

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 11127/2020

Date of institution ..... 26.08.2020

Qadar Munir S/O Sher Azam R/O Sufaid Sung Mohallah Bai Khel,  
Peshawar.

VERSUS .

Superintendent of Police, Headquarter, Peshawar and two others.

ORDER  
18.05.2022


Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant stated at the bar that the appellant is not a civil servant and this Tribunal has got no jurisdiction to entertain the instant appeal, therefore, requested for withdrawal of the instant appeal for invoking jurisdiction of proper forum. In this respect, learned counsel for the appellant also submitted an application, which is placed on file.

In view of the above, the appeal in hand stands dismissed as withdrawn. The appellant would be at liberty to approach the proper forum, if so advised. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED  
18.05.2022

  
(ROZINA REHMAN)  
(MEMBER JUDICIAL)

  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

• Before The Honorable Khyber Pakhtunkhwa Service Tribunal  
Peshawar.

Qader Malik vs Superintendent of Police

put up to the court with  
relevant appeal.

Application for withdrawal  
of the captioned case for  
permission to approach the  
Proper Forum.

D-adek

18/5/2022.

Respectfully Shuneth;

1- Pending that the captioned case is  
Pending for adjudication before this Honorable  
Court for today i.e. 18-05-2022.

2- withdraw that the a Plaintiff want to  
The captioned case with the  
kind permission of this Honorable Court  
in order to approach before the  
Proper Forum, hence instant application.

It is therefore most  
humbly prayed that the  
a Plaintiff may kindly be  
permitted to withdraw  
the instant appeal.

Applicant  
through/-

Counsel

18/05/22

04.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 18.05.2022 for the same as before.

A handwritten signature in black ink, consisting of a large, stylized initial 'R' followed by a flourish.

Reader

11127/20

06.07.2021

Appellant in person and Mr. Kabirullah Khattak, Addl.AG alongwith Muhammad Raziq, Reader for respondents present.

Respondents have not submitted reply/comments. They are required to submit reply/comments within 10 days in office, positively. In case the requisite reply/comments are not submitted within the stipulated time, office shall put up the appeal with a report of non-compliance. To come up for arguments before the D.B on 17.11.2021.

*Stipulated period has passed and reply has not been submitted.*

P.S

28.07.2021

Learned Addl. A.G be reminded about the omission and for submission of Reply/comments within extended time of 10 days.

  
Chairman

  
Chairman

17.11.2021

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Reply on behalf of respondents received through office, which is placed on file.

The learned Member (Judicial) Mr. Salah-ud-Din is on leave, therefore, arguments could not be heard. Adjourned. To come up for rejoinder, if any, as well as arguments before the D.B on 04.02.2022.

  
(Mian Muhammad)  
Member (E)

10.12.2020

Appellant with counsel present. Preliminary arguments heard. File perused.

Appellant Deposited  
Security & Process Fee

Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for written reply/comments. To come up for written reply/comments on 08.03.2021 before S.B.

08.03.2021

Junior to counsel for the appellant present. Addl. AAG  
for respondents present.

(Rozina Rehman)  
Member (J)

Written reply not submitted. Learned AAG seeks time to contact the respondents for submission of written reply/comments.

Adjourned to 18.05.2021 before S.B.

(Mian Muhammad)  
Member (E)

18.05.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 06.07.2021 for the same as before.

Reader



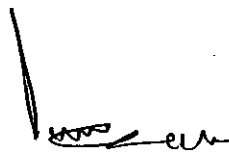
This is an appeal filed by Mr. Qadar Munir today on 26/08/2020 against the order dated 20.07.2019 against which he preferred/made departmental appeal/ representation on 17.06.2020 (As mentioned in the memo of appeal) the period of ninety days is not yet lapsed as per section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, which is premature as laid down in an authority reported as 2005-SCMR-890.

As such the instant appeal is returned in original to the appellant/Counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action and also removing the following deficiencies.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Annexures of the appeal may be flagged.
- 3- Annexures of the appeal may be attested.
- 4- Annexure-E of the appeal is illegible which may be replaced by legible/better one.

