



OFFICE OF THE
DISTRICT POLICE OFFICER,
DIR LOWER

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No. 457-63/EC, dated 11/01/2023

ORDER

This order will dispose-off service appeal No. 4522/21 titled Inspector Ibrahim Khan vs Police Department. Inspector Ibrahim Khan No.550/M, while he posted as SHO PS Balambat, Dir Lower, alleged by one Muhammad Fawad Khan s/o Khaleeq Zada r/o Balambat, Timergara, Dir Lower that his father died due to suicide while the staff of PS Balambat including SHO demanded illegal gratification of Rs: 10,00,000/- (One Million) from him. Therefore, the then DPO Dir Lower after proper departmental enquiry dismissed him from service vide this office OB No. 996, dated 30-07-2019.

His 1st application for re-Instatement into service has been filed by Regional Police Officer Malakand vide Order No.10320/E dated 24-09-2019. Therefore, he filed appeal before the Inspector General of Police, Khyber Pakhtunkhwa, Peshawar for re-instatement into service. The CPO Peshawar issued order for conducting de-novo enquiry proceeding against above named delinquent officer vide Order No. S/238-45/20, dated 13-02-2020 and an enquiry committee consisting of Mr. Khuram Rashid, the then AIG Operation and Mr. Saleem Aman the then AIG Training was constituted to conduct de-novo enquiry.

Finding of the enquiry committee received to CPO Peshawar & perused that the charges leveled against him were proved. From the perusal of the case file the board came to the conclusion that above named delinquent officer has long service of 30 years, therefore, taking lenient view & re-instated him into service with immediate effect and period he remained out of service is treated as leave without pay and his major punishment of dismissal from service was converted into minor punishment of stoppage of 03 annual increments with cumulative effect vide CPO Peshawar Order No. S/1522-30/20, dated 20-04-2020.

On 26-03-2021 Inspector Ibrahim Khan No. 550/M, filed a service appeal No.4522/2021 before, the Service Tribunal Khyber Pakhtunkhwa, Peshawar against impugned order dated 20-04-2020 passed by Inspector General of Police Khyber Pakhtunkhwa, Peshawar for "**restoration of three stopped annual increments along with salaries of the intervening period (09 months) with all other service benefits**". The honorable service Tribunal Khyber Pakhtunkhwa vide judgment dated 05-07-2022 accepted his appeal in the light of observation in preceding paras which immediately call for the acceptance of the instant appeal as prayed for.

The District Police Officer Dir Lower vide letter No.13745/LB, dated 31-10-2022 make correspondence with CPO Peshawar for lodging of Appeal/CPLA before the Supreme Court of Pakistan. In response to that, the Competent Authority has directed vide letter No.6416/Legal, dated 16-12-2022, that the instant case has not fit for CPLA and to implement Judgment dated 05-07-2022, of Honorable Khyber Pakhtunkhwa, Service Tribunal, Peshawar in true letter and spirit, as well as the DSP Legal Dir lower also opined that to implement the Judgment dated 05-07-2022.

Therefore, in the light of honorable Service Tribunal Khyber Pakhtunkhwa, Peshawar orders dated 05-07-2022 and directions of CPO Peshawar, as well opinion of DSP Legal Dir Lower, three annual increments stopped with cumulative effect of Inspector Ibrahim Khan No. 550/M, is hereby rectified/modified and restored his three annual increments along-with salaries of the intervening period (08 Months and 27 days) with all other service benefits (as prayed by appellant).

Order announced.

OB No. 54

Dated 11/01/2023

Endst: No & dated even.

Copies forwarded for information to the:-

1. Inspector General of Police Khyber Pakhtunkhwa, Peshawar with reference to his office letter No.6416/Legal, dated 16-12-2022, please.
2. Deputy Inspector General of Police Special Branch Khyber Pakhtunkhwa, Peshawar for further course of action, please.
3. Regional Police Officer, Malakand at Saidu Sharfi, Swat, please.
- ✓ 4. Honorable Registrar Khyber Pakhtunkhwa, Service Tribunal Peshawar, please.
5. Accountant General Khyber Pakhtunkhwa, Peshawar, please.
6. District Account's Officer, Dir Lower, please.
7. Pay Officer DPO Office Dir Lower.

District Police Officer
Dir Lower