concerned the departmental and criminal proceedings are independent in nature.

In view of the above, his retention in a disciplined force shall be burden on public exchequer and shall earn bad name to Police department ; hence the punishment orders passed by DPO Hangu is upheld and the appeal is hereby rejected.

Announced

27.06.2012

  
(MOHAMMAD IMTIAZ SHAH)  
PSP,QPM

Dy: Inspector General of Police  
Kohat Region, Kohat.

No. 6015 /EC

28/06

Copy for information and necessary action to the District Police Officer, Hangu. Appellan's service record is returned herewith.

  
(MOHAMMAD IMTIAZ SHAH)  
PSP,QPM

Dy: Inspector General of Police  
Kohat Region, Kohat.

مجموعہ ضابطہ DP صاحب پتہ

فائل نمبر - 771

درخواست لفظی عطاء صحت لفظی

Imp/legat.

1. چانگ سید

for opinion and

2. جواب چانگ سید

report.

3. سرکار نوٹس

District Police Officer  
Hangu.

4. جواب شوکانو نوٹس / 17/7

5. ڈسپنس آرڈر 17/7

جہاں تک ...

لفظی عطاء صحت لفظی

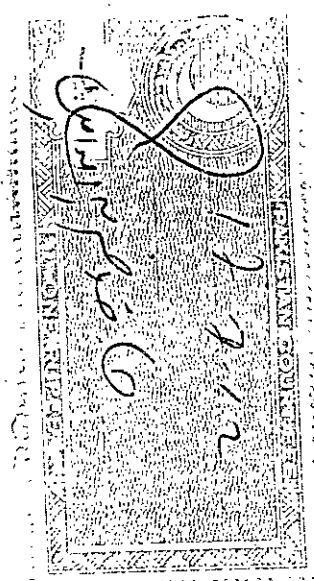
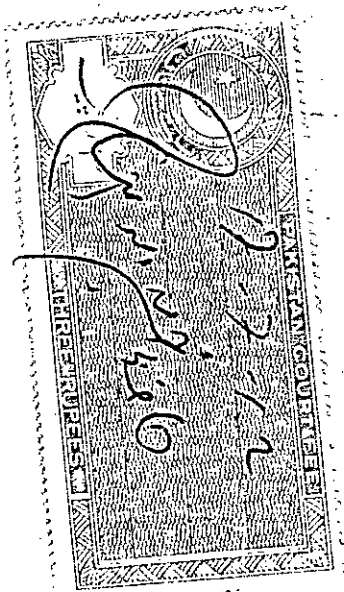
1. سرکار عطاء صحت لفظی - 17/7

1-1-1767-14101

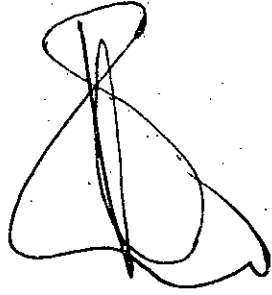
حافظ فرید الرحمن

1-1-1767-14101

15/7/17



Copy of dismissal  
order may be furnished  
to the applicant.



17/2

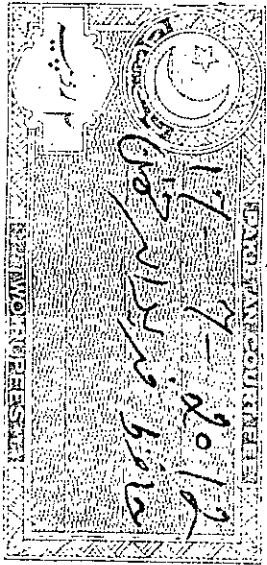


دفعہ 10 - ڈی او

درج ذیل ادا شدہ رقمیں کے لئے  
دفعہ 10 کے تحت جاری ہے  
17/7/2012  
17/7/2012

حاجی علی محمد

دفعہ 10 کے تحت جاری ہے  
17/7/2012

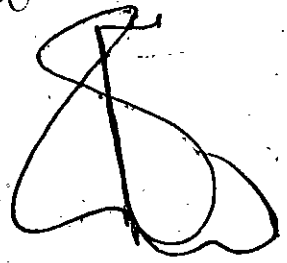


17/7/2012

14101-0797091-1


Handwritten signatures and text, including 'As agent' and '17/7'.

Only order copy  
of his dismissal  
may be furnished  
to the applicant



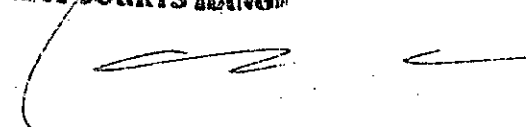
17/7.

Di.  
Per N/A.



✓ District Police Officer  
Hangul. 17/7.

BASHIRAT ULLAH SYED  
PETITION WRITER  
DISTRICT COURTS HANGUL



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

Service Appeal No.987/ 2012

Jahanzeb-ur-Rehman

Ex-Constable No.721 .....Appellant

***VERSUS***

1. Provincial Police Officer Khyber Pakhtunkhwa Peshawar
2. Deputy Inspector General of Police Kohat Region, Kohat.
3. District Police Officer Hangu.....Respondents.

**WRITTEN REPLY ON BEHALF OF RESPONDENTS.**

**Preliminary Objection.**

1. That, the instant application is badly time barred.
2. That, the appellant has got no cause of action to file the present application.
3. That, this Honourable Service Tribunal has got no jurisdiction to entertain the present application.
4. That, the appellant has concealed material facts from this Honourable Service Tribunal.
5. That, the present application is bad in its present form, hence not maintainable and liable to be dismissed.

**Respectfully Sheweth.**

1. Correct to the extent that the appellant was enlisted as constable in Police department but the service record of the appellant shows that he intentionally and deliberately remained absent from official duty on three different occasions during his short service of about 3 ½ years for which he was punished accordingly(copy enclosed). Moreover, the appellant had failed in Pakistan Penal code, Police practical work parade examination during basic recruit course held in term ending 20.06.2009 at PTC Hangu.
2. Correct.
3. Incorrect. Charge sheet and summary of allegations were communicated to the appellant which is evident from his own reply to charge sheet No.25/PA dated 02.01.2012(copy enclosed).
4. Incorrect. All the legal and codal formalities were observed during the departmental enquiry of the appellant as required under the prescribed Law & Rules and no partiality what so ever was done during the course of enquiry proceeding, but correct to the extent that the enquiry officer had recommended the appellant to be punished for stoppage of two annual increments with commutative official.
5. Correct to extent that appellant was acquitted on the basis of compromise charged u/s 337(iii) PPC but was sentenced to pay a fine of Rs.50 and till rising of the court u/s 13AO.(copy enclosed).



6. Incorrect. As the appellant committed gross misconduct during his short service of about 3 ½ years by giving knife blow to his colleague constable Zahid Khan thus injured him on his right thigh. Resultantly appellant was arrested by his own colleagues alongwith the weapon of offence for which he was convicted by the court u/s 13AO. Taking into account the gross indiscipline criminal act of the appellant and earning bad name for the department, the competent authority awarded him major penalty of dismissal from service.
7. Correct.
8. Incorrect. That the orders of competent authorities dated 11.05.2012 and 27.06.2012 are legal, lawful and according to law and facts on record which are liable to upheld in the best interest of natural justice.


Grounds.

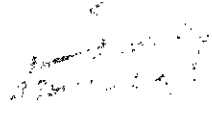
- a. Incorrect. That the appellant has been treated in accordance with law and no violation of rules/ law has been done during the course of enquiry proceeding.
- b. Incorrect. That, enquiry proceeding were carried out in accordance with prescribed law & rules and the appellant was given full opportunity to defend himself. Moreover material witnesses i-e Constable Zahid Khan and ASI Yousaf Khan incharge Qazi Talab Police Post were examined during the course of enquiry.(copies enclosed).
- c. Incorrect. That, the charge sheet and statement of allegations were communicated to the appellant as explained in Para (3). Moreover the appellant was associated with enquiry proceeding and no ex-parte proceedings were carried out.
- d. Incorrect. That, the appellant has been provided all the relevant orders of he competent authority for which he applied as per prescribed rules.
- e. Correct to the extent that the enquiry officer recommended the appellant to be punished for stoppage of two annual increment but the competent authority awarded him major penalty of dismissal to the appellant for the reasons as explained in Para No.6
- f. Denied due to want of any proof.
- g. Incorrect.
- h. Incorrect. That, the appellant was proceeded against for committing criminal gross misconduct which is clear from the body of charge sheet No.25/PA dated 02.01.2012 (copy enclosed). Moreover, the appellant has been acquitted u/s 337(III) PPC on the basis of compromise and convicted u/s 13AO. It is further added that criminal and departmental proceedings are independent and have different footings to stand in the eye of law.
- i. Incorrect. That, the appellant has been directly charged for the commission of offence. He was arrested on the spot by his own colleagues alongwith the weapon of offence for which he was convicted u/s13AO. Moreover, the appellant has admitted his guilt vide his own reply to the charge sheet, the copy of which has already been attached.
- j. Correct to the extent that the appellant has more then three year of service but the appellant deserved the penalty awarded to him because he committed a gross indisciplined misconduct in disciplined institution.

- k. Incorrect. That, the dismissal of the appellant was legal and according to the prescribed rules while the remaining para needs no comments.
- l. That the respondents seek the permission of this honourable tribunal to after additional grounds/points at the time of arguments.

Prayer.

It is therefore, humbly prayed that the legal and lawful orders of the competent authority dated 11.05.2012 and 27.06.2012 may kindly be upheld in the interest of natural justice while the illegal meritless and groundless appeal of the appellant may be dismissed with costs.