No. 2577/ST,

Di. 02/09/2020.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Zulfiqar Mehmood Adv. Pesh.

*Dear Sir - Remove the deficiencies  
& Resubmitted the appeal.  
Adv. (Amir)*

**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2020

Qadar Munir .....(Appellant)

**V E R S U S**

Superintendent of Police, Headquarters, Peshawar

And others.....(Respondents)

**I N D E X**

S.No	Description of Documents	Annex	Pages
1.	Service Appeal		1-6
2.	Affidavit		7
3.	Addresses of the Parties		8
4.	Copy of CNIC	A	9
5.	Copies of medical certificate and verification letter	B	10-11
6.	Copy of Daily Dairy	C	12
7.	Copy of medical	D	13-14
8.	Copy of struck of order	E	15
9.	Copy of departmental appeal	F	16-17
10.	Wakalat Nama		18

  
Appellant

Through

  
**Zulfiqar Mahmood**

  
**Saeed Ullah Afridi**

  
**Muhammad Aftab**

&  
  
**Fayaz Khalil**

Advocates High Court,  
Peshawar.

Cell No. 0313-9984545

Dated: 26/08/2020



①

**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

Khyber Pakhtukhwa  
Service Tribunal

Service Appeal No. \_\_\_\_\_/2020

Diary No. 8978

Dated 26-8-2020

Qadar Munir S/o Sher Azam R/o Sufaid Sung Mohallah Bai  
Khel, Peshawar.....(Appellant)

**V E R S U S**

1. Superintendent of Police, Headquarters, Peshawar.
2. Capital City Police Officer, Peshawar.
3. Inspector General of Police, Khyber Pakhtunkhwa,  
Peshawar.....(Respondents)

**APPEAL UNDER SECTION 4 OF KHYBER  
PUKHTUNKHWA SERVICE TRIBUNAL ACT  
1974, AGAINST THE STUCK OFF FROM  
SERVICE ORDER DATED 22/07/2019  
PASSED BY RESPONDENT NO. 1.**

**Respectfully Sheweth:**

Facts giving rise to the instant Service Appeal are as

under:

**Filed to-day**

*emw*  
**Registrar**  
26/8/2020

1. That the appellant belongs to a respectable family and law abiding citizen of Peshawar. (Copy of CNIC is attached as annexure "A").

**Re-submitted to-day  
and filed.**

*emw*  
**Registrar**  
26/8/2020

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2. That the appellant was appointed as (SPO) No. 686 Constable by the respondents department on 16/05/2013. (Copies of medical certificate and verification letter are attached as annexure "B").
3. That after appointment of the appellant, the appellant joined his service and started with zeal and hard working his job.
4. That the appellant regularly attended the office and fulfilled his duties with honesty.
5. That due to severe illness the appellant remained absent from his duties vide Daily Dairy No. 32 dated 20/06/2019. (Copy of Daily Dairy is attached as annexure "C").
6. That after recovery from his illness the appellant attended the office and was shown present vide Daily Dairy Number 73 dated 24/06/2019.
7. That on 04/07/2019 the appellant again got severe illness and he was admitted to hospital on 05/07/2019 wherein he was discharged on

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18/07/2019, and the appellant joined service on 19/07/2019. (Copy of medical is attached as annexure "D").

8. That due to the absence from his service the appellant was struck off from his service vide order dated 22/07/2019. (Copy of struck off order is attached as annexure "E").
9. That feeling aggrieved from the order, the appellant submitted departmental appeal on dated 17/06/2020 vide Diary No. 700 before Respondent No. 1, but no response till date from the respondent No. 1. (Copy of departmental appeal is attached as annexure "F").
10. That having no other adequate, efficacious, alternate remedy, the appellant approaches this Hon'ble Tribunal for redressal of his grievances, inter-alia on the following grounds:

**GROUND:**

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- A. That the punishment, imposed, is illegal, unlawful, void and of no legal effects.
- B. That same is against the principles of Natural Justice, also.
- C. That the absence of the appellant was not intentional but due to the illness, therefore the act of the respondents have no legal footing, hence needs interference of this Hon'ble Tribunal.
- D. That, the charges as leveled against the appellant in the struck of from service order due to absence from duties is neither legal and nor in accordance with actual and factual position of the case.
- E. That no charge sheet/ show cause notice was ever issued to the appellant being mandatory.
- F. That no regular inquiry has been conducted against the appellant as per Khyber Pakhtunkhwa Civil Service (Efficiency & Discipline) Rule, 2011.

