

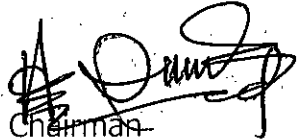
22.06.2021

Appellant with counsel present.

15 Learned counsel for the appellant states that on revision petition preferred by the appellant, respondent No. 1 has passed the order dated 21.06.2021, whereby the punishment awarded by DPO Kohat was upheld. The appellant wants to impugn order dated 21.06.2021 and submitted an application for withdrawal of instant appeal with permission to file fresh one.

In view of the above, the present appeal is dismissed as withdrawn with permission to appellant to file fresh one, if so advised, subject to all just and legal objections. File be consigned to the record room.

12/06/21

  
Chairman

ANNOUNCED

22.06.2021




P

Form- A

FORM OF ORDER SHEET

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

Case No. - 917 /2021 21

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	14/01/2021	<p>The appeal of Mr. Mukmil Khan presented today by Mr. Shahid Qayum Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>15/03/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
15.03.2021		<p>Due to tour of Camp Court Abbottabad and shortage of Members at Principal Bench Peshawar, the case is adjourned to 22.06.2021 before S.B.</p> <p style="text-align: right;"> Reader</p>

**BEFORE THE SERVICE TRIBUNAL KHYBER  
PAKHTUNKHWA PESHAWAR**

Service Appeal No. \_\_\_\_\_/2021

Mukmil Khan S/o Meer Sahib Khan..... **Appellant**

**Versus**

Government of Khyber Pakhtunkhwa and others ..... **Respondents**

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S.No.	Description of Documents	Annex	Pages
1.	Memo of appeal with affidavit		1-5
2.	Address of the parties		6
3.	Copy of Charge Sheet and Reply	A- A-I	7-11
4.	Copy of SCN and reply	B- B-I	12-15
5.	Copy of Impugned order dated 10/09/2020	C	16-17
6.	Copy of Departmental Appeal	D	18-26
7.	Copy of impugned order dated 23/12/2020	E	27
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Appellant

Through

**Shahid Qayum Khattak**  
Advocate Supreme Court  
of Pakistan  
Mob No. 0333-9195776

Dated: 13 /01/2021

①

**BEFORE THE SERVICE TRIBUNAL KHYBER  
PAKHTUNKHWAPESHAWAR**

Service Appeal No. 917 /2021

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 969

Dated 14/11/2021  
**Appellant**

Mukmil Khan S/o Meer Sahib Khan R/o

Rehmat Abad Teh & District Karak .....

**Versus**

1. Provincial Police Officer/ Inspector General of Police  
Khyber Pakhtunkhwa, Peshawar
2. Regional Police Officer Kohat Region, Kohat.
3. District Police Officer, Kohat
4. Government of Khyber Pakhtunkhwa through  
Chief Secretary, Peshawar.....

**Respondents**

APPEAL UNDER SECTION 4 OF SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER DATED 10/09/2020 PASSED BY RESPONDENT NO. 3 BY WHICH THE APPELLANT HAS BEEN AWARDED MAJOR PENALTY OF REDUCTION IN RANK FROM SUB-INSPECTOR TO THE SUBSTATIVE RANK OF ASI, AND AGAINST THE ORDER DATED 23/12/2020 PASSED BY RESPONDENT NO. 2 VIDE WHICH THE DEPARTMENTAL REPRESENTATION/ APPEAL FILED BY APPELLANT HAS BEEN REJECTED AND THE PUNISHMENT WAS ENHANCED TO DISMISSAL FROM SERVICE.

**PRAYER**

On accepting this service appeal, the impugned orders dated 10/09/2020 and order dated 23/12/2020 may graciously be set aside by declaring it illegal, unlawful, without authority, based on mala fide, void ab-initio and thus not sustainable in the eyes of law and appellant is entitled for reinstatement in service with all back benefits of pay and service

**Respectfully Sheweth;**

1. That Respondent No. 3 initiated disciplinary proceeding against appellant

Filed to-day  
w,  
Registrar  
14/11/2021

and issued charge sheet and statement of allegation which was properly replied. **(Copy attached as Annexure "A" & "A-I")**

2. That thereafter show cause notice was issued to the appellant which was also replied properly. **(Copy attached as Annexure "B"& "B-I)**
3. That respondent No. 3 passed an order dated 10/09/2020 vide which the major punishment of reduction in rank from sub-inspector to substantive rank of Assistant Sub-inspector has been passed against appellant without collecting any evidence. **(Copy of impugned order is attached as Annexure "C")**
4. That appellant filed departmental appeal /representation ( the facts and ground agitated therein may please be treated as part and parcel of this appeal) against the impugned order before respondent No. 2, who vide order dated 23/12/2020 rejected the same without complying codal formalities and enhance the punishment to dismissal from service against the appellant but refuse to hand over the attest copy of the order. **(Copy of appeal and impugned order are attached as Annexure "D" and "E")**
5. That now appellant feeling aggrieved from the above orders hence, filling this appeal on the following amongst other grounds inter alia

**GROUND:**

- a. That both the impugned orders of the respondents No.3 and 4, are illegal, unlawful, without authority, based on mala fide intention, against the natural justice, violative of the Constitution and Service Law and equally without jurisdiction, hence the same are liable to be set aside in the best interest of justice.
- b. That both the impugned orders passed by respondents are very much harsh, without any evidence based on surmises & conjectures and is equally against the principle of natural justice.
- c. That during enquiry proceedings no one was examined in support of the charges leveled against appellant neither any proper opportunity

of hearing has been provided to appellant. No allegations mentioned above are practiced by the appellant nor proved against him through any cogent reason or evidence.

- d. That both the respondents No.2 and 3 have not properly evaluated the facts and evidences on record before passing the impugned orders. Appellant has contacted the accused on telephone with bona-fide intention and for purpose of ensuring his early arrest in compliance with the direction of higher authority i.e. the then SP operation Kohat and accordingly he was arrested. Hence the impugned orders passed by the respondents against the appellant are liable to be set aside.
- e. That the appellant has not only arrested the accused but has registered the FIR No. 142 dated 16/07/2020, under sections 406,419,420,468,471, PPC, Police Station Kohat KDA, against the accused. All this clearly establish that appellant was the pioneer of Police who arrested the accused, this bona fide action of appellant was not weight by respondents and passed harsh order of reduction in rank and dismissal from service respectively.
- f. That respondent No.3, on the basis of that allegation issued order of transfer of appellant which comes under the principle of double jeopardy, which is not only the clear violation of the constitution of Islamic republic of Pakistan, similarly it is against the principle of natural justice.
- g. That the inquiry officer failed to collect any evidence in support of the charges. No one was examined as witness in presence of appellant nor was appellant confronted with any documentary or other kind of evidence on the basis of which the impugned orders were passed.
- h. That the biasness of the respondents are very much proved from the fact that while awarding the impugned major punishment the enquiry report has not been given to the appellant which is very much necessary as per 1991 PLC CS 706 & 1991 PLC 584.