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

  
Deputy Inspector General of Police,  
Kohat Region, Kohat  
(Respondent No.2)

  
District Police Officer,  
Hangu  
(Respondent No.3)

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

Service Appeal No.987/ 2012

Jahanzeb-ur-Rehman

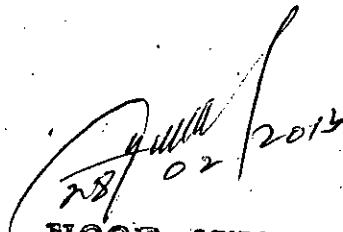
Ex-Constable No.721 .....Appellant.

**VERSUS**

District Police Officer Hangu etc..... Respondents

**COUNTER AFFIDAVIT**

I do hereby solemnly affirm and declare on oath that contents of reply/parawise comments to the appeal filed by Ex- Constable Jahanzeb-ur-Rehman No.721 are correct to the best of my knowledge and nothing has been willfully concealed from this Honourable Tribunal.

  
28/02/2013  
**NOOR AWAZ**  
ADVOCATE  
OATH COMMISSIONER  
DISTRICT HANGU

  
District Police Officer,  
Hangu



لقد التفتت شيرسرل في طلب حصول  
 رقم 357  
 11/11  
 337 F111  
 13A0  
 656  
 11/11  
 ORDER-3

Accused Jahan Zeb-ur-Rehman alongwith his counsel present. Complainant/ injured Zahid Ullah also present, who stated at the bar that he has effected compromise with the accused privately outside the court through the intervention of the elders of the locality. He submitted a compromise deed before the court wherein he stated that the matter has been patched up between the parties, the compromise is genuine and without force and coercion. In this regard, his statement was recorded overleaf the compromise deed in which he stated that if the accused is acquitted from the charges leveled against him, he would have got no objection to it. The compromise deed is Ex. PA.

As the offence 337-F(ii) PPC is compoundable and the matter has been patched up between the parties. Therefore, on the sole ground of compromise the accused is acquitted U/s 337-F(ii) PPC. His sureties stand discharge from their liabilities. Whereas, convicted U/s 13-AO and sentenced to suffer simple imprisonment till the rising of the court and to pay a fine of Rs.50/-, in default of which he will undergo 1 day S.I. Case property be returned to its lawful owner.

File be consigned to RRG after completion.

**ANNOUNCED**  
 15.03.2012

CERTIFIED TO BE TRUE COPY  
 M. Sale  
 5/4/12  
 EXAMINER  
 COPYING AGENCY HANGU

*[Signature]*  
 Senior Civil Judge/JM,  
 Hangu.  
 15-3-12

سید محمد

نمبر ۱۰۱۱۱۱۱۱۱۱۱۱  
۱۲/۱۲/۰۹

۱۴-۳۰-۱۲  
۱۲/۱۲/۰۹

۸-۱۲-۰۹

۲۴-۰۹

۲۱-۱-۱۰

AD  
12/12/09

OP NO: 54

21-1-10

Sir  
Forward ok  
Thir  
S/O DC/STP  
12/12/09

Sir  
Forwarded  
(h)

SDPO/HALL  
18/12/09

ORDER

(02) days leave with  
FORV  
out pay.

(h)

District Police Officer  
Hangu.

ORDER

Three days leave with  
out pay - fined Rs/150 -  
and pay released.

صاف علی

DISTRICT POLICE  
OFFICER, HANGU

گزارش پورٹل کے تحت ایف ڈی ایم عسکر طاہر سے لیا گیا  
بیزلیم درہواری سے ایف ڈی ایم کے ساتھ دو بارہ ایف ڈی ایم  
سے لیا گیا ہے۔ اس کے ساتھ ساتھ ایف ڈی ایم کے ساتھ  
کوئی مقررہ مقررہ نہیں ہے۔

عسکر طاہر سے لیا گیا

(3) ایف ڈی ایم عسکر طاہر سے لیا گیا  
x \_\_\_\_\_ x

ادعا

15/11/10

ایف ڈی ایم کے ساتھ ایف ڈی ایم کے ساتھ ایف ڈی ایم کے ساتھ

15/11/10

Sir,

Forwarded

Handwritten signature

Sir,

Forwarded to  
Sd/-

Asst. P.P. Hangu

15-11-10

Asst. P.P. Hangu

15/11/10

گزارش پورٹل کے تحت ایف ڈی ایم عسکر طاہر سے لیا گیا  
بیزلیم درہواری سے ایف ڈی ایم کے ساتھ دو بارہ ایف ڈی ایم  
سے لیا گیا ہے۔ اس کے ساتھ ساتھ ایف ڈی ایم کے ساتھ  
کوئی مقررہ مقررہ نہیں ہے۔

Asst. P.P. Hangu  
15-11-10

بیانات زمان کہ سرکار ASI انیٹیاں تاملار  
EX

بیان کرنا ہوں کہ میں جو باوجود گناہ میں اپنے وقت سے دنیا و  
جب کہ ذالہ اللہ اپنے وقت میں عیب و نقص میں دوزخ تاملار  
میں موجود کہ میں لہری ہے وہ ہر دیکھ کہ لائٹنگ ذالہ اللہ کو تاملار  
تہ نشانی میں چاہوں میں لہری تاملار و تاملار  
میں جو وقت میں سے اول لہری ذالہ اللہ تاملار  
جو تاملار ہے وہ لہری تاملار تاملار میں جو  
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9/1/02

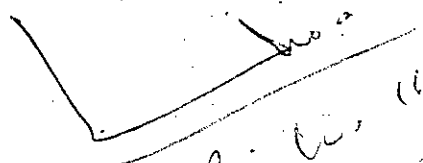
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9/1/02

Albert



تاملار تاملار تاملار

صاحب عالی!

حوالہ چارج ہسٹ میں 25/12/2012 تاریخ 02-1-2012

سید عزیز حسن صاحبہ بول کے ٹھوس سے مسلک کا جوڑ ہے  
ایسے بول توں میں سے ہو کر مسلک سرد بول ہے  
اسم ایسے رازیں مائیں میں اور عدالت میں ہی  
راہیں مارے کہتا ہے غریب والیں ہا واہ آسرا بول کہو ہے  
چوڑے میں بھائی میں بسوا مسٹر گنگہ ہا کوں ہی سخن  
اس سرد بول میں مہری ایک مسلک کی سزا مرے کہا بول  
مے مستیں کو تارک کر سکی ہے حصوں ہا تو اسٹار  
بول معاف کیا جاوے آسرا ہا قضا ط روٹ

2012

چارج 771

Handwritten signature

2012-01-09

- 1 = کین تارک میں ہے
- 2 = سال 2008 (لوری تارک میں)
- 3 = کوئے قسٹ رکت میں ہے
- 2 = کسے قسم لستہ میں کرتا ہے
- 3 = اے لختہ راجہ ائند ہا ڈاکو لورن ہا قوی سے مارا ہے
- 2 = جوہر رور میں ہے
- 3 = تیار سے چاقو قسٹ میں ہے
- 2 = قسٹ میں ہے

3377 R II قضا محو دیج انہا کوئی  
1180 11/11/2011



بیان اذان کسٹل زاہد اللہ 534

معرور علی یوں کہ فورم 11/11/11 درجیت کا ہے جمع 33747/11/11

بیان کرتا ہوں کہ کسٹل جہانزیب کے ساتھ میرا راہی نام ہو چکا ہے

میرا کسٹل جہانزیب 771 نمبر سی قسیم قدیر اختلافات میں آگیا

اسرار خالد سے التماس ہے کہ کسٹل جہانزیب 771 کی انگریزی

کاٹ کرے گا حکم صادر فرمائیں

یہ میرا بیان ہے جو کہ حقیقت ہے

الکسٹل زاہد 534

1۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

2۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

3۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

4۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

5۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

6۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

7۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

8۔ یہ بات درست ہے کہ جانب ارضی اور نہایت اونچے سے لیا گیا ہے

لوہس لائن

نمبر 23 اور تاریخ 21/11/59

و د 23

رپورٹ غیر معمولی 51/ فورسز 11/11/59 اور وقت 19:00 بجے

اس وقت کیس کے جوائنٹس کے تحت کو آج فورسز کے لئے  
مقرر کیا گیا ہے۔ لیکن سیکرٹری لائن روایت کے مطابق  
مقررہ سالہ فاضلی انتظار کے باوجود لائن کے لئے  
آج صبح کو صرف (فورسز) کے لئے دو (دو) روزہ  
کے لئے ایک دفعہ ہی مقرر کیا گیا ہے اور اس کے  
ملا کر خدمت میں ارسال ہوگا۔

OP No: 515  
11-X-11

کاپی عالی

Sir  
Forwarded

فصلی لائن کے لئے

(Signature)

21/11/59 تا 22/11/59

28-09-59  
Police Lines  
Hangu

(30)

Recommended for (L.W.O.P.)

ORDER

(Signature)

one day leave without  
pay and fined Rs-50/-

Asstt. Sub Division  
Hangu

(Signature)  
District Police Officer  
Hangu

**BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

In the matter of  
Appeal No. 987/2012

Jehanzeb ur Rehman Ex Constable NO.721.....(**Appellant**)

**VERSUS**

Provincial Police Officer Khyber Pakhtunkhwa and others  
..... (**Respondents**)

**REJOINDER ON BEHALF OF THE APPELLANT**

Respectfully submitted:

The appellant submit his rejoinder as under:

Preliminary Objections:

1. Contents incorrect and misleading. the appeal is filed well within the prescribed period of limitation.
2. Content incorrect and misleading. the appellant has illegally being dismissed from service. Hence he has got the necessary cause of action to file the instant appeal.
3. Contents incorrect and misleading. The appellant is a civil servant moreover, mater relates to his term and condition of service. Therefore, on this honorable tribunal has jurisdiction to entertain and adjudicate the instant appeal.
4. Contents incorrect and misleading. All necessary facts are brought before this honorable court and nothing has been concealed.
5. Contents incorrect and misleading. The appeal is filed well in accordance in the prescribed rule and procedure, hence maintainable in his present form.