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- G. That as per precedents of the Superior Courts, it is now well established law that major punishment cannot be imposed without Regular Inquiry.
- H. That the impugned order is based on malafide and has been passed in arbitrary manner by bypassing the settled law.
- I. That no meaningful/ purposeful chance of personal hearing has been afforded to the appellant by the competent authority.
- J. That the punishment order is not based on true facts and figures/ rather the same is based on surmises & conjectures.
- K. That any other ground will be raised at the time of arguments with the prior permission of this Hon'ble Court.

It is, therefore, humbly requested that on acceptance of this Service Appeal, the impugned order dated 22/07/2019 being against the law and

(6)

rules thus illegal, be set aside, unlawful, void and ineffective upon the appellant, and the appellant be reinstated into service with all back benefits with such other relief as may deem fit in the circumstances of the case.

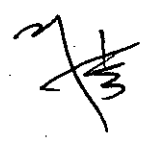
قادر صابر  
Appellant

Through

  
**Zulfiqar Mahmood**

  
**Saeed Ullah Afridi**

  
**Muhammad Aftab**

  
&  
**Fayaz Khalil**  
Advocates High Court,  
Peshawar.

Dated: 26/08/2020

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**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2020

Qadar Munir .....(Appellant)

**V E R S U S**

Superintendent of Police, Headquarters, Peshawar

And others.....(Respondents)

**AFFIDAVIT**

I, Qadar Munir S/o Sher Azam R/o Sufaid Sung Mohallah Bai Khel, Peshawar, solemnly affirm and declare on oath, that the contents of the **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

قادر منیر

**DEPONENT**

CNIC: 17301-6839647-5

Cell No. 0316-9553342

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**BEFORE THE HON'BLE KHYBER PAKHTOON KHWA SERVICE  
TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2020

Qadar Munir .....(Appellant)

**V E R S U S**

Superintendent of Police, Headquarters, Peshawar

And others.....(Respondents)

**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Qadar Munir S/o Sher Azam R/o Sufaid Sung Mohallah Bai  
Khel, Peshawar.

**RESPONDENTS:**

1. Superintendent of Police, Headquarters, Peshawar.
2. Capital City Police Officer, Peshawar.
3. Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.

قادر منیر  
Appellant

Through

Zulfiqar Mehmood

Saeed Ullah Afridi

Muhammad Aftab

&

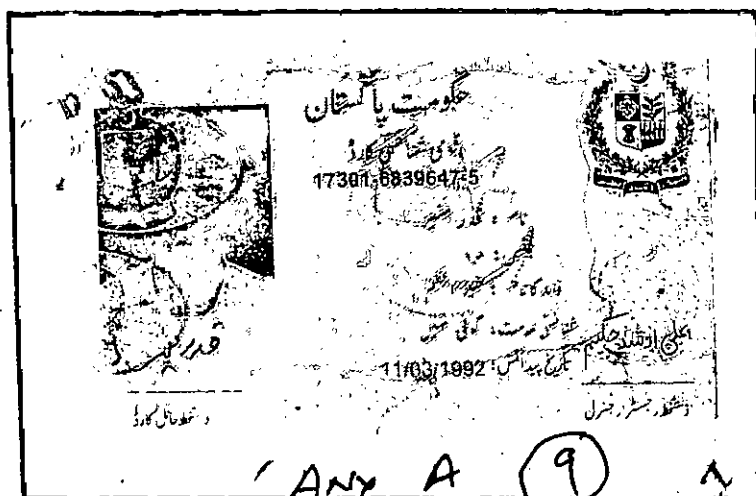
Fayaz Khalil

Advocates High Court,  
Peshawar.