- i. That while awarding the impugned orders the respondents not bothered to take that the appellant is honest and dedicated officer of Police and left no stone unturned to discharge his duties and the action of the appellant to contact with the accused was a strategic move for early arrest of the accused as directed by the worthy ; the then SP investigation Kohat.
- j. That the impugned orders have been passed in violation of law and rules of disciplinary proceedings and principles of natural justice. The authority wrongly and malafidly based the impugned orders without giving any reason with proof whatsoever, therefore the impugned order is bad in law.
- k. That it is the settle principle of justice that no one should be condemn un heard but in the instant case no proper enquiry has been conducted to enquire regarding the allegations. No independent witness has been examined in front of appellant nor any opportunity of cross examination has been provided to appellant. Both the impugned orders are based on non-reading and miss-reading of available record.
- l. That respondent No. 2 has not decided the departmental appeal / representation in accordance to the rules and regulation which clearly shows mala fide intention thus, has no sanctity in the eyes of law thus the act of respondents are totally based on male fide intention which clearly shows discrimination and undue victimization.
- m. That the order of the appellate authority totally illegal, against the rules and regulation and has no power and authority to enhance the punishment by itself in appeal filed by the appellant. No final Show Cause notice has been issued to appellant regarding the award of impugned punishment or enhancement of punishment
- n. That both the order is very much silent regarding the compliance of operational and professional guideline issued by the respondents.
- o. That the appellate authority has not provided any personal hearing opportunity to the appellant nor the order passed is speaking one.

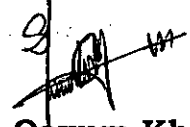
5

It is, therefore, most humbly prayed that on accepting this service appeal, the impugned orders dated 10/09/2020 and order dated 23/12/2020 may graciously be set aside by declaring it illegal, unlawful, without authority, based on mala fide, void ab-initio, and thus not sustainable in the eyes of law and appellant is entitled for reinstatement to service with all back benefits of pay and service.

Any other relief not specifically prayed for but deems appropriate in the circumstances of the case may also be granted.

  
Appellant

Through

  
**Shahid Qayum Khattak**  
Advocate Supreme Court  
of Pakistan

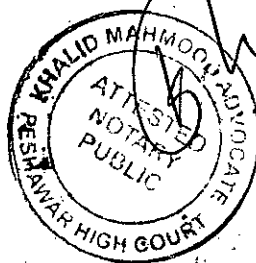
Dated: 13 /01/2021

Certified that as per instruction of my client no such appeal has been filed before this Hon'ble Forum.

  
Advocate

AFFIDAVIT

I, Mukamil Khan S/o Meer Sahib Khan R/o Rehmat Abad, tehsil & District Karak, do hereby solemnly affirm and declare on Oath that the contents of the above appeal are true and correct to the best of my knowledge and belief and nothing has been kept secret from this Hon'ble Tribunal.



  
**DEPONENT**



6

BEFORE THE SERVICE TRIBUNAL KHYBER  
PAKHTUNKHWA PESHAWAR

Service Appeal No. \_\_\_\_\_/2021

Mukmil Khan S/o Meer Sahib Khan R/o

Rehmat Abad Teh & District Karak ..... **Appellant**

**Versus**

Government of Khyber Pakhtunkhwa and others..... **Respondents**

**ADDRESSES OF THE PARTIES**

**APPELLANT**

Mukmil Khan S/o Meer Sahib Khan R/o

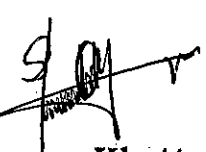
Rehmat Abad Teh & District Karak

**RESPONDENTS**

1. Provincial Police Officer/ Inspector General of Police  
Khyber Pakhtunkhwa, Peshawar
2. Regional Police Officer Kohat Region, Kohat.
3. District Police Officer, Kohat
4. Government of Khyber Pakhtunkhwa through  
Chief Secretary, Peshawar

  
Appellant

Through

  
**Shahid Qayum Khattak**  
Advocate Supreme Court  
of Pakistan

Dated: 13 /01/2021



No. 2984-85 P.A

Office of the  
District Police Officer,  
Kohat

Dated 21-7-2020

**CHARGE SHEET**

I, **MR. JAVED IQBAL, DISTRICT POLICE OFFICER, KOHAT,** as competent authority under Khyber Pakhtunkhwa Police Rules (amendments 2014) 1975, am of the opinion that you **Offg: SI Mukamil Khan (under suspension)** while posted as SHO Police Station KDA, rendered yourself liable to be proceeded against, as you have committed the following act/omissions within the meaning of Rule 3 of the Rules Ibid.

- i. That various complaints against Amir Hussain son of Ihsan Ali r/o Kurram presently, KDA, Kohat regarding fraud, cheating and false persuasion were sent to you for necessary legal action, but you turned deaf ear and willfully kept mum over it as, you have close relation with a notorious / bad character person.
- ii. That you illegally facilitated the accused for your personal gain. Further you was constantly in contact with accused via his Cell No. and asked them to escape as police is chasing you.
- iii. That lastly, a case vide FIR No. 142 dated 16.07.2020 u/s 406, 419, 420, 468, 471 PPC PS KDA was registered against Amir Hussain alias America.
- iv. That during the interrogation, the accused unfolded the facts that he was telephonically informed by you in order to escape / save himself.
- v. That you had narrated the status of accused in daily diaries as eye wash in order to save your skin.

2. By reasons of the above, you appear to be guilty of misconduct under Rule 3 of the Rules ibid and have rendered yourself liable to all or any of the penalties specified in the Rule 4 of the Rules ibid.

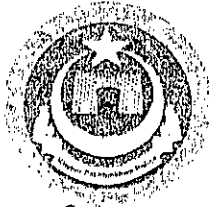
3. You are, therefore, required to submit your written statement within 07 days of the receipt of this Charge Sheet to the enquiry officer.

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

4. A statement of allegation is enclosed.

TESTED TO BE  
TRULY  
Javed Iqbal

DISTRICT POLICE OFFICER,  
KOHAT 21/7



No. 2984-85/PA

8

Office of the  
District Police Officer,  
Kohat

Dated 21-7-2020

**DISCIPLINARY ACTION**

I, **MR. JAVED IQBAL, DISTRICT POLICE OFFICER, KOHAT** as competent authority, am of the opinion that you **Offg: SI Mukamil Khan (under suspension)** have rendered yourself liable to be proceeded against departmentally under Khyber Pakhtunkhwa Police Rule 1975 (Amendment 2014) as you have committed the following acts/omissions.