Facts of the Case:

1. Contents of para 1 of the appeal are correct. The reply submitted to the para is incorrect and false. Moreover, the appellant was never punished/proceeded in past. It is evident from the


documents attached with the reply that the appellant was granted leave without pay on those previous occasion referred in reply and cannot validly be made ground for justifying the action taken against the appellant.

2. Contents being admitted need no reply.
3. Content of para 1 of the appeal are correct. Reply submitted to the para is incorrect and misleading.
4. Contents of para-4 of the appeal are correct. Reply submitted to the para is incorrect and misleading.
5. Contents of para-5 of the appeal being admitted need no reply.
6. Contents of para-6 of the appeal are correct. Reply submitted to the para is incorrect and misleading.
7. Contents being admitted need no reply.
8. Contents of para-8 of the appeal are correct. Reply submitted to the para is incorrect and misleading.

**Grounds of Appeal:**

The Grounds (A to G) of appeal taken in the memo of appeal are legal will be substantiated at the hearing of this appeal.

It is, therefore, prayed that the appeal of the appellant may be accepted as prayed for.

Appellant  
Through  
  
**IJAZ ANWAR**  
Advocate Peshawar

**AFFIDAVIT**

I do hereby solemnly affirm and declare on oath that the contents of the above rejoinder as well as appeal are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.

Deponent

1

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

In the matter of  
Appeal No. 987/2012

Jehanzeb ur Rehman Ex Constable NO.721.....(Appellant)

**VERSUS**

Provincial Police Officer Khyber Pakhtunkhwa and others  
..... (Respondents)

**REJOINDER ON BEHALF OF THE APPELLANT**

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Preliminary Objections:

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2. Content incorrect and misleading. the appellant has illegally being dismissed from service. Hence he has got the necessary cause of action to file the instant appeal.
3. Contents incorrect and misleading. The appellant is a civil servant moreover, mater relates to his term and condition of service. Therefore, on this honorable tribunal has jurisdiction to entertain and adjudicate the instant appeal.
4. Contents incorrect and misleading. All necessary facts are brought before this honorable court and nothing has been concealed.
5. Contents incorrect and misleading. The appeal is filed well in accordance in the prescribed rule and procedure, hence maintainable in his present form.

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documents attached with the reply that the appellant was granted leave without pay on those previous occasion referred in reply and cannot validly be made ground for justifying the action taken against the appellant.

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It is, therefore, prayed that the appeal of the appellant may be accepted as prayed for.

Appellant

Through

  
**IJAZ ANWAR**  
 Advocate Peshawar

**AFFIDAVIT**

I do hereby solemnly affirm and declare on oath that the contents of the above rejoinder as well as appeal are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.

Deponent



DEPTT:

KOHAT REGION

ORDER

This order is passed on application / appeal moved by instable Jehanzeb-ur-Rehman No. 771 of Hangu district, wherein the instable prayed for re-instatement in his service.

Facts of the case are that the appellant while posted at Talab Check Post Hangu was dealt with departmentally only score of 01.11.2011, he was called for roll call by incharge check post. In the meantime he went to his tent took a knife and gave blow to his colleague instable Zahid Khan, who sustained injury on his right thigh. Case vide FIR No. 3/2011 U/Ss337-F(II) PPC, 13AO PS Hangu was registered against him. Reserve Inspector Police Lines Hangu was appointed as enquiry officer, who vide his findings held him guilty of the charge. Resultantly, the appellant was dismissed from service by the DPO Hangu vide his office O.B No. 229 dated 11.05.2012.

Feeling aggrieved from the punishment order the appellant preferred the instant application / appeal.

He was called and heard in person in Orderly Room held on 27.06.2012 and record perused.

The appellant advanced that he has patched up the matter with the complainant and on the basis of compromise he has been acquitted by the competent court of law.

I have gone through the record which indicates that during his short service i.e about 3 1/2 years, he committed a gross indisciplined criminal act, which earned bad name to the Police department. Record further revealed that the appellant was directly charged for the commission of offense, arrested on the spot by his colleagues and recovery of weapon of crime was also effected, for which (u/s 13AO) he was convicted by the court. So far as his acquittal under penal law is concerned the departmental and criminal proceedings are independent in nature.

In view of the above, his retention in a disciplined force shall be burden on public exchequer and shall earn bad name to Police department, hence the punishment orders passed by DPO Hangu is upheld and the appeal is hereby rejected.

Announced

27.06.2012

(MOHAMMAD IMTIAZ SHAH)  
PSP,QPM

Dy: Inspector General of Police  
Kohat Region, Kohat.

*20/06/12*

No. 6615 /EC

Copy for information and necessary action to the District Police Officer, Hangu. Appellan's service record is returned herewith.

*EC/Osi.*

*Roz n/achin.*

District Police Officer  
Hangu

*27/6*

(MOHAMMAD IMTIAZ SHAH)  
PSP,QPM

Dy: Inspector General of Police  
Kohat Region, Kohat.

جہاں عالی

موربانہ ڈائریشن ہے کہ سالہ درخواست  
میں ملے۔ سالہ کو درخواستیں آرڈر کال  
درکار ہے۔

لینڈ اسٹریٹنگ ہے کہ سالہ کے درخواستیں  
آرڈر کال فولو اپ اسٹریٹنگ کا  
مکمل حکم صادر و کماٹر مشور  
و سالہ سالہ ڈیمانڈ ہے تاکہ

میں ڈائریشن

28/12/2012

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OSI  
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①

ORDER

This order of mine will dispose off departmental enquiry initiated against Constable Jahanzaib-ur-Rehman No. 771 on the basis of allegation that he while posted at Qazi Talab, Police Station Hangu, he was directly charged in case FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO Police Station City, Hangu which shows criminal gross misconduct on his part.

He was served charge sheet together with statement of allegation under Khyber Pakhtunkhwa Removal from service (Police Disciplinary Rules, 1975) to which he failed to submit his reply. Mr. Gul Sarwar, RI Police Lines, Hangu was appointed as Enquiry Officer to conduct departmental enquiry against him. After completion of enquiry, the enquiry officer submitted his findings on 20.01.2012 and held him guilty of the charges leveled against him, therefore, recommended him for major punishment of stoppage of two annual increments with cumulative effect.

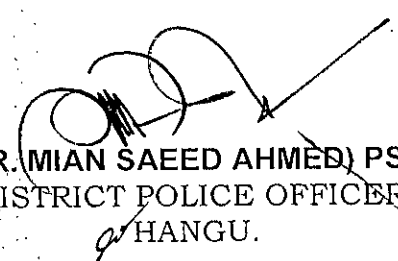
It is further added that the enquiry was pending for the final decision of the court. The honorable court issued final order on 05.04.2012 on the ground of compromise accused is acquitted U/S 337-F(ii) PPC. His sureties stand discharge from their liabilities. Whereas, convicted U/S 13-AO and sentenced to suffer simple imprisonment till the rising of the court and to pay a fine of Rs. 50/-.

Thereafter, he was called in orderly room on 08.05.2012 and also held him guilty of the charges of the charges leveled against him.

Keeping in view of above and having gone through available record, the undersigned has come to the conclusion that the defaulter Constable absented himself from duty due to his involvement in above mentioned case and also indicates that he was not interested to serve further. Moreover, in these circumstances his retention in Police Department is burden on public exchequer, therefore, I, Dr. Mian Saeed Ahmed, PSP, District Police Officer, Hangu in exercise of the powers conferred upon me, awarded him major punishment of dismissal from service.

Order Announced.

OB No. 229  
Dated 11/5/2012.

  
(DR. MIAN SAEED AHMED) PSP,  
DISTRICT POLICE OFFICER,  
HANGU.

**OFFICE OF THE DISTRICT POLICE OFFICER, HANGU**

No. 2494-98 /PA, dated Hangu, the 11/05/2012

Copy of above is submitted to the Regional Police Officer, Kohat Region, Kohat for favour of information please.

2. Pay Officer, Reader, SRC & OSI for information and necessary action.

  
(DR. MIAN SAEED AHMED) PSP,  
DISTRICT POLICE OFFICER,  
HANGU.

**OFFICE NOTE**

Respected Sir,

It is submitted that Constable Jahanzaib-ur-Rehman No. 771 proceeded against departmentally on the basis of allegations that he while posted at Qazi Talab, Police Station Hangu, he was directly charged in case FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO Police Station Hangu which shows criminal gross misconduct on his part.

He was served charge sheet together with statement of allegations under Khyber Pakhtunkhwa Removal from service (Police Disciplinary Rules, 1975) to which he submitted his reply. Mr. Gul Sarwar, RI Police Lines, Hangu was appointed as Enquiry Officer to conduct departmental enquiry against him. After completion of enquiry, the enquiry officer submitted his findings on 20.01.2012 and held him guilty of the charges leveled against him which is attached at F/A for favour of perusal. Therefore, Enquiry Officer recommended him for major punishment of stoppage of two annual increments with cumulative effect.

*It is further added that the enquiry was pending for the final decision of the court. The honorable court issued final order on 05.04.2012 on the ground of compromise accused is acquitted U/S 337-F(ii) PPC. His sureties stand discharge from their liabilities. Whereas, convicted u/s 13-AO and sentenced to suffer simple imprisonment till the rising of the court and to pay a fine of Rs. 50/-*

Submitted for favour of perusal and order, please.