Dated: 26/08/2020

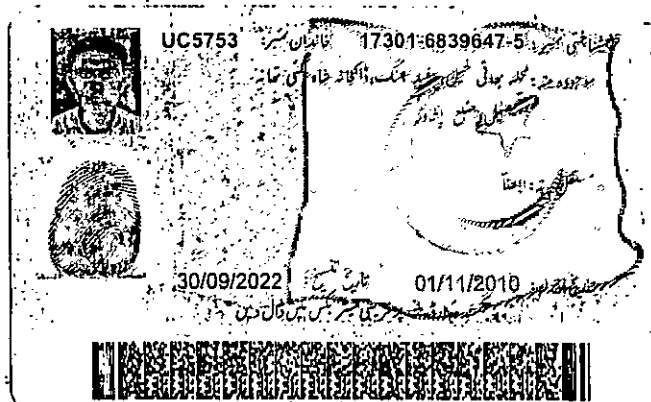


Anny, A, (9)



Anny A (9)

Handwritten notes and signatures, including 'Anny A' and a circled '9'.





Annex B (11)

ضلع پشاور

جناب SHO صاحب قحانہ

اوز دفتر OASI

مستری عظمیٰ

جناب انکم جناب SP/HQRS صاحب تقرر کیا جاتا ہے کہ کسی قراقرزینر ولد

سائنس قدر ممتاز تھانہ سہیل کی پوزیشن بھرتی ہو چکا ہے۔ مذکورہ کے بارے میں پرنٹل ریکارڈ تھانہ کر کے  
مذکورہ کسی نو جداری مقدمات میں مارٹ تو نہیں ہے۔ مکمل ریز اٹیکیشن کر کے SHO صاحب سے Attested کر کے دفتر پندہ ارسال کریں۔ پروانہ اطلاع ارسال اور سال خدمت

OASI CCP PESHAWAR

28/11/13

Attest  
Adv. Q

T.A.I.V  
Senior Eng  
BPS 16 Edu

صندوق

نمبر 32 - 20/06/19

انڈسٹریل

م 32 کے لئے مقررہ زمین کا پلاٹ نمبر 6145 اور 111 سو فی  
م 32 کے لئے مقررہ زمین کا پلاٹ نمبر 686 اور 580  
م 32 کے لئے مقررہ زمین کا پلاٹ نمبر 686 اور 580

م 32 کے لئے مقررہ زمین کا پلاٹ نمبر 686 اور 580

م 32 کے لئے مقررہ زمین کا پلاٹ نمبر 686 اور 580

م 73 - 24/06/19

م 73 کے لئے مقررہ زمین کا پلاٹ نمبر 17100 اور 24/06/19  
م 73 کے لئے مقررہ زمین کا پلاٹ نمبر 17100 اور 24/06/19

م 73 کے لئے مقررہ زمین کا پلاٹ نمبر 17100 اور 24/06/19

م 73 کے لئے مقررہ زمین کا پلاٹ نمبر 17100 اور 24/06/19

م 73 کے لئے مقررہ زمین کا پلاٹ نمبر 17100 اور 24/06/19

ANNY - D (13)

MTI, Khyber Teaching Hospital  
University Road, Peshawar. Phone: 091-9224422, Fax: 091-9224423  
Email: info@kth.gov.pk, Website: http://www.kth.gov.com  
**DISCHARGE SUMMARY**

Medical Record Number : K0300002409564  
Name : KADAR MONIR  
Sex : Male  
Age : 30 Year(s)  
Address :  
City :  
Person Phone :  
Home Phone :

Admission No : K0319000046855  
Admission Date : 05-JUL-2019 09:44:04  
Admission Status : Elective  
Discharge No : 19000051206  
Discharge Date : 18-JUL-2019 12:06:22  
Discharge Status : Improved  
Primary Consultant :  
Admitting Consultant : S M SULTAN

Diagnosis During Admission :  
18-JUL-2019 05:46 bipolar affective disorder, manic episode