**STATEMENT OF ALLEGATIONS**

- i. That various complaints against Amir Hussain son of Ihsan Ali r/o Kurram presently, KDA, Kohat regarding fraud, cheating and false persuasion were sent to you for necessary legal action, but you turned deaf ear and willfully kept mum over it as, you have close relation with a notorious / bad character person.
- ii. That you illegally facilitated the accused for your personal gain. Further you was constantly in contact with accused via his Cell No. and asked them to escape as police is chasing you.
- iii. That lastly, a case vide FIR No. 142 dated 16.07.2020 u/s 406,419,420, 468, 471 PPC PS KDA was registered against Amir Hussain alies America.
- iv. That during the interrogation, the accused unfolded the facts that he was telephonically informed by you in order to escape / save himself.
- v. That you had narrated the status of accused in daily diaries as eye wash in order to save your skin.

2. For the purpose of scrutinizing the conduct of said accused with reference to the above allegations **SDPO HQrs, Kohat** is appointed as enquiry officer. The enquiry officer shall in accordance with provision of the Police Rule-1975, provide reasonable opportunity of hearing to the accused official, record his findings and make, within twenty five days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused official.

The accused official shall join the proceeding on the date, time and place fixed by the enquiry officer.

**DISTRICT POLICE OFFICER,  
KOHAT** 21/7/20

No. 2984-85/PA, dated 21-7-2020.

Copy of above to:-

1. **SDPO HQrs, Kohat** :- The Enquiry Officer for initiating proceedings against the accused under the provisions of Police Rule-1975.
2. The **Accused official**:- with the directions to appear before the Enquiry Officer, on the date, time and place fixed by him, for the purpose of enquiry proceedings.

## بیان آزان حکم خان کے حال پولیس لڈین کوہاٹ

حینار عالی

حوالہ جسٹس جاز 2 شہین ٹریڈنگ کمپنی 2984-85/PAI حصار حینار  
2020-21-7-2020

ڈسٹرکٹ پولیس آفیسر کوہاٹ عسوف بیون کہ میں نے عہدہ تقریباً

تین ماہ قبل KDA میں بطور SH خدمات سرانجام دی ہیں عہدہ

تعمیراتی کے دوران ایک خریداری درخواست حینار بھٹہ شہزادہ ولسلم شاہ

سکاڈ لکھنؤ ڈیل بوساطت آفیسر ان چارج پولیس میں نے عاقر حسین عرف

ولد احسان علی ساکن باڑا حینار حال KDA کوہاٹ کبھی تو بذر لہ جو بائیں

فون نمبر 03341919111 پر رابطہ کر کے تھانہ حاضر ہونے کی ہدایت کی مگر

وہ بیانے بنا کر گیا۔ کہ میں اسلام آباد گیا ہوں۔ جب وہاں آ جاؤ۔ تو تھانہ

حاضر ہو جاؤنگا۔

اس کے بعد طاہر اقبال صاحب SP اپریشن نے مجھے دفتر طلب کر کے

مذکورہ عاقر حسین کی گرفتاری کا زبانی حکم صادر کیا۔ عسوف کبھی

دفتر میں آیا اسلکاران موجود تھے۔ عسوف نے یہ بھی فرمایا کہ جہاں

آج مناسبت سمجھے۔ وہ طریقہ اپنا کر یہ حالت میں اس کو گرفتار کرنا

اس کے بعد میں نے عاقر حسین مذکورہ کبھی بار بار رابطہ کر کے

اس کو اعتماد میں لے کر تھانہ حاضر ہونے کی ہدایت کی۔ اور میں نے

ولیسے گپ شہت کیلئے بھی ان کو فون کیا ہے۔ لیکن آخر میں طلب ان

کی گرفتاری تھی۔ اپنی ایام میں ان کے خلاف کوئی مقدمہ وغیرہ درج

ہیں ہوئی تھی۔ اور نہ قبیم اشتہاری تھا۔ تاہم میں نے حوالہ مد 28 روز

12<sup>07</sup>/<sub>2020</sub>، مد 17<sup>17</sup>/<sub>2020</sub> میں رپورٹیں درج کرائی تھی

16 کو عاقر حسین مذکورہ کے بارے اطلاع ملی کہ وہ کوہاٹ

بازار کے حلود میں ہے۔ میں نے فنز کورہ کو عوریا نیٹیل فون پر حال کیا۔ اور  
 لوگن کے بارے یو عجم۔ جس نے لوگن نہ تبدیل کیا۔ بلکہ اتنا کیا۔ کہ میں لڑتی  
 جا رہا ہوں۔ میں نے ان کو ارج دیکر کہ میں سفیر کٹیوں میں ٹھہارے  
 ساتھ جا رہا ہوں۔ آپ واپس آجائیں۔ میں ہم ایڈیشن نامہ سجاد  
 ان کے گرفتاری کیلئے نکلے۔ جب گٹھ رکن بیٹھے۔ تو عامر حسین فنز کورہ نے  
 گاڑی کھڑا کرتے مجھے ساتھ بیٹھانے کا کہا۔ میں ہم سجاد طارق اس کے ساتھ  
 گاڑی آگے میں بیٹھ کر تھانہ لے آیا۔ جس نے کافی منت سماجت کر  
 مگر میں نے ان کی ایک بات نہ مانا۔ بلکہ اس کی گرفتاری کی اطلاع

طاہر انبال مہذب SP ایڈیشن کو دے دی۔ اور فوراً حوالہ میں بند  
 کر دی۔ اور اس کی گرفتار احاطہ تھانہ میں کھڑی کی گئی۔ اس دوران  
 اکی ا اسپیکر ان بھی تھانہ آ بیٹھے۔ اسی وقت کارکن کی موجودگی میں  
 عامر حسین کی گاڑی کی تھانہ لے گئی۔ جو کچھ گاڑی سے دستیاب ہوئی  
 اس کی تجزیہ فرد و تب کر کے حوالہ کی

میں کے علاوہ جن لوگوں کے قہرے تھے۔ ان تمام کسان کو میں نے فون  
 کیا ہے۔ کہ اگر آپ لوگ عامر حسین بچد ف قانونی کارروائی کرنا چاہتے ہیں۔ تو  
 تھانہ آجائیں۔ عامر حسین گرفتار ہوا ہے۔ اس دوران جناب DPo مہذب نے DP  
 تھانہ پر حال کرتے عامر حسین کی گرفتاری کی بائیں دریافت کی۔ موصوف کو میں  
 نے تبدیل کیا۔ کہ عامر گرفتار ہے۔ اور حوالہ میں بند ہے۔ جناب DPo مہذب  
 نے جلد از جلد پریس دینے کی ہدایت کی۔ اور مقدر شاہ سکھ نفرت خیل کی  
 مدد میں عامر کے خلاف مقدمہ نمٹانے 142 فورم 7-16 جیم 406-419 تھانہ  
 420-468-471

KDA دریا رتبہ کر کے گاڑی گرفتار میں ملچرہ جاری کر کے حوالہ کی جو  
 بعد میں طاہر انبال کی نے گاڑی گرفتار میں ملچرہ پٹا کر فورم 7-17 کو گرفتار  
 انہی طرف سے ظاہر کی ہے