W/DPO

OR /  
S  
10/04

Dismissed  
from service

S /  
BIS

PA

CERTIFIED TO BE TRUE COPY

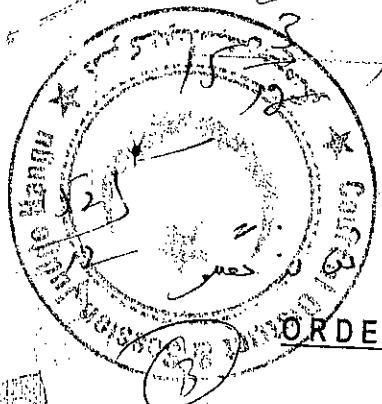
M. S. Khan  
5/4/12

EXAMINER  
COPYING AGENCY HANGU

Senior Civil Judge/JM,  
Hangu.

15-3-12

لجہ الدعاات سیرسل ۲  
۳۵۷  
۱۱  
۲۹  
۱۱



سکارڈناک جمانیب الرحمن

۳۳۷ FII) ۱۱  
۱۱  
۶۵۶ عہد ۱۱  
۱۱


Accused Jahan Zeb-ur-Rehman alongwith his counsel present. Complainant/ injured Zahid Ullah also present, who stated at the bar that he has effected compromise with the accused privately outside the court through the intervention of the elders of the locality. He submitted a compromise deed before the court wherein he stated that the matter has been patched up between the parties, the compromise is genuine and without force and coercion. In this regard, his statement was recorded overleaf the compromise deed in which he stated that if the accused is acquitted from the charges leveled against him, he would have got no objection to it. The compromise deed is Ex. PA.

As the offence 337-F(ii) PPC is compoundable and the matter has been patched up between the parties. Therefore, on the sole ground of compromise the accused is acquitted U/s 337-F(ii) PPC. His sureties stand discharge from their liabilities. Whereas, convicted U/s 13-AO and sentenced to suffer simple imprisonment till the rising of the court and to pay a fine of Rs.50/-, in default of which he will undergo 1 day S.I. Case property be returned to its lawful owner.

File be consigned to RRG after completion.

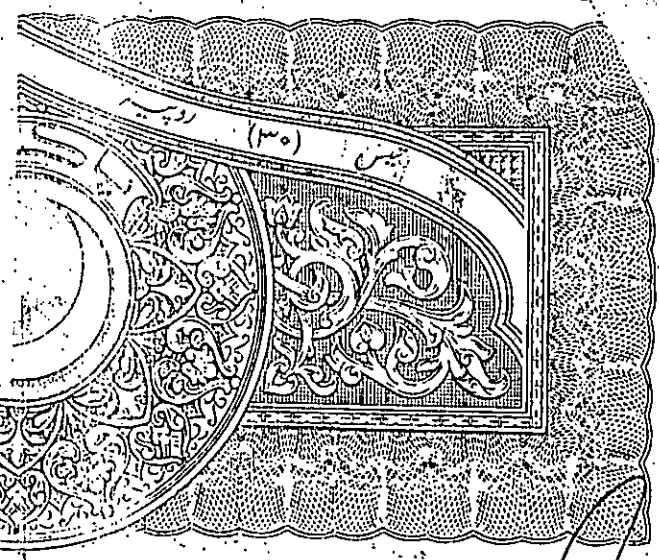
**ANNOUNCED**  
15.03.2012

**CERTIFIED TO BE TRUE COPY**  
M. S. S.  
5/4/12  
**EXAMINER**  
**COPYING AGENCY HANGU**

  
15-3-12  
**Senior Civil Judge/JM,**  
**Hangu.**



حکومت پاکستان  
 قومی شناختی کارڈ  
 14203-5804872-9  
 نام: زاہد اعجاز  
 پتہ: کلاں، ضلع منگلا، سندھ  
 تاریخ: 08/08/1987  
 سہیل حسن



22

محبت عزیز! زائد اٹھ دہائیوں میں شاہ فقیر بائوہ ضلع راکھ مستقیم  
 جہانگیر آباد میں وہاں کے لوگوں کو بازرگاری میں ضلع جتوہ میں

Handwritten signature and notes in Urdu, including the date 15.3.12 and the name بیان علی.

بازار 658 روٹ 11-11-11 (ii) PPC 3374 قذافی جتوہ

نیکہ زاہد اٹھ دہائیوں میں شاہ فقیر بائوہ ضلع راکھ مستقیم  
 شناختی کارڈ 9-5804872-14203 ہے

علاقہ بیان کرنا شروع کیا۔ کہ میرا نام۔ دلبریت۔ حکومت۔ شناختی کارڈ ضلع دورہ ہے  
 علاقہ بیان کرنا شروع کیا۔ کہ میرا نام بیان ضلع جتوہ ہے  
 علاقہ بیان کرنا شروع کیا۔ کہ میں نے بدوئی علاقہ میں فرین کو دلبریت علاقہ  
 راکھ ان کے علاقہ فرین قانونی کارروائی نہ کرنے کا فیصلہ کیا ہے  
 علاقہ بیان کرنا شروع کیا۔ کہ اگر میں کو لکھنؤ میں نامہ مندرجہ ذیل سے میری اولاد  
 ضروری ہے۔ تو میرا فرین اور بیان / جتوہ ہے۔

14203-5804872-9

زاہد اٹھ دہائیوں میں شاہ فقیر بائوہ ضلع راکھ

Attested  
 03/12  
 NOOR AWAZ  
 ADVOCATE  
 OATH COMMISSIONER  
 DISTRICT HANCOU

ENTRUSTED TO BE TRUE COPY  
 27.5.12  
 5/4/12  
 EXAMINED  
 COPYING AGENCY HANCOU

15/3/12 (30) 1/12/12

بھارتی زبانوں میں دہلی کے لوگوں کی زندگی کے حالات پر  
میر تقی میر (پندرہویں صدی)

پہلی بار 1856ء میں لکھی گئی تھی  
1877ء میں 377 نمبر

میر تقی میر کی زندگی پر لکھی گئی ہے  
میر تقی میر کی زندگی پر لکھی گئی ہے  
میر تقی میر کی زندگی پر لکھی گئی ہے

M. Saleh  
5/4/12

15/3/12  
15/3/12

|                                     |          |
|-------------------------------------|----------|
| Date of presentation of application | 5-4-12   |
| Date on which copy completed        | 5-4-12   |
| Date on which copy was attested     | 5-4-12   |
| Number of Words                     | 200      |
| Argent Fee                          | 10/-     |
| Name of Copyist                     | M. Saleh |
| Copying Fee                         | 5/4/12   |

15/3/12

Savaliur F. P. Iqbal Muhammad  
Senior Civil Judge  
Bangor

15-3-12. Zaid

15/3/12

14203-5804872-9

15/3/12

(C)

OFFICE NOTE

Respected Sir,

It is submitted that Constable Jahanzaib-ur-Rehman No. 771 proceeded against departmentally on the basis of allegations that he while posted at Qazi Talab, Police Station Hangu, he was directly charged in case FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO Police Station Hangu.

He was served with Charge Sheet together with Statement of Allegations under Khyber Pakhtunkhwa Removal from Service (SPECIAL POWERS) Ordinance, 2000 to which he submitted his reply. Mr. Gul Sarwar, RI Police Lines, Hangu was appointed as Inquiry Officer to conduct departmental inquiry against him. After completion of inquiry, the inquiry officer submitted his findings on 20.01.2012 and held him guilty of the charges leveled against him which is attached at **F/A** for ready reference.

Therefore, the inquiry officer recommended him for minor punishment of stoppage of two years annual increments with cumulative effect.

Submitted for favour of perusal and further order, please.

W/DPO

*Wait for the decisions of the court as the case is subject to PA before the court in 1/2/12.*

*Yes,*

*[Signature]*

*3/2/2012*



دوسرے طرف، شہر کا حصہ ۱۹۸۷ء تک صرف دیہاتوں پر مشتمل رہا ہے۔ زمین گروہوں کے  
تحتی کے عدالت کے فیصلوں کے تحت اس علاقے کو ضلع میں ملا کر دیا گیا ہے۔

۱۔ اے ایم ایف کے تحت جو علاقہ اس وقت تک اس علاقے میں شامل نہیں کیا گیا جو براہ  
کے تحت ہے۔ اس میں صرف کراچی اور لاہور کے حصے شامل ہیں۔ یہ علاقے جو اب تک  
موجود ہیں۔ ان کے ساتھ ساتھ ۱۹۷۱ء کے جوہر قانون کے تحت عدالت کے  
ایک رکن پر ایک ہیٹ میں حصہ سے متعلقہ ہے۔ یہ علاقے اس وقت تک  
راولپنڈی اور لاہور کے حصے میں شامل ہیں۔ یہ علاقے اس وقت تک  
کے تحت ہے۔ اس کے ساتھ ساتھ ۱۹۷۱ء کے جوہر قانون کے تحت عدالت کے  
تحتی کے عدالت کے فیصلوں کے تحت اس علاقے کو ضلع میں ملا کر دیا گیا ہے۔

۲۔ اے ایم ایف کے تحت جو علاقہ اس وقت تک اس علاقے میں شامل نہیں کیا گیا جو براہ  
کے تحت ہے۔ اس میں صرف کراچی اور لاہور کے حصے شامل ہیں۔ یہ علاقے جو اب تک  
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راولپنڈی اور لاہور کے حصے میں شامل ہیں۔ یہ علاقے اس وقت تک  
کے تحت ہے۔ اس کے ساتھ ساتھ ۱۹۷۱ء کے جوہر قانون کے تحت عدالت کے  
تحتی کے عدالت کے فیصلوں کے تحت اس علاقے کو ضلع میں ملا کر دیا گیا ہے۔