Background Medical Problems (List any chronic medical conditions that the patient may have, such as diabetes mellitus, asthma, hypertension etc.) :

Reason for Admission :  
paranoia, irritable, elated, decrease sleep/appetite, 2 weeks duration

Significant Physical Findings on Admission :  
non

Management During Admission :  
inj valium inj serenace SOS  
tab olanz 10mg  
tab eq 100mg BD

Diagnostic & Therapeutic Procedures Performed :  
BLIs normal

Condition at Discharge :  
stable

Followup Instructions :  
1 month

Significant ? Items to Address on Followup :  
non

Instructions:

Tab. Olanzila . 10mg  
G.B - 5 CB @

Tab. Syp Motilium.

0.10 - 10 - 1000 mg

Handwritten signature and initials: Ashfaq Ahmad

Handwritten Urdu text: (بابت) 1000 روپے

Mudassir

I confirm that I have explained the above instructions to the Patient (or caregiver) in a language that they understand

DR. ASHFAQ AHMAD  
Trainee Medical Officer

Signature of Patient or Caregiver (faded)

ARMY D-14

Department of Psychiatry  
Khyber Teaching Hospital.

Patient leader ~~to~~ <sup>Monir</sup> 30 year old  
male from Warsak Road Peshawar  
CNIC No: 17301-1411679-5 is admitted  
in KTH psychiatry ward under medical  
Record number 2409564. Date of  
admission 5, July, 19. He will be discharged  
after a few days.

Dr. Ammar

08-07-19

DR. AMMAR BIN SARDAR  
TMO Psychiatry Department  
MTI KTH Peshawar

Adm  
Adm

## ORDER

As per attached report of MHC Police lines dully forwarded by RI special police lines vide dairy dispatch No.1535, dated 24-06-2019 that the following special police Force (Community) constables of police lines are absented themselves from their lawful duties without taking any prior permission from their seniors.

S No	Name and No	From	To
1.	SPO Qadar Munir 686	Vide DD No.32, dated 20-06-2019	Till date
2.	SPO Shiraz Khan 258	Vide DD No.30, dated 28.04.2019	Till date
3.	SPO Ihtisham ul Haq 1528	Vide DD No. 32, dated 23-05-2021	13-06-2019

Therefore, their names are herebgly struck off from Special Plice Force.

**SUPERINTENDENT OF POLICE**

**HQRS: PESHAWAR.**

OB No: \_\_\_\_\_

Dated: \_\_\_\_\_

No. \_\_\_\_\_ / OASI, dated Peshawar the / /2019.

Copy to the :

1. DSP/HQRS: Peshawar
2. RI, Police Lines Peshawar
3. Dy Director IT, DAS Section Peshawar
4. Pay Officer/CRC/FMC
5. Incharge Clothing Godown

*AA*  
*AAV. Q.*

ADY - E. 15

T

**ORDER**

As per attached report of MHO Police Lines duly forwarded by RI Police Lines vide daily dispatch No. 1535, dated 24.06.2019 that the following Special Police Force Community Constables of Police Lines are absent from themselves from their lawful duties without taking any prior permission from their seniors.

S#	Name & No	From	To
1.	SPO Qadar Mehar 680	Vide OD No.32, dated 20.06.2019	Till date
2.	SPO Shiraz Khan 258	Vide OD No.30, dated 28.04.2019	Till date
3.	SPO Intisham ul Haq 1515	Vide OD No.32, dated 23.05.2019	13.06.2019

Therefore, their names are hereby struck off from Special Police Force.

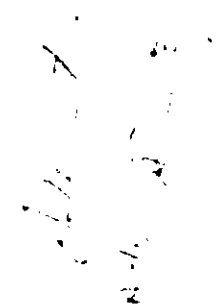
  
SUPERINTENDENT OF POLICE,  
HQRS: PESHAWAR.

OP NO - 2300  
DATED - 20 - 7 - 2019

No. \_\_\_\_\_ (OASI, date: Peshawar the / / 2019).