SYSTHO BE

اور مورم 17<sup>7</sup>/<sub>20</sub> کو ظاہر نواز نے میرے درجہ شدہ رپورٹوں  
 پر حساب DPP میں سے رائے قانونی حاصل کر کے مقدمہ عدالت  
 143 مورخ 17<sup>7</sup>/<sub>20</sub> کاوند KDA درجہ شدہ کی حکم تعلقات اور  
 FIR کی نقل کف بیان بنا بی جاتی ہے

حساب والد

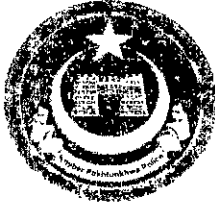
عاصم حسین کیسٹا ڈاکیٹوں میں غیر بددیتی شامل نہیں ہے  
 بلکہ SP اور تین عدالت کی حکم کی تھیں کہلے ان کو اعتماد  
 میں لیتا اور گرفتاری عطا ہوئی تھی

اسد عاصم نواز نے پیدر پیدر کارروائی داخل دفتر و جان جان

Shah

بیان  
 Si-Police-Kino  
 28/07/2020

ATTESTED TO BE TRUE COPY



(12)  
Annex-B

**OFFICE OF THE  
DISTRICT POLICE OFFICER,  
KOHAT**  
Tel: 0922-9260116 Fax 9260125

No 4196 /PA dated Kohat the 25/8 /2020

**FINAL SHOW CAUSE NOTICE**

1. I, **Javed Iqbal, District Police Officer, Kohat** as competent authority, under the Khyber Pakhtunkhwa Police Rules 1975, (amended 2014) is hereby serve you, **Offg: SI Mukamil Khan the then SHO PS KDA** as follow:-

i. That consequent upon the completion of inquiry conducted against you by the inquiry officer for which you were given opportunity of hearing vide office No. 2984-85/PA dated 21.07.2020.

ii. On going, through the finding and recommendations of the inquiry officer, the material on record and other connected papers including your defense before the inquiry officer.

I am satisfied that you have committed the following acts/omissions, specified in section 3 of the said ordinance.

a. *That various complaints against Amir Hussain son of Ihsan Ali r/o Kurram presently, KDA, Kohat regarding fraud, cheating and false persuasion were sent to you for necessary legal action, but you turned deaf year and willfully kept mum over it as, you have close relation with a notorious / bad character person.*

b. *That you illegally facilitated the accused for your personal gain. Further you was constantly in contact with accused via his Cell No. and asked them to escape as police is chasing you.*

c. *That lastly, a case vide FIR No. 142 dated 16.07.2020 u/s 406,419,420, 468, 471 PPC PS KDA was registered against Amir Hussain alias America.*

d. *That during the interrogation, the accused unfolded the facts that he was telephonically informed by you in order to escape / save himself.*

e. *That you had narrated the status of accused in daily diaries as eye wash in order to save your skin.*

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you major penalty provided under the Rules **ibid**.

3. You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within 07 days of its delivery in the normal course of circumstances, it shall be presumed that you have no defence to put in and in that case as ex-parte action shall be taken against you.

5. The copy of the finding of inquiry officer is enclosed.

*[Signature]*  
DISTRICT POLICE OFFICER,

خواجہ حائس شوکار لوٹس

صدا عالی

خواجہ مشتعل حائس شوکار لوٹس عابری PA/4196-3 دسمبر 2020 - DPO دہلی  
25-8-2020

کو باغ فوجہ میں ہیں۔ کہ میں نے عرصہ کثرتاً 3 ماہ تک KDA میں کلب، SHO  
دہلی سے ایف ایم کی ہے۔ میرے عرصہ کثرتاً کے دوران ایک خصوصی  
درخواستیں صحابہ حضور شاہ و مدد مسلم شاہ کے لئے کہہ میں نے اپنی عافیت میں  
ماہ سلطنت اور ان مالا فوجوں کو کر میں عافیت عین عافیت اور کہ وہ  
اجان علی سکے باغ 2 جنرل حال KDA کو باغ کستانہ نڈر کیم جو میں فوج  
کلمہ 03341919111 برائے کثرتاً کے لئے عافیت کی ہے عافیت۔ عافیت

ہاں بنا کر گیا۔ کہ میں اسلام آباد میں ہیں۔ عافیت میں آ جاؤ جو کثرتاً  
اس کے بعد SP اپنی عافیت کا اہمال میں نے تھے دہلی کثرتاً کے عافیت  
عافیت کی کثرتاً کا عافیت کہہ عافیت۔ عافیت۔ عافیت کی عافیت  
اس کے بعد عافیت کی عافیت۔ عافیت نے یہ کہی عافیت عافیت۔ عافیت  
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اس کے بعد میں عافیت عافیت عافیت عافیت عافیت عافیت عافیت  
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کثرتاً کی تھی۔ اس کے بعد میں نے عافیت عافیت عافیت عافیت عافیت

31 دسمبر 2020 کو عافیت عافیت عافیت عافیت عافیت عافیت عافیت  
17 دسمبر 2020 کو عافیت عافیت عافیت عافیت عافیت عافیت عافیت  
13 دسمبر 2020 کو عافیت عافیت عافیت عافیت عافیت عافیت عافیت  
7 دسمبر 2020 کو عافیت عافیت عافیت عافیت عافیت عافیت عافیت  
3 دسمبر 2020 کو عافیت عافیت عافیت عافیت عافیت عافیت عافیت  
28 دسمبر 2020 کو عافیت عافیت عافیت عافیت عافیت عافیت عافیت

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کوئٹہ سے بارہ پور تھا۔ جس نے کوئٹہ نہ بلایا بلکہ اتنا کیا جس میں لائی  
 چار ماہوں میں معین نے ان کو لایچ دے کر کیا کہ معین سفید لٹروں میں آج  
 کیا چار ماہوں میں آج۔ اور خورشید میں صفحہ شہزاد علی عبداللہ  
 سجاد طارق ان کے گرفتاری کی تھی۔ جب ٹیٹ فہرہ KDA بھیجے وہاں  
 مذکورہ نے گاڑی کو فرار کیا تھے مساکو پٹھان کا تھا۔ معین ہم سجاد طارق  
 ان کے ساتھ گاڑی میں بیٹھ کر سرسبز کھانہ KDA کے آگے جس نے کافی وقت  
 سماجت کرتے تھے معین نے ان کی ایک بات نہ مانا بلکہ ان کے گرفتاری کی اطلاع  
 دے کر اپریشن میں طلبہ ارسال خان کو دے دی۔ اور خورشید حوالا میں سزا  
 اور اس کے ساتھ ساتھ، اہل علم کھانہ میں کھڑی کرتے اس دوران ان کے اہل خانہ  
 کو بھی آئی تھی۔ ان کی گرفتاری میں جو کچھ ہوا۔ جو کچھ ہوا  
 حیرت کھانہ کو حوالہ کی۔