۹۔ مومن روئے سے دھالیں لیا جائیگا اور حجاب اور حجاب سے۔ اور نیت اور  
گولیاں رکھنا ہے۔

جائزہ خالق م لقا ۹۔ اس میں لڑکی شامل ہے۔

جائزہ انجمن ۱۱۱۱۔ حیرا۔ لڑکیوں کے لئے۔

اس سے اعلیٰ اس سے کہ تو تم سے۔ لگاؤ سے اس سے لڑکی سے

بہتر ہے۔ واقعہ یہ ہے کہ اس سے لڑکی سے۔ لڑکی سے

گستاخاں ہے۔ لڑکیوں کے لئے۔ لڑکیوں کے لئے۔

دوسری طرف صاحبان کے لئے۔ لڑکیوں کے لئے۔ لڑکیوں کے لئے۔

دو الہم۔ لڑکیوں کے لئے۔ لڑکیوں کے لئے۔

تمام الہم اللہ سے لڑکیوں کے لئے۔ لڑکیوں کے لئے۔ لڑکیوں کے لئے۔

۲۰۰۱۔ لڑکیوں کے لئے۔ لڑکیوں کے لئے۔

20-01-2012

CHARGE SHEET

I, ABDUR RASHID, D.P.O, HANGU as competent authority, hereby charge you Constable Jehanzaib-ur-Rehman No. 771 while posted at Qazi Talab, Police Station, Hangu committed the following irregularities :-

a). You had directly charged in case vide FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO Police Station Hangu.

b). Your above act shows your criminal gross misconduct on the part of your official job.

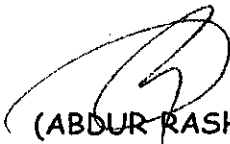
2. By reasons of the above, you appear to be guilty of misconduct Under Section - 3 of the Khyber Pakhtunkhwa Removal from Service (SPECIAL POWER) Ordinance 2000, and have rendered yourself liable to all or any of the penalties specified in section - 3 of the Ordinance ibid.

3. You are, therefore, required to submit your written defence within seven days of the receipt of this Charge Sheet to the Enquiry Officer/Committees, as the case may be.

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

5. Intimate whether you desire to be heard in person.

6. A statement of allegation is enclosed.

  
(ABDUR RASHID)  
DISTRICT POLICE OFFICER,  
HANGU.  
*aw*

No. 25 /PA,

Dated. 02/01/2012

## DISCIPLINARY ACTION.

I, ABDUR RASHID, D.P.O, HANGU as competent authority, am of the opinion that Constable Jehanzaib-ur-Rehman No. 771 has rendered himself liable to be proceeded against as he committed the following acts/omissions within the meaning of section-3 of the K.P.K Removal from Service (SPECIAL POWER) Ordinance, 2000 : -

### STATEMENT OF ALLEGATIONS


- a). You had directly charged in case vide FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO Police Station Hangu.
- b). Your above act shows your criminal gross misconduct on the part of your official job.

2. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations, an Enquiry Officer is constituted under section - 3 of the Ordinance: -

Mr. Gul Sarwar Khan, R.I Police Lines, Hangu

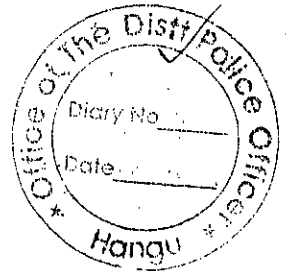
3. The Enquiry Officer shall, in accordance with the provisions of the Ordinance, provide reasonable opportunity of hearing to the accused, record its findings and make, within twenty five days of the receipt of this Order, recommendations as to punishment or other appropriate action against the accused.

4. The accused and a well conversant representative of the department shall join the proceedings on the date, time and place fixed by the Enquiry Officer.

  
(ABDUR RASHID)  
DISTRICT POLICE OFFICER,  
HANGU.

A copy of the above is forwarded to: -

1. Mr. Gul Sarwar Khan, R.I Police Lines, Hangu. The Officer for initiating proceedings against the accused under the provisions of the Khyber Pakhtunkhwa Removal from Service (SPECIAL POWER) Ordinance, 2000.
2. Constable Jehanzaib-ur-Rehman No. 771. The concerned officer's with the directions to appear before the Enquiry Officer, on the date, time and place fixed by the Officer, for the purpose of the enquiry proceedings.



From : The Superintendent of Police Investigation, Hangu.

To : The District Police Officer, Hangu.

No. 6138 /Inv: Dated Hangu the 5/11/2011.

Subject: CASE FIR NO. 656 DATED 01.11.2011 U/S 337F(ii)/13AO PPC P. S HANGU.

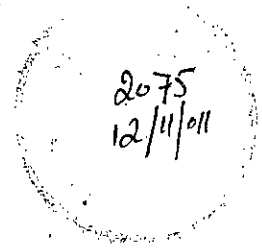
**Memorandum:**

It is for your information that accused Jehanzaib\_ur\_Rehman s/o Sultan\_ur\_Rehman r/o Bazoo Kot Thall is serving under your kind control as Constable No.771 in PP Qazi Talab and charged in the subject case. It is therefore requested he may be handed over to investigation staff of P.S Hangu for legal process please.

*[Signature]*  
Superintendent of Police,  
Investigation, Hangu.

No. \_\_\_\_\_ /Inv: dated Hangu \_\_\_\_\_ / \_\_\_\_\_ /2011.

Copy to I.O P.S Hangu for information.



*Sir May hand over to investigation wing or otherwise*

*W.P.O.*

*[Signature]*  
10/11

*S.O. Hangu.*

*Yes*  
*[Signature]*  
11/11/2011

*Sto-Hang*  
*For legal action*  
*[Signature]*  
Asstt. Sub Division  
Police Officer  
Hangu 15.11.11

(HC)

P.A

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AC  
 M. S. HANON

*[Handwritten signature]*

*[Handwritten text]*

M. S. HANON  
 16/11/11

No: 1167/H

Date: 23-11-11

refer in original as  
 per above report of SMO  
 Bangalore

Sir, May take departmental  
 proceedings or otherwise?

W. S. S. P. A.  
 Issue charge sheet  
 28/11  
 M. S. HANON

22-11-11

P.A

صائب الرحمان ولد سدھان رحمان سندھ (13)

تاریخ اجرتی 23-8-08

مخبرہ 548 OB (3) FIR نمبر 656 صرف 11/11/11  
3-11-11

13A-0 337

تفصیلات مندرجہ ذیل کے مطابق

Alleged

P. S. Haveli

9-1-12

Alleged

18-11-11

09-01-2012

CHARGE SHEET

I, ABDUR RASHID, P.O. HANGU as competent authority, hereby charge you Constable Jehanzaib-ur-Rehman No. 771 while posted at Qazi Talab Police Station, Hangu committed the following irregularities :-

a) You had directly charged in case vide FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO Police Station Hangu.

b) Your above act shows your criminal gross misconduct on the part of your official job.

2. By reasons of the above, you appear to be guilty of misconduct Under Section - 3 of the Khyber Pakhtunkhwa Removal from Service (SPECIAL POWER) Ordinance 2000, and have rendered yourself liable to all or any of the penalties specified in section - 3 of the Ordinance ibid.

3. You are, therefore, required to submit your written defence within seven days of the receipt of this Charge Sheet to the Enquiry Officer/Committees, as the case may be.

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

5. Intimate whether you desire to be heard in person.

6. A statement of allegation is enclosed.

  
(ABDUR RASHID)  
DISTRICT POLICE OFFICER,  
HANGU.

No. 125 /PA,  
Dated 02/01/2012

DISCIPLINARY ACTION.

ABDUR RASHID, D.P.O. HANGU as competent authority, am of the opinion that Constable Jehanzaib-ur-Rehman No. 771 has rendered himself liable to be proceeded against as he committed the following acts/omissions within the meaning of section-3 of the K.P.K Removal from Service (SPECIAL POWER) Ordinance, 2000 :

STATEMENT OF ALLEGATIONS

- a) You had directly charged in case vide FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO Police Station Hangu.
- b) Your above act shows your criminal gross misconduct on the part of your official job.

2. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations, an Enquiry Officer is constituted under section -3 of the Ordinance.

Mr. Gul Sarwar Khan, R.I Police Lines, Hangu

3. The Enquiry Officer shall, in accordance with the provisions of the Ordinance, provide reasonable opportunity of hearing to the accused, record its findings and make, within twenty five days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused.

4. The accused and a well conversant representative of the department shall join the proceedings on the date, time and place fixed by the Enquiry Officer.

(ABDUR RASHID)  
DISTRICT POLICE OFFICER,  
HANGU.

A copy of the above is forwarded to :-

1. Mr. Gul Sarwar Khan, R.I Police Lines, Hangu. The Officer for initiating proceedings against the accused under the provisions of the Khyber Pakhtunkhwa Removal from Service (SPECIAL POWER) Ordinance, 2000.

2. Constable Jehanzaib-ur-Rehman No. 771. The concerned officer's with the directions to appear before the Enquiry Officer, on the date, time and place fixed by the Officer for the purpose of the enquiry proceedings.