Copy to the

1. DSP/HQRS: Peshawar.
2. RI, Police Lines Peshawar.
3. Dy: Director IT, DAS Section Peshawar.
4. Pay Officer/CRC FMC
5. Incharge Clothing Godown.





**BEFORE THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA**  
**PESHAWAR**

Qadar Munair S/o Sher Azam R/o Sufaid Sung Mohallah Bai Khel  
Peshawar.

.....Petitioner

**DEPARTMENTAL APPEAL FOR THE RE-INSTANTMENT OF THE**  
**PETITIONER TO HIS POSTS WITH ALL BACK BENEFITS**

Respectfully Sheweth:-

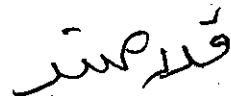
1. That the petitioner belong to a respected family and law abiding citizen of Peshawar.(Copy of CNIC attached).
2. That the petitioner was appointed as (SPO) No. 686 constable by your worthy department on 16/05/2013.(Copy of appointment order is attached).
3. That after appointment of the petitioner, the petitioner joined his service and started with zeal and hard working his Job.
4. That the petitioner regularly attended the office and fulfilled his duties with honesty.
5. That due to severe illness the petitioner remained absent from his duties vide daily dairy No.32 dated 20/06/2019. (Copy of daily dairy is attached).
6. That after recovery from his illness the petitioner attended the office and was shown present vide daily dairy number 73 dated 24/06/2019.
7. That on 05/04/2019 the petitioner again got severe illness and he was admitted to hospital on 05/07/2019 wherein he was discharged on 18/07/2019, and the petitioner joined service on 19/07/2019. ( copy of medical is attached).
8. That due to the absence from his service the petitioner was struck off from his service vide order dated 22/07/2019.(Copy of struck of order is attached).

ANNY F

(17)

9. That absence of the petitioner was not intentional but due to the above stated reason.
10. That no cogent and reliable reason has been given for struck off the petitioner from his services.
11. That any other ground will be raised at the time of arguments.

It is therefore most humbly prayed that on acceptance of this departmental appeal the petitioner may kindly be re instated to his services with all back benefits.



Petitioner

Qadar Munair

S/o Sher Azam

SPO No. 868



next date  
17-11-2021

Qadar  
Munir

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

**Service Appeal No.11127/2020.**

Ex- SPO Qadar Munir No.686 of CCP, Peshawar.....**Appellant.**

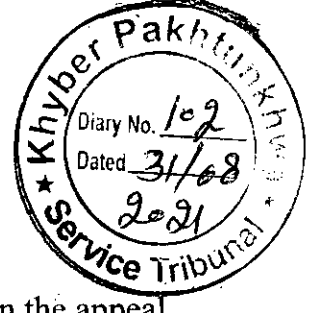
**VERSUS**

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

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

**Respectfully Sheweth:-**

**PRELIMINARY OBJECTIONS:-**



1. That the appellant is not a regular employee.
2. That this Hon'able Tribunal has no jurisdiction to entertain the appeal.
3. That the appeal is badly barred by law & limitation.
4. That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
5. That the appellant has not come to Hon'able Tribunal with clean hands.
6. That the appellant has no cause of action and locus standi.
7. That the appellant is estopped by his own conduct to file the instant appeal.
8. That the appellant has concealed the material facts from Honorable Tribunal.
9. That the appeal is not maintainable being devoid of any merit.

**REPLY ON FACTS:-**

1. Para pertains to record, and personal information of appellant.
2. Incorrect. In fact the appellant was appointed as SPO (special police officer) on fixed pay of RS.10000/- per month on contract basics, latter on he was struck off from the force on the charges of wilful absence. It is worth to mention here that this Honorable Tribunal has no jurisdiction to entertain appeal of the appellant, as he was not a government/ civil servant.(appointment order is annexure as "A" )
3. Incorrect. The appellant was a contract employee and he was paid fixed pay of RS.10000/- per month in lieu his service.
4. Para already explained in the above para.
5. Incorrect. The appellant deliberately absented from his lawful duty without any leave or permission, hence he was struck off from force and contact was terminated.
6. Incorrect. The appellant willfully absented himself from duty without any leave/permission from the competent authority.
7. Incorrect. Already explained in the above paras.
8. Incorrect. In fact the appellant while posted at police line absented himself from duty without any leave/permission. Legally, the appellant have to inform the high ups about his illness, but he did not bother to inform the high ups.