اس کے علاوہ میں نے قریباً سات عاقر عین کیوں کے ذمے تھے ان  
 تمام گرفتاریوں میں نے مذکورہ قیوں اطلاع دی کہ ان کے ساتھ عاقر عین کے خلاف  
 قانونی کارروائی کرنا چاہیے ہیں۔ تو کھانہ KDA کو بھی اطلاع دی  
 گرفتار ہوا ہے۔

اس دوران آپ نے DPO میں نے بھی آئی فہرہ کھانہ KDA کو حل کیا تھا۔ اور  
 عاقر عین کے گرفتاری کی حالت درمیان کی تھی جو معین نے عاقر عین گرفتاری  
 اور حوالا میں بند کرنا بیان کیا۔ اور حسب الحکم اور ان کے علاوہ  
 سیکرٹری اہل علم کے وہاں میں عاقر عین کے خلاف مقدمہ نمٹا 142  
 صورت 16/07/2006 ص 419-406 APC کھانہ KDA درج 2، 1 سیکرٹری کارڈ  
 420-468-471  
 گرفتاری کے علاوہ عاقر عین کی گرفتاری کے خلاف کو حوالہ کی۔

جو کہ میں طاہر خان کی نے کارڈ گروسی اور ملزم کے پاس فوراً 17-7-20 کو اپنی طرف سے ملزم کی کارڈ گروسی جاری کی ہے۔ اور فوراً 17-7-20 کو طاہر خان کی نے عدالت درج شدہ روٹیشن کی رقم پر جب DPP وہیں سے قانونی ریسٹریکشن کر کے مقدمہ نمٹا 143 فوراً 17-7-20 کو ملزم کی رقم 420, 419 PPC کے ساتھ KDA درج رہے گی ہے۔ جب رقم ملزم اور ملزم FIR انوائس کا سفر کو پیش کی ہے۔

ہا۔ والا۔

عالم عرفان عرفان اور علیہ سب سے رابطوں میں عدالت پر پیش کرتی ہیں۔ ملزم کی اپنی ریسٹریکشن کی رقم اور انوائس کے ساتھ عدالت میں پیش کیا اور فرسٹ کلاس واپس لے لی۔

اسٹریٹ جوائنٹ حاصل کیے گئے اور انوائس اور فرسٹ کلاس کے ساتھ ملزم کی رقم

*S. Khan*  
 ATTESTED TO BE  
 TRUE COPY

*S. Khan*  
 Si khine - KI  
 31-08-2020



OFFICE OF THE  
DISTRICT POLICE OFFICER,  
KOHAT

ORDER

This order will dispose of departmental proceedings conducted against Offg: SI Mukamil Khan, (hereinafter called accused official) under the Khyber Pakhtunkhwa, Police Rules, 1975 (amendment 2014).

Facts arising of the case are that various complaints against Amir Hussain son of Ihsan Ali r/o Kurram presently, KDA, Kohat regarding fraud, cheating and false persuasion were sent to him for necessary legal action, but he turned deaf ear and willfully kept mum over it as, he has close relation with a notorious / bad character person.

- i. That he illegally facilitated the accused for his personal gain. Further he was constantly in contact with accused via his Cell No. and asked him to escape as police is chasing you.
- ii. That lastly, a case vide FIR No. 142 dated 16.07.2020 u/s 406, 419, 420, 468, 471 PPC PS KDA was registered against Amir Hussain alies America.
- iii. That during the interrogation, the accused unfolded the facts that he was telephonically informed by you in order to escape / save himself.
- iv. That he had narrated the status of accused in daily diaries as eye wash in order to save his skin.

For the above, misuse of powers, relation with bad character, gross professional misconduct and exceeded of powers by the accused, he was served with charge sheet alongwith statement of allegations was served upon the accused officer. ASP HQrs Kohat was appointed as enquiry officer to scrutinize the conduct of accused. The Enquiry officer vide his report established the charges leveled, held him guilty of the charges.

Final Show Cause Notice was served upon the accused official, to which a filed reply, gone through and found unsatisfactory.

In order afford, opportunity of defense the accused official was called in Orderly Room held on 10.09.2020, heard in person, but the accused official failed to submit any plausible explanation to his gross professional misconduct.

I have gone through the record, which transpires that the accused official had kept mum over the complaints against accused Amir Hussain and instead of taking legal action, the accused official contacted the accused and facilitated him. Record further indicates that the accused official has misused his authorities, links with hardened criminals, facilitated him for his personal gain.

After removal of the accused official from PS KDA, a case vide FIR No. 142/2020 was registered. Similarly, so many other FIRs were also registered against Amir Hussain accused to whom the accused official was facilitating and recovery of motor cars were also made from accused (Amir Hussain)

**INTERVIEW TO BE**  
*[Handwritten signature]*

In view of the above, I reached to the conclusion that the accused official is in leagues with criminals, found and the charges / allegations have been established against the accused official beyond any shadow of doubt. The accused official is also in-efficient official and un-trustworthy as well. Therefore, the accused official Mukamil Khan Offg: SI is hereby reverted from the rank of Officiating Sub Inspector to the substantive rank of ASI with immediate effect.

Announced  
10.09.2020

DISTRICT POLICE OFFICER,  
KOHAT 07/11/9

OB No. 630  
Date 11-09 /2020  
No 4474-76 /PA dated Kohat the 14-9-2020.

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

- 2. Reader/SRC/P.O for necessary action.

DISTRICT POLICE OFFICER,  
KOHAT 07/11/9

Attested

*[Signature]*  
D.P.O KOHAT  
14/9

*[Signature]*  
ATTESTED TO BE  
TRUE COPY

THE HONOURABLE DEPUTY INSPECTOR GENERAL OF  
POLICE KOHAT REGION KOHAT

APPEAL UNDER RULE 11 OF THE POLICE RULES 1975 (AMENDED  
2014) AGAINST THE ORDER OF THE WORTHY DISTRICT POLICE  
KOHAT DT:10-9-2020 VIDE WHICH THE APPELLANT WAS  
AWARDED MAJOR PUNISHMENT OF REDUCTION FROM THE  
RANK OF SUB-INSPECTOR TO THE RANK OF ASSISTANT SUB  
INSPECTOR WITHOUT ANY JUSTIFICATION.

Respected Sir,

With great respect and veneration, the appellant may be allowed to submit the following for your kind and sympathetic consideration:-

Facts of the case:

- A. That the appellant was recruited in the rank as Constable in the year 1990.
- B. That the appellant due to hard work efficiency and meritorious services was promoted up to the rank of Sub Inspector.
- C. That on account of whole hearted services rendered by the appellant in the Police Deptt: the respectable officers posed confidence in him and assigned him very sensitive and risky assignments to the appellant which he fulfilled successfully.
- D. That on account of successfully fulfilling official assignments the appellant was awarded a number of cash rewards and commendation certificates in recognition of his services.