# ابتدائی اطلاعی رپورٹ

نڈم نمبر ۲۳-۵۰ (۱)

16

کونٹر

(قائیں) ابتدائی اطلاع نسبت مجرم قابل دست اندازی پولیس رپورٹ شدہ زیر رقم ۱۵۲ مجموعہ مناظر فوری

مقتانہ سینگ

منبع سینگ

نمبر 656

تاریخ و وقت وقوع ۱۱/۰۱/۱۹۴۱ وقت 18:45 بج

|   |   |   |   |
|---|---|---|---|
| 1 | تاریخ و وقت رپورٹ ۱۱/۰۱/۱۹۴۱  | وقت 19:15 بج  | وقت 20:10 بج  |
| 2 | نام و مسکنت اطلاع دہندہ و متغیث   | ۲ کئی زاهد خان نمبر 534 مدگل رائیس خان کیم 24 سال             | 25 سال  |
| 3 | مختصر کیفیت مجرم (مورد رقم) حال اگر کچھ بیا گیا ہو                                | (II) 337 F  | کے ساتھ ساتھ دیگر ملزمان کے متعلق تفصیلات فراہم کی گئی ہیں۔ |
| 4 | جائے وقوعہ حاصل مقتانہ سے اور سمیت  | کافی تاہم جیل ایف ڈی میں شامل کیونکہ 5/6 کلور ہزار گھنٹے      | ۱3 AD   |
| 5 | نام و مسکنت ملزم  | ۲ کئی جہانزیں احمد نمبر 277 مدگل رائیس خان کیم بازار کرائی ٹل |   |
| 6 | کارروائی جو تفتیش کے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہو تو وجہ بیان کرو۔ | بہرینگی فراہم کرنا چاہیے @                                    |   |
| 7 | مقتانہ سے روانگی کی تاریخ و وقت   | بہرینگی فراہم کرنا چاہیے @                                    |   |

## بہرینگی فراہم کرنا چاہیے @

ابتدائی اطلاع نیچے درج کی گئی ہے۔ رائیس خان کیم کے گھر پر چھاپے پڑے ہوئے دستاویزوں میں سے ایک دستاویز پر لکھی ہوئی تاریخ 24/01/41 کے ساتھ ساتھ دیگر ملزمان کے متعلق تفصیلات فراہم کی گئی ہیں۔

مقتانہ سے روانگی کی تاریخ و وقت

۱۱-۱-۱۹۴۱

۵۹-۵۱-۲

Allesia

Ri. w. 16

09-01-2

FR

زبان فارسی

۱۱-۱۲-۱۳  
۱۲-۱۱-۱۳  
۱۲-۱۱-۱۳

58582-84  
12-11-13

24254

17-11-13

| شماره | تاریخ |
|-------|-------|
| ۱     |       |
| ۲     |       |
| ۳     |       |
| ۴     |       |
| ۵     |       |
| ۶     |       |
| ۷     |       |

تاریخ وقت روا  
یادداشت اختتامی  
میں ملزمان کا چارج

جیل ہنگام سے بذریعہ عدالت

دستخط  
عہدہ

یہ کیس میں اطلاع دہندہ کا دستخط ہوگا یا اس کی ہر یا نشان لگا جائے گا۔ اور آفیسر تحریر کنندہ ابتدائی اطلاع کا دستخط بطور تصدیق ہوگا۔  
یہ فیاضیاب سرخ روشنائی سے بالمقابل نام پر ایک ملزم یا مشترک مرتکب کے ترتیب واسطے پیشندگان عادی طور پر نام لکھنا چاہیے۔

صاف پالی!

حوالہ چارج ہٹ مری 25/12 جاری 2012

یہ درخواست ہے کہ پورے سے عملی طور سے

آپس پول پول میں سے پورے عملی سرور پول ہے

۱۔ ہم آپس پول پول میں اور سات میں

میں مارک کیا ہے اس میں اس کے لئے اس میں

چونکہ میں یہاں سے اس میں اس میں اس میں

اس سرور پول میں اس میں اس میں اس میں

۲۔ میں کو تارک کر سکتی ہے اس میں اس میں

پول معاف کیا جاوے اس میں اس میں اس میں

2012

۱۔ اس میں اس میں اس میں

۲۔ اس میں اس میں اس میں

جاری 771 اس میں اس میں

2012

۳۔ اس میں اس میں اس میں

۴۔ اس میں اس میں اس میں

۵۔ اس میں اس میں اس میں

۶۔ اس میں اس میں اس میں

۷۔ اس میں اس میں اس میں

۸۔ اس میں اس میں اس میں

۹۔ اس میں اس میں اس میں

۱۰۔ اس میں اس میں اس میں

۱۱۔ اس میں اس میں اس میں

۱۲۔ اس میں اس میں اس میں

2012

کی پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

2 = پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

2 = پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

2 = پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

2 = پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

2 = پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

2 = پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

2 = پورٹ کے ذریعے بہت سے زیادہ کھانسی کی آہ برائے یہ لگائی ہے۔

9/12

Allesin  
107-107

اللہ اعلم

اللہ اعلم

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اللہ اعلم

مصر وہاں ہوں کہ فوراً اللہ اشد بندت ہے 356 جمع 337 FII/DA (کا) کی کتاب

بیان کرتا ہوں کہ کسٹل چہارمیت کے ساتھ میرا راہی نام ہو چکا ہے

میرا کسٹل چہارمیت 771 میری قسم عزیز اختلافات میں آگیا

اسرار مالک سے التماس ہے کہ کسٹل چہارمیت 771 کی آگوشی

فائل کرے اور حکم صادر فرمائیں

یہ میرا بیان ہے جو کہ حقیقت ہے/ مہی ہے

الکسٹل زاہر 534

الکسٹل

2 = سات درت 2 = چارمیت ارہی 771 = ایک ساتو سے رہا گیا

2 = 8 ساتو سے زخمی کیا گیا

2 = کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے

2 = کسٹل چہارمیت سے دو ساتو سے کسٹل چہارمیت سے ایک ساتو سے کسٹل چہارمیت ہے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 کی کسٹل چہارمیت کے نام کے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے اور کسٹل چہارمیت سے کسٹل چہارمیت ہے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے

2 = ایک ساتو سے کسٹل چہارمیت ارہی 771 سے ایک ساتو سے کسٹل چہارمیت ہے

بیان زمان کے سفر خان ASI  
EXI

بیان کرتا ہوں کہ میں جو اس وقت تک کہ میں اپنے وقت سے پیش کرتا  
 صحت کہ ذالہ اللہ اپنے شکر میں پیش کرتا اس دوران میں اس کا  
 میں جو اس وقت تک کہ میں اپنے شکر میں پیش کرتا اس دوران میں اس کا  
 نے شکر میں پیش کرتا اس دوران میں اس کا  
 میں جو اس وقت تک کہ میں اپنے شکر میں پیش کرتا اس دوران میں اس کا  
 نے شکر میں پیش کرتا اس دوران میں اس کا  
 میں جو اس وقت تک کہ میں اپنے شکر میں پیش کرتا اس دوران میں اس کا  
 نے شکر میں پیش کرتا اس دوران میں اس کا  
 میں جو اس وقت تک کہ میں اپنے شکر میں پیش کرتا اس دوران میں اس کا  
 نے شکر میں پیش کرتا اس دوران میں اس کا  
 میں جو اس وقت تک کہ میں اپنے شکر میں پیش کرتا اس دوران میں اس کا  
 نے شکر میں پیش کرتا اس دوران میں اس کا

- 1 = دست 2 کے ساتھ اس کے ساتھ
- 2 = صحت کے ساتھ اس کے ساتھ
- 3 = کو ساتھ اس کے ساتھ
- 4 = ساتھ اس کے ساتھ
- 5 = ساتھ اس کے ساتھ

atkesha  
 09-07-2012

R.W.F.F. Medical Officer

No. 2014 Name Lahidullah son of Sul Rais Khosra age 24 years sex male caste Pathan Occupation Police Constable  
 residence Shah Raisor Banda Karak name of relative or friend Self & Police date of examination 11/11/11

Date and hour of arrival 7 35 PM  
 No. and date of Police docket \_\_\_\_\_  
 No. and date of Constable \_\_\_\_\_  
 If admitted { Date of admission \_\_\_\_\_  
 Date of discharge \_\_\_\_\_ }  
 Date and hour of report sent to Police \_\_\_\_\_

Space for particulars as to further reference to the case date of giving evidence in Court of despatch of articles said to contain poison.

Particulars of injuries of symptoms, in case of poisoning.

A Police Constable Mr. Lahidullah Case No. 2014  
 The Emergency Report on Examinis made is  
 His wound on left thigh appears to be the result of  
 wood spike 3x3 cm x 2 cm deep & blood stained w. side chdn.  
 on wood spike  
 Patient is well oriented & normal

*Handwritten notes:*  
 1. 11/11/11  
 2. 11/11/11  
 3. 11/11/11  
 4. 11/11/11  
 5. 11/11/11  
 6. 11/11/11  
 7. 11/11/11  
 8. 11/11/11  
 9. 11/11/11  
 10. 11/11/11  
 11. 11/11/11  
 12. 11/11/11  
 13. 11/11/11  
 14. 11/11/11  
 15. 11/11/11  
 16. 11/11/11  
 17. 11/11/11  
 18. 11/11/11  
 19. 11/11/11  
 20. 11/11/11

1. Nature of injuries Laceration  
 (Simple, grievous or dangerous) Simple  
 Probable duration of injury 4-6 hrs

The kind of weapon used or poison suspected in the case of poisoning  
Stick wood  
& Sharp edge

Dated 11/11/11 19  
 Signature of Examining Medical Officer

In Police case No fee received  
 In Private case A fee of Rs. \_\_\_\_\_ Paid to the Medical Officer.  
 Signature of Examining Medical Officer  
 Signature or Thumb-Impression of Private Party.