Appellant Reply Received on 13/9/21

Qadar Munir 13/9/21

9. Incorrect. In fact the appellant being a contract employee has no right to file departmental appeal for his grievance against any punishment order passed by the competent authority on account of his misconduct.
10. The appeal of the appellant being devoid of merits may kindly be dismissed.

**GROUND:-**

- A. Incorrect. The punishment order passed by the competent authority is legal/lawful.
- B. Incorrect. The punishment order passed by the competent authority as per law/rules and terms of contract.
- C. Incorrect. The appellant absented himself from his lawful duty without any leave/permission and the plea of his illness has no legal footing as he has informed his boss nor produced medical documents.
- D. Incorrect. The appellant was treated in accordance with law/rules.
- E. Incorrect. The appellant was not a regular employee, hence there is no need to issue him charge sheet, and show cause notice.
- F. Incorrect. The appellant being not a permanent employee was not required proper departmental enquiry as per law/rules. His claim for conducting enquiry is not lawful/legal.
- G. Incorrect. The appellant being a contract employee was legally struck off from force, as he is not entitled to deal as a regular employee or civil servant.
- H. Incorrect. The punishment order passed by the competent authority is as per law/rules.
- I. Incorrect. The appellant being a contract employee was legally struck off from force, as he is not entitled to treat as regular employee.
- J. The appellant was monthly paid for his duty and when he absented himself his pay was stopped and struck off from force.
- K. That the respondents may also be permitted to raise additional grounds at the time of arguments.

**PRAYERS:-**

It is therefore most humbly prayed that in light of above facts and submissions, the appeal of the appellant being devoid of merits, and legal footing, may kindly be dismissed with costs please.

  
Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar.

  
Capital City Police Officer,  
Peshawar.

  
Superintendent of Police,  
HQs: Peshawar.

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

**Service Appeal No.11127/2020.**

Ex- SPO Qadar Munir No.686 of CCP, Peshawar.....Appellant.

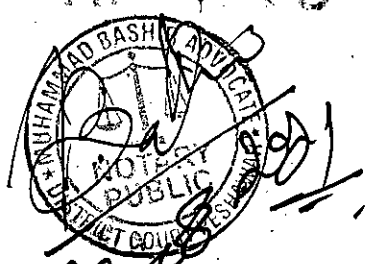
**VERSUS**

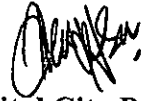
Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others. Respondents.


**AFFIDAVIT**

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

  
Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar.

**ATTESTED**  
  
27

  
Capital City Police Officer,  
Peshawar.

  
Superintendent of Police,  
HQrs: Peshawar.

ENLISTMENT ORDER

686  
SPJ

In the light of Govt: of NWFP Home & TAS Department  
Peshawar order No.SO (P-II)HD/5-8/KC-09 dated 12.02.2010 & Finance  
Department letter No.7/1/BO-III/FD/2009-2010 dated 04.02.2010, Mr. Qadir  
Mazhar s/o Sher Azam r/o Sufaid Sang Shagai **PS Regi**, is hereby appointed in  
Special Police Officer, on fixed pay of Rs.10000/-Per month for subject to the  
medical fitness and local verification. The post shall automatically stand  
abolished on expiry of the said post. His Service can be terminated any time  
without assigning any reason.

  
SUPERINTENDENT OF POLICE,  
HQRS: PESHAWAR.

NO. 1731

DATED. 16-5- /2013.

1443 /OASI, dated Peshawar the 13/6 /2013.

Copy to the:-

1. Superintendent of Police, Cantt: Peshawar.
2. DSP/ Reg: /SHO Regi.
3. Pay Officer
4. CRC/FMC
5. Incharge Clothing Godown.

nsfer