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S

- E. That the appellant always remained obedient to his officers and never provided opportunity to his offices to make complaint against the appellant.
- F. That while posted as SHO P.S KDA Kohat unfortunately charge sheet and statement of allegations were served upon the appellant which contained the following allegations.
  - i. That various complainants against Amir Hussain S/o Ihsan Ali R/o Kurram presently KDA Kohat regarding fraud cleating and false persuasion were sent to you for necessary legal action but you turned deaf ear and willfully kept mum over it as you have close relation with a notorious/ bad character person.
  - ii. That you illegally facilitated the accused for your personal gain. Further you were constantly in contact with accused via his cell No. and asked him to escape as police is chasing you.
  - iii. That lastly a case vide FIR No.142 dt:16-7-2020 U/S 406/419/420/468/471 PPC P.S. KDA Kohat was registered against Amir Hussain alias America.
  - iv. That during the interrogation, the accused unfolded the facts that he was telephonically informed by you in order to escape to save himself.
  - v. That you had narrated the status of accused in daily diaries as eye wash in order to save your skin.
- G. That on basis of the above charges, the appellant was proceeded against departmentally which resulted in major punishment of reduction from the rank of SI to

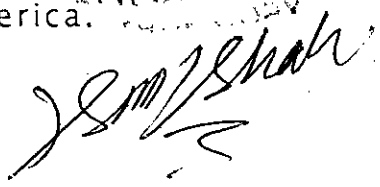
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the rank of ASI vide order dt:10-9-2020. (Copy enclosed).

H. That the impugned order of punishment being legally unjustified and unwarranted has aggrieved the petitioner. Hence following are some of the grounds of appeal which are highlighted as follows for your kind and sympathetic consideration:-

GROUND OF REVISION:

1. That the impugned order of punishment is not in accordance with law, justice and rules hence it is liable to be set aside.
2. That the enquiry against the appellant was conducted at the back of the appellant hence, the requirements of law, justice and fair play were not fulfilled.
3. That out of the five allegations not a single allegation was proved against the appellant.
4. That relating to the allegation that the appellant had close relations with a notorious / bad character person, it is submitted that during enquiry this allegation could not be established. The enquiry has not highlighted that what type of relations with Amir Hussain alias America were maintained by the appellant. The enquiry officer has not recorded any evidence in this regard, hence such an allegation could not be brought at home against the appellant. In absence of such evidence, it cannot be claimed that the appellant had close relations with the accused Amir Husain alias America.

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5. That the allegation against the appellant that he facilitated the accused for his personal gain is also not established. During enquiry it has not been stated anything regarding the matter of the alleged facilitation to the accused by the appellant. Moreover the extent of personal gain by the appellant from the accused has also not been highlighted nor any evidence regarding the said allegation was recorded. Regarding contact of the appellant with the accused on his mobile, the appellant in reply to the charge sheet and as well as reply to the Final Show Cause Notice has explained that the appellant contacted the accused on his mobile number to affect his arrest because the accused Amir Hussain alias America was not having permanent abode, he used to shift his location from time to time due to which his arrest was if not Impossible then it was definitely difficult. The appellant by exercising tactics, succeeded to affect his arrest. Unfortunately the mobile number of accused used by the appellant for affecting his arrest became objectionable while in reality the act of the appellant deserved to be appreciated.

6. That regarding registration of case against the accused, it is submitted that on 16-7-2020 the accused was arrested by the appellant alongwith motor car. The appellant informed all those on their respective mobile numbers who were having outstanding amount against the accused Amir Hussain alias America however; upon direction of the appellant case vide FIR No.142 dt:16-7-2020 U/Ss

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406/419/420/468/471/ PPC was registered in P.S KDA and the appellant issued arrest card and handed over to the Muharir staff. Subsequently successor in office Tahir Nawaz SI removed the arrest card issued by the appellant and malafidely reflected arrest of the said accused by himself dt:17-7-2020.

Inspite of pointation of the appellant no enquiry regarding the above fact was conducted. Moreover; the above facts also reflect that the appellant was not at all reluctant in arrest of the accused. The accused was neither related to the appellant nor the appellant was having any acquaintance with the accused. Registration of case against the accused Amir Hussain and his arrest by the appellant invariably shows that the appellant has fulfilled his legal obligation. The allegation of favoring the accused seems to be the result of some misunderstanding.

7. That allegation that the appellant telephonically informed the accused to escape form the clutches of law is also not proved. Neither during the enquiry accused Amir Hussain was examined, not telephonic data of the accused and the appellant was collected so that to ascertain regarding nature of the conversation between the accused and the appellant. In absence of such evidence how it was presumed that the appellant telephonically asked the accused to escape. Thus such an unproved allegation cannot be used against the appellant and cannot be made basis of punishment to the appellant.

*[Signature]*  
TESTED TO BE  
17/7/2020

- 8. That unfortunately, case diaries regarding the accused submitted by the appellant were also objected but no detail was given that on what count the said case diaries were eye wash. Hence this allegation is also un-established.
- 9. That complaints regarding the accused Amir Hussain were incorporated upon the direction of the appellant in the daily diaries No.28 dt:12-7-2020 and No.17 dt:13-7-2020. If the appellant would have any malafide, he would not have directed his subordinate staff of P.S KDA to incorporate the above reports in the Daily Diary and put such complaints in cold storage.
- 10. That the enquiry against the appellant was conducted unilaterally. If the enquiry would have been conducted impartially, the enquiry officer would obviously recommended exoneration of the appellant.
- 11. That being citizen of Pakistan and officer of responsible and law enforcing agency, fair, transparent and impartial trial/ enquiry is the fundamental right of the appellant as envisaged and Article 10-A of the constitution of Pakistan, but unfortunately the appellant was deprived of such fundamental right during the enquiry.
- 12. That throughout all the proceedings initiated against the accused by the appellant, the worthy SP Operation Kohat was taken into confidence.
- 13. That being a responsible officer of the Police Deptt: the appellant has taken all legal steps like

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 [Signature]

registration of case against the accused, affecting arrest of the accused issuance of card of arrest of the accused and submission of case diaries against the accused. In presence of such legal acts, initiation of departmental enquiry against the appellant was not warranted.

14. That with the grace of Allah the appellant has not been blamed for insubordination. If the allegations leveled against the appellant are combined; these will result in insubordination but the competent authority has not leveled such allegation against the appellant from which inference can be derived that the allegations were merely result of some misunderstanding. The appellant has fulfilled and obeyed all orders of the respectable officers in letter and spirit thus the appellant could not be proceeded against departmentally.

15. That in the July 2020 Edition the Honourable Supreme Court has held that the competent authority shall himself scrutinize the evidence available on file. Relying on the recommendation of the inquiry officer and ignoring that no specific allegation through evidence was proved against the respondent despite that major penalty of dismissal from service was awarded. Needless to observe that it was duty of the prosecution to prove the allegations for which the respondent was charge sheeted. (Copy of the judgment is enclosed).

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THE  
*[Signature]*

In view of the judgment of the Apex Court the impugned order has lost its legal authenticity.