*Handwritten:* 11/11/11

مقامی ننگو

فرد قبو قتل

فرد قبو

مقامی ننگو 656 صوفی 11/01/11 3374 مقامی ننگو  
13A0

مقامی ننگو 11- کیٹیبل جیٹریٹ الدائن 771 ولد سلطان الدائن سکندر بارود  
حال قاضی تالار پورٹ

روبرو کوٹوالہ میں ذیل قندہ عنوان بالدر میں 4544 مقامی ننگو  
نے ایک ملو جیٹریٹ کوٹوالہ قندہ جیٹریٹ ثبوت ثنائیہ میں قضا الدائن  
جو برودہ فرد قبو قتل میں کوٹوالہ میں الدائن ثبوت

11/01/11

Hc-13M

کوٹوالہ 11/01/11 کیٹیبل زامین 117 BH مقامی ننگو

سید

کوٹوالہ 11/01/11 کیٹیبل زامین 332 BH مقامی ننگو

الفرحی

Allesher

11/01/11  
Ri. 11/01/11  
9-01-201

District Police Officer  
Kangu.



فرد قلم

مشموعه 65 گرام 11/11  
337 PII  
1340  
مشموعه 65 گرام 11/11  
مشموعه 65 گرام 11/11  
مشموعه 65 گرام 11/11

مشموعه 65 گرام 11/11  
مشموعه 65 گرام 11/11  
مشموعه 65 گرام 11/11  
مشموعه 65 گرام 11/11

No 9  
H/1340  
2-11-04

مشموعه 65 گرام 11/11  
1340

مشموعه 65 گرام 11/11  
1340

مشموعه 65 گرام 11/11  
1340

مشموعه 65 گرام 11/11  
1340

او  
میز  
قوز  
پیش  
پشت

مشموعه 65 گرام 11/11  
332  
مشموعه 65 گرام 11/11

807

District Police Officer  
Hangu

فرد قصه

شماره 337 پی 11 1380

بیمار کثیره مزاجه در حال مرض است و در حال حاضر در بیمارستان است

در وقت گرامان درین شهر عزیزان با نام من به درازان سفر کرده اند  
چون محمود کهن در این زمان 34 ساله است و در حال حاضر در بیمارستان  
حاضر است و در این زمان در بیمارستان در حال حاضر است  
فرد قصه بر این است - فرد گرامان است و در حال حاضر است

او  
بیمار  
فرد  
بیمار  
بیمار

No 117  
He/1B/1380  
2-11-54

گزاره  
بیمار 117  
He/1B/1380

بیمار 117  
بیمار 117  
بیمار 117

بیمار 117

الله

بیمار 117  
بیمار 117  
بیمار 117

بیمار 117

بیمار 117  
بیمار 117  
بیمار 117

District Police Officer  
Mangu.

فولنگ

فرد قہول

فولنگ

شمارہ 656 صینے 11/11/1340 (3374) قہول  
 مقام: کئی ملہ جاندیں اور 771 ولسطان اور جن مسکن مار  
 حال قاضی نادر پوس  
 روپوش گوانہ دیل قدم عقون باہر میں صول قہول  
 میں یہاں یون ASI نے ایک لہر قہول قہول قہول  
 خون الود خون قہول قہول قہول قہول  
 پش قہول قہول قہول قہول قہول قہول  
 پش قہول قہول قہول قہول قہول قہول

No. 13-Hangu  
 2-11-01

کوہ مشہور اور 117 134 قہول قہول

3

کوہ مشہور القہول قہول قہول 134 332 قہول قہول  
 قہول قہول

All the

R. K. K. K.  
 07-07-2012

District Police Officer  
 Hangu

بیانات از سر دفتر 1616/1

(1) کپٹن زید بخش 11 IBH ٹھکانہ سے گونے پر بیانات بیان کیے۔  
 کہ میرا موجودگی میں HEC کی PSHO سے گونے پر بیانات بیان کیے۔  
 حافظہ اور بطور بطور بیانات بیان کیے۔  
 صرفہ پورے کیے۔  
 سر میرا بیان ہے۔

(2) کپٹن اصف علی 332 IBH ٹھکانہ سے گونے پر بیانات بیان کیے۔  
 کہ میرا موجودگی میں HEC کی PSHO سے گونے پر بیانات بیان کیے۔  
 حافظہ اور بطور بطور بیانات بیان کیے۔  
 صرفہ پورے کیے۔  
 سر میرا بیان ہے۔

Allister

✓  
 09-07-2017

District Police Officer  
 Hangu.

ORDER

Constable Jahanzaib-ur-Rehman No. 771 is directly charged in case FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO PS Hangu. Therefore, he is hereby suspended and close to Police Lines, Hangu with immediate effect.

OB No. 548

Dated 3/11 /2011.

  
DISTRICT POLICE OFFICER,  
HANGU

4 HANGU.

ORDER

Constable Jahanzaib-ur-Rehman No. 771 is directly charged in case FIR No. 656 dated 01.11.2011 U/Ss 337F(ii) PPC / 13AO PS Hangu. Therefore, he is hereby suspended and close to Police Lines, Hangu with immediate effect.

OB No. 548

Dated 3/11/2011

  
DISTRICT POLICE OFFICER,  
HANGU  


HANGU

لوہس لائن

نمبر 23 روزنامہ، 11/11/09

منوعہ

رد 23

رپورٹ غیر حاضری 51/ فورسز 11/11/09 وقت 19:00 بجے  
اس وقت کسٹبل جہانزیب الہی کو آج فورسز خانہ  
میں حاضر ہونے سے اجازت ملنے پر ان کے رولڈ کال  
مذکورہ بالا فوجی اسٹارٹ باؤس ڈرائیو گاڑی  
آگے لے کر فورسز خانہ میں داخل ہوئے اور  
ان کے ساتھ دیگر فوجیوں کے ساتھ گاڑی  
میں بیٹھ کر چلے گئے۔

OP No: 515  
11-X-11

کاپی عالی

فوجی کمانڈر

28-09-011  
Police Lines  
Hangu

Sin Forwarded

(Signature)

22/11/09 تا 21/11/09

(Signature)

Recommended for (L.W.O.P.)

ORDER

one day leave without  
pay and fined Rs-50/-

(Signature)

Asstt. Sub Division  
Police Officer  
Hangu

Distt. Police Officer  
Hangu

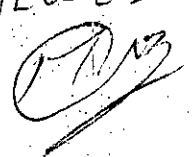
لو ایس لائن

نقل در 23 روزنامی 22-09-11

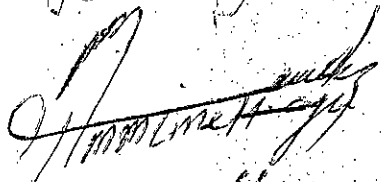
ضلع سندھ

رد 22

صافری از عمر عالم کی 22-09-11 کو وقت 17:00 بجے  
 اس وقت خاص حالات کے تحت ایسی ہی ایسی ہی  
 صافری اور دیگر امور کو اطلاع دیا گیا۔  
 جہاں پر اب بھی صافری اور دیگر امور کو اطلاع دیا گیا۔  
 22-09-11 کو صافری اور دیگر امور کو اطلاع دیا گیا۔  
 اطلاع دیا گیا اور دیگر امور کو اطلاع دیا گیا۔  
 نہ کہ فقط اور دیگر امور کو اطلاع دیا گیا۔  
 صافری اور دیگر امور کو اطلاع دیا گیا۔

Sir  
 Forwarded  


ذیل کے  
 قلم کاران



22-09-11



پولیس لائسنس

تاریخ 22/09/11 روزنامہ

ضلع سندھ

رد 22

حاضر کی از عمر عالمی 1/11/09 کو 22/09/11 وقت 17:00 بجے

رہنما وقت قاضی ملاقات لائسنس کی درخواست پر

حالانکہ اس وقت درجہ اولیٰ خون اطلاع دیا گیا ہے۔

جہاں تک 27/09/11 کو اطلاع دیا گیا ہے۔

21/09/11 کو اطلاع دیا گیا ہے۔

اطلاع دیا گیا ہے۔

کہ یہ نقل و حرکت سے متعلق ہے۔

صاف اور کاپی صورت میں ارسال ہوگی۔

Sir  
Forwarded

ذرا غلطی

میں ہوئی ہے۔

22-09-11

ORDER

Three days leave with  
out pay - fined Rs/150 -  
and pay released.

فان عالی -

DISTRICT POLICE  
OFFICE HANGU

گزارش پانچواں نمبر 15/11/10

بزرگم درگاہ است استر عالیہ کے مسائل دوبارہ اسکا علی  
سپر کے گاڑتے صاحبان سپر پانچواں نمبر 15/11/10  
کرنے کا حکم صادر فرما دیں۔

عین نوڈرن ٹی ٹی

(3) لیم محمد عتیق  
x \_\_\_\_\_ x

ادالہ

15/11/10

ایڈیشنل ڈیپٹی سیکریٹری پولیس ایف ڈی ایف  
15/11/10

O/B No: 569

15/11/10

Sir

Forwarded

Handwritten signature

Asst. PP, Hangu

15-11-10

Sir,

Forwarded to  
Sd/-

ASDP, Hangu

15/11/10

فان عالی  
گزارش پانچواں نمبر 15/11/10  
بزرگم درگاہ استر عالیہ کے مسائل دوبارہ اسکا علی  
سپر کے گاڑتے صاحبان سپر پانچواں نمبر 15/11/10  
کرنے کا حکم صادر فرما دیں۔

PP, Hangu  
15-11-10

میرزا

لقلم 3 روزنامہ 22/10

ماہی از غلہ حاصلی علیہ وزارت صاوی و در 22/10 وقت 8:15 کم اس وقت کتبیل میرزا علی الدین 771 کو الہ مد 9 روزنامہ 19/10 سے غلہ حاصل شدہ سے حاصل فرمایا بیان کہ در دوران پستی آندھران ماہی حاصلان کو فروقاہ دورہ حاصلی و در روزنامہ پور کٹر لقمہ آندھران ماہی حاصلان کے حالات میں معتدل کی جائیگی .

میرزا علی  
 لقمہ پور کٹر  
 22/10  
 21-10

گورنمنٹ ہسپتال ہنگو

عالی  
جہاں

گورنمنٹ ہسپتال ہنگو کے لئے ایک گورنمنٹ ہسپتال

19/10 سے 22/10 تک ہنگو ہسپتال کے لئے

فرمان - سیکرٹری ہنگو

21/10

OP No: 537

32/10

22/10

سید علی گورنمنٹ ہسپتال ہنگو کے لئے  
گورنمنٹ ہسپتال ہنگو کے لئے

Forwarded Dr

si-PP-Kh  
21-10-10

Suddar

P.O

مذکورہ سید علی گورنمنٹ ہسپتال ہنگو کے لئے  
گورنمنٹ ہسپتال ہنگو کے لئے

Stoped Pay

Asst. Sub-Divisional Police Officer  
Hangu  
22/10/10

District Police Officer  
Hangu.

جوانی

دنگر اور ناچم ۱۹۱۵

جوانی

مر ۹ - گنر سلطان پور ۱۸۱۵ وقت سے ۱۸۱۵ وقت گنتی

دور اور غیر دور  
سہارا گنر - پور اور گنر سلطان پور اور ناچم

عائزیت اور گنر اور گنر سلطان پور اور ناچم

عمر حاضر اور گنر اور ناچم اور گنر سلطان پور اور ناچم

دنگر اور ناچم اور گنر سلطان پور اور ناچم

جوانی

تقریباً

si. PR - Khur

19-10-10

si. PR

Formal

si. PR - Khur

19-10-10

File

17<sup>12</sup>/<sub>05</sub> 14/11/10

10/11/10

14-30 12<sup>12</sup>/<sub>05</sub> 10/11/10  
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AD  
 12<sup>12</sup>/<sub>05</sub>

OB No: 54  
 21-1-10

SIR  
 12<sup>12</sup>/<sub>05</sub>

S.Y.  
 Forwarded  
 SDROTHALL  
 18/12/09

ORDER  
 04 days leave with  
 out pay.

10/11/10  
 10/11/10

Handwritten note in the top right corner.

نمبر 24 م از تاریخ 8/12/08

Main handwritten text in Persian script, consisting of several lines of cursive writing.

Handwritten notes in the bottom left corner, including a signature and the date 8/12/08.

Handwritten notes in the bottom right corner, including the date 8/12/08 and other illegible text.

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

No. 660-62 /ST

Dated 22/04 /2013

To, -

1. The PPO,  
KPK, Peshawar.
2. The DIG of Police,  
Kohat Region, Kohat.
3. The DPO,  
Hangu.


Subject:- APPEAL NO. 987/2012 JEHANZEB-UR-REHMAN VS PPO KPK AND OTHERS.

I am directed to forward herewith the following order dated 12.04.2013 passed by this Tribunal on the above appeal for strict compliance.

Appellant with counsel (Mr. Sajid Amin, Advocate) and Mr. Noorullah, SGP for the respondents present. Written reply on behalf of the respondents received, copy whereof is handed over to the learned counsel for the appellant for rejoinder. The respondents have again deputed Mr. Dildar Hussain Constable for representing them before the Tribunal, which reflects their scant regard for the decorum of the Tribunal. Therefore, show cause notices be issued to all the three respondents i.e PPO, KPK, Peshawar, DIG of Police, Kohat Region, Kohat and DPO Hangu to explain their conduct, and also appear in person alongwith their explanation for further legal action. To come up for further proceedings/rejoinder on 4.7.2013.

Sd/--xxx  
Chairman

  
REGISTRAR

 KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR.



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

Service Appeal No.987/ 2012

Jahanzeb-ur-Rehman

Ex-Constable No.721 .....

Appellant

**VERSUS**

Provincial Police Officer Khyber Pakhtunkhwa Peshawar & others ..... Respondents.

**Subject : REPLY TO THE NOTICE BEARING NO.660-62/ST DATED 22.04.2013**

**Respectfully Sheweth.**

1. That, the above cited service appeal is under consideration before this Honourable Tribunal.
2. That, 04.07.2013 has been fixed as next date of hearing.
3. That, on 12.04.2013, representative of Police department Inspector Legal Hangu was lying ill and was advised five days bed rest (w-e-f 08.04.2013 to 12.04.2013) by the Medical Officer District Headquarter Hospital Hangu vide OPD Chit No.1930 dated 08.04.2013 as such he was unable to attend the Honourable Service Tribunal on behalf of the respondents. (Copy of OPD chit No.1930 dated 08.04.2013 is enclosed).
4. That, on 12.04.2013, reply by the Police Department was required to be submitted which was submitted by the lower subordinate and the Honourable Tribunal has very graciously accepted and made the same as part of record of the service appeal.
5. That, the respondents being custodian of law can not even think about the low respect of courts/Tribunal!
6. That, in future in case of such unavoidable circumstances, any officer from Executive Cadre shall be deputed to represent the department and no such repetition shall take place but the orders of the Honourable Tribunal shall be followed in letter and spirit.

It is therefore, humbly prayed that by accepting the instant application, notice issued to the respondents may kindly be withdrawn and they may be exempted from personal appearance please.

*Amir*  
DISTRICT POLICE OFFICER,  
HANGU. 16/5/2013

مركز الرحمن

# OPD Medicine Requisition Slip

Medicine Requisition from dispensary

Monthly OPD Serial No. 1930

8/4/13

Dizziness - 1 wk  
Fever - 2 wk  
- high-grade  
- Rigors and chills

BP - 90/60 - Hg

Adv  
MR + CBC  
Widal  
Urine R/E.

- 1/2 Inf. Platylyfer-M 500cc

stat.

Adv  
5 days complete  
Bed rest.

Tab. Paracetamol 250mg  
500 @ x 2+2

Tab. Ciprofloxacin 500mg  
1+1  
Tab. Clotrimazole 500mg  
1+1

~~NO REQUISITION~~

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

Service Appeal No.987/ 2012

Jahanzeb-ur-Rehman

Ex-Constable No.721 .....Appellant

***VERSUS***

District Police Officer Hangu etc..... Respondents

**AFFIDAVIT**

I, District Police Officer Hangu do hereby solemnly affirm and declare on oath that contents of the reply to notice bearing No.660-62/ST dated 22.04.2013 are correct to the best of my knowledge and nothing has been willfully concealed from This Honourable Tribunal.

*Attended*

*Shah Hussain Khan*

Shah Hussain Khan  
ADVOCATE  
OATH COMMISSIONER  
DISTRICT COURTS HANGU

5  
16/01/13

*[Signature]*  
District Police Officer,  
Hangu

**BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

In the matter of  
Appeal No. 987/2012

Jehanzeb ur Rehman Ex Constable NO.721.....(Appellant)

**VERSUS**

Provincial Police Officer Khyber Pakhtunkhwa and others  
..... (Respondents)

**REJOINDER ON BEHALF OF THE APPELLANT**

Respectfully submitted:

The appellant submit his rejoinder as under:

Preliminary Objections:

1. Contents incorrect and misleading. the appeal is filed well within the prescribed period of limitation.
2. Content incorrect and misleading. the appellant has illegally being dismissed from service. Hence he has got the necessary cause of action to file the instant appeal.
3. Contents incorrect and misleading. The appellant is a civil servant moreover, mater relates to his term and condition of service. Therefore, on this honorable tribunal has jurisdiction to entertain and adjudicate the instant appeal.
4. Contents incorrect and misleading. All necessary facts are brought before this honorable court and nothing has been concealed.
5. Contents incorrect and misleading. The appeal is filed well in accordance in the prescribed rule and procedure, hence maintainable in his present form.

Facts of the Case:

1. Contents of para 1 of the appeal are correct. The reply submitted to the para is incorrect and false. Moreover, the appellant was never punished/proceeded in past. It is evident from the

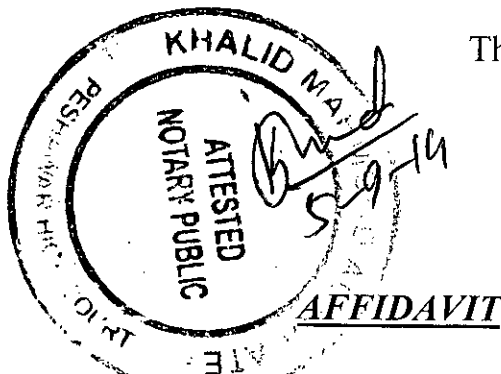
documents attached with the reply that the appellant was granted leave without pay on those previous occasion referred in reply and cannot validly be made ground for justifying the action taken against the appellant.

2. Contents being admitted need no reply.
3. Content of para 1 of the appeal are correct. Reply submitted to the para is incorrect and misleading.
4. Contents of para-4 of the appeal are correct. Reply submitted to the para is incorrect and misleading.
5. Contents of para-5 of the appeal being admitted need no reply.
6. Contents of para-6 of the appeal are correct. Reply submitted to the para is incorrect and misleading.
7. Contents being admitted need no reply.
8. Contents of para-8 of the appeal are correct. Reply submitted to the para is incorrect and misleading.

**Grounds of Appeal:**

The Grounds (A to G) of appeal taken in the memo of appeal are legal will be substantiated at the hearing of this appeal.

It is, therefore, prayed that the appeal of the appellant may be accepted as prayed for.



Through

*[Signature]*  
Appellant

*[Signature]*  
IJAZ ANWAR  
Advocate Peshawar

I do hereby solemnly affirm and declare on oath that the contents of the above rejoinder as well as appeal are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.

Deponent

*[Signature]*