16. That being officer of law enforcing agency the appellant cannot think/imagine to ignore orders of his worthy officers or to establish links with the anti social elements.
17. That the appellant has rendered 31 years service in the Police Deptt: and always remained obedient to his officers and as well as the provision of law/ rules.
18. That Rule 29 of the Fundamental Rules has made it mandatory for the competent authority that punishment of reduction in rank or reversion to the lower time scale has to be time bound. In the impugned order no time has been specified. Punishment of reduction in rank against the appellant cannot stretch to an indefinite period. (Copy of the Rule and copy of judgment of the Apex Court are enclosed as ready reference). Hence punishment at this score has become legally defective and of no legal effect against the appellant.
19. That the appellant has earned his promotion after hard work and dedication. It is not just and fair to affect adversely such a hard earned promotion with one stroke of pen.
20. That during enquiry the appellant was not provided opportunity to defend himself nor the recommendations of the enquiry officer were scrutinized before awarding the punishment of reduction from the rank of SI to the Rank of ASI.

ATTESTED TO  
*[Signature]*

21. That the appellant belongs to a poor family and supports a large family, the punishment of reduction from the rank of SI to the Rank of ASI would cause irreparable financial loss to the appellant for no fault on his part.
22. That That if the punishment order is set-aside the appellant will be saved from the financial loss on one hand and would protect the appellant from lowering his position in the eyes of the public in general and the Police Department in particular.

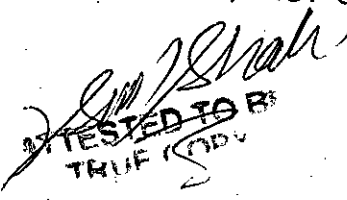
PRAYER:

In view of the above facts, the impugned order of punishment of reduction from the rank of SI to the rank of ASI dated 10-09-2020 in the interest of law, justice and fair play may be set aside. The appellant may be restored to his old position as he was on or before 10-09-2020. The appellant will pray for your long life and prosperity for this act of kindness.

Dated: 19-09-2020.

Yours Obediently,

  
Mukamal Khan  
ASI, P.S. Cantt. Kohat.

  
TESTED TO BE  
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POLICE DEPTT:

KOHAT REGION

ORDER.


This order will dispose of a departmental appeal, moved by ASI Mukamil Khan (Ex-Offg: SI) of Kohat district presently serving at District Upper Kohistan against the punishment order, passed by DPO Kohat vide OB No. 630, dated 11.09.2020 whereby he was awarded major punishment of reduction from the rank of Offg: SI to ASI on the following allegations :-

- i. Various complaints against Amir Hussain alias America regarding fraud, cheating and false persuasion were sent to the appellant for necessary legal action but he kept mum over it as he was in close contact / relation with the above named notorious / bad character person.
- ii. That he illegally facilitated the accused for his personal gain as he was constantly contacting him through his Cell phone as asking him to escape as Police is chasing him.
- iii. A case vide FIR No. 142, dated 1607.2020 u/s 406, 419, 420, 468, 471 PPC PS KDA was registered against Aamir Hussain alias America.
- iv. That during interrogation, the accused unfolded the facts that he was telephonically informed by the appellant in order to escape.
- v. That the accused narrated the status of accused in Daily Diaries as eye was in order to save the skin of accused."

He preferred an appeal to the undersigned, upon which comments were obtained from DPO Kohat and his enquiry file was perused. He was also heard in person in Orderly Room, held in this office on 23.12.2020. During hearing, the appellant failed to advance any plausible explanation in his defense.

I have gone through the available record and came to the conclusion that the allegations leveled against the appellant are proved beyond any shadow of doubt and the same has also been established by the Enquiry Officer in his findings. The punishment awarded to the appellant is very light does not commensurate with the gravity of offense, which is hereby enhanced into Dismissal from service with immediate effect.

Order Announced  
23.12.2020

  
(TAYYAB HAFEEZ) PSP  
Region Police Officer,  
Kohat Region.


No. 22015-16 /EC, dated Kohat the 24/12 /2020.

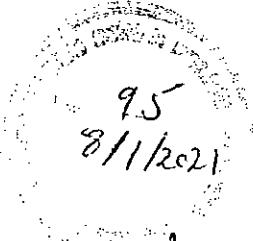
Copy for information and necessary action to the District Police Officer, Kohat w/r to his office Memo: No. 15469/LB, dated 09.11.2020. His Enquiry File is returned herewith.

2. ✓ The District Police Officer, Upper Kohistan.

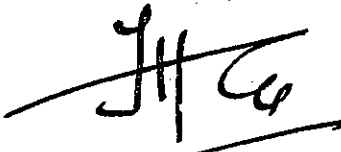
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DPO /  
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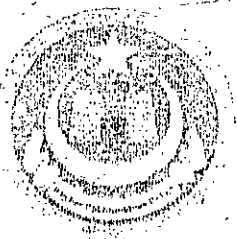
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DPO 144  
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Attested  


  
(TAYYAB HAFEEZ) PSP  
Region Police Officer,  
Kohat Region.

By Superintendent Police  
Head Quarter DASSU



OFFICE OF THE  
DISTRICT POLICE OFFICER,  
KOHAT

Tel: 0922-9260116 Fax 9260125

No. 4491 /PA dated Kohat the 14/9/2020

To: - The Regional Police Officer, Kohat

Subject: - TRANSFER / POSTING OUT OF REGION

It is submitted that officiating SI Mukamil Khan the then SHO Police station KDA, Kohat indulged himself in illegal activities i.e. in league with a criminal named Amir Hussain alias 'America', who impersonated himself as Army officer. The accused cheated / deceived citizens in curb of Army officer.

In this regard complaints were sent to the above named official for necessary legal action, but instead of legal action he contacted the criminal informed the action taken and facilitated him. Subsequently, the above named official was placed under suspension and a departmental proceedings were initiated which culminated into his reversion to the rank of ASI.

The above named official is un-trustworthy, inefficient and exhibited himself as unprofessional. It was also observed that the official links with bad character persons.

It is therefore, the CPO, may kindly be approached for transfer of ASI Mukamil Khan to out region particularly district Kohistan on priority basis, please.

DISTRICT POLICE OFFICER,  
KOHAT

*Yusuf Shah*  
ATTESTED TO BE



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OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar  
Email: c3branch@gmail.com - Tel-091-9211075

7812  
20/10/20

No. 2798 E-III, Dated Peshawar, the 15/10/2020.

ORDER.

ASI Mukammil Khan No. 58/K of Kohat Region is hereby transferred & Posted to District Kohistan on compliant basis, with immediate effect.

The competent authority has desired to submit compliance report (arrival/departure) with in a week time.

Sd/-  
SALMAN CHOUDHRY PSP  
Deputy Inspector General of Police HQrs:  
For Inspector General of Police  
Khyber Pakhtunkhwa,

Endst: No. & Dated even

20/10 Copy forwarded to the:-

1. Addl: IGP/HQrs: Khyber Pakhtunkhwa Peshawar.
2. Regional Police Officer Kohat Region Kohat w/r to office letter No. 11496/EC, dated 22.09.2020.
3. Regional Police Officer, Hazara Region, Abbottabad.
4. PSO to W/IGP, Khyber Pakhtunkhwa Peshawar.
5. District Police Officer, Kohistan.

ne 18630 1/3c ch 23/10/20

D/PO Kohat  
For Compliance as  
directed please.

(KASHIF ZULFIQAR) PSP  
AIG/Establishment  
For Inspector General of Police  
Khyber Pakhtunkhwa,

DIG POLICE  
KHOI

21/10

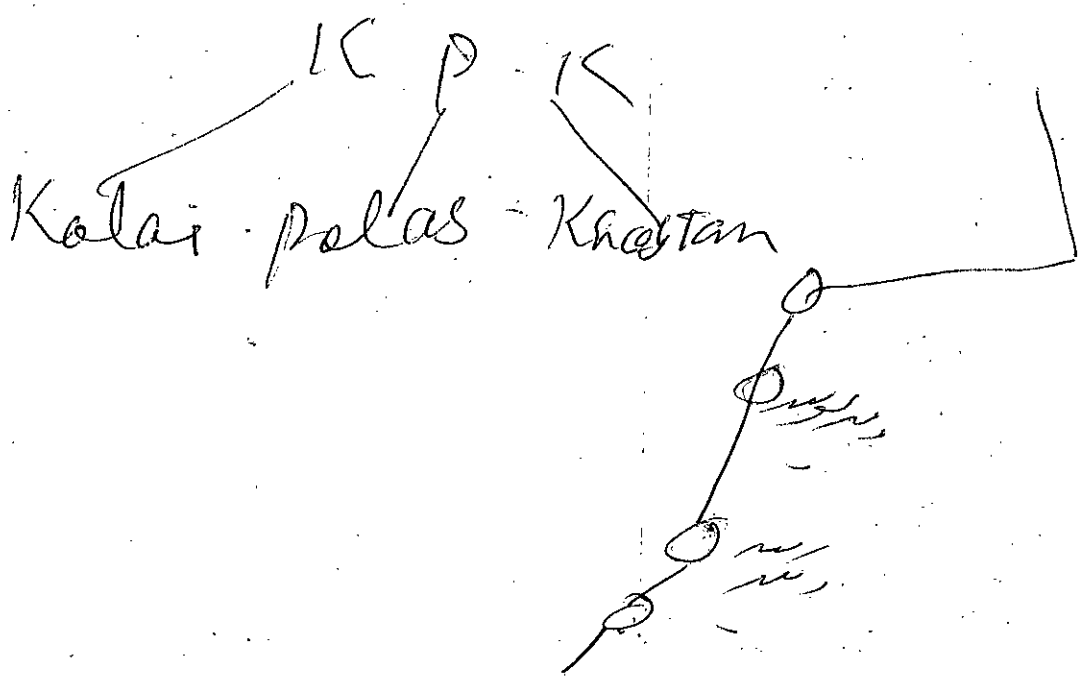
20/10/20

ATTESTED TO BE



- KPK ~~Khatstan~~
- Lower "
- Upper "

کوئی پائس  
 Upper Lower KPK  
 mile

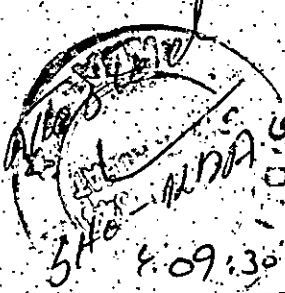


ایجوکیشنل پولیس ایجنسی (ایچ ایس ای) کوہاٹ



# ابتدائی اطلاع رپورٹ

نمبر ۲۲-۵۰



ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس پورٹ شروع زیر دفعہ ۱۵۲ مجموعہ مضابطہ فوجداری

۱۵۵۸

منبع کوہاٹ  
تاریخ درخت وقوعہ ۱۹/۰۵/۲۰  
وقت ۰۹:۳۰ بجے

۱۶۲

1	تاریخ و وقت رپورٹ ۱۶/۰۵/۲۰	۱۶:۰۵ تا ۱۶:۵۷
2	نام و سکونت اطلاع دہندہ و متیغث	۶۱۶۵۱-۲۸۲۹۸۷۸-۷
2	مختصر کیفیت جرم (موزونہ) حال اگر کچھ لیا گیا ہو	صدر شاہ ولد مسلم شاہ بک لفسرہ جل ۷۵۳۶-۱۵۷۱۷۵۸
2	جائے وقوعہ و نام خانہ سے اور سمیت	۴۵۶, ۴۱۹, ۴۲۵, ۴۶۸, ۴۷۱
5	نام و سکونت ملزم	مسکدہ ۸ عمارت واقعہ ۱۵۵۸ کوہاٹ
6	کارروائی جو تفتیش کے تعلق کی گئی اگر اطلاع درج کرنے میں کوئی تاخیر ہو تو وجہ بیان کرو۔	عافر حسین عارف اور بیگم ولد راجان علی بک مان صاحبان کوہاٹ
	خانہ سے رپورٹ کی تاریخ و وقت	رپورٹ جو رپورٹ پر ۱۶/۰۵/۲۰

پس منسلک ڈاؤن

ابتدائی اطلاع نیچے درج کرو و مشخصہ صدر شاہ بک نے عافر حسین عارف کو رپورٹ کرنا کہ وہ ۱۹/۰۵/۲۰ کو کوہاٹ ۱۵۵۸ میں جو گھر تھا اس میں دو اور فیسی عامر حسین ولد راجان علی بک باڈا عارف صاحب ۱۵۵۸ نے آکر جو عید الفتح دار تھا جمعے کو رکارڈ کرسی عفرہ بیگم کے محلہ میں قائم کرنے کا کہا۔ میں نے بوجھ دوستی فیسی عامر حسین عارف کی ذاتی جو رکارڈ پر ۹۶۶ رسد نام آمار علیح کاغذات عامر حسین مذکورہ کو بطور فردگی اسرار ولد مسلم شاہ عافر حسین نے مذکورہ عافر حسین سے راجان بک عید اور رکارڈ کیا۔ ۱۳/۰۵/۲۰ کو کبھی سنا اور میں بیکر کرسی طرح میں وقتاً فوقتاً اس سے راجان بک مذکورہ جو رکارڈ والی میں کال قبول کرتا رہا۔ اس مجمعے معلوم ہے کہ عافر حسین مذکورہ نے عید اور رکارڈ کر کے سے بطور افانت بیکر عید اور رکارڈ کر کے اسے ثابت کرنے کے لیے افانت میں حسانت فراد کرتے تھے انکی سب سے دھوکہ دہی سے بیکر کر کے عافر حسین نے راجان علی بک باڈا عارف کے خلاف دو بار دعویٰ عفرہ اور علی بک باڈا عارف کے خلاف ایک بار کے درج نامہ رپورٹ کر کے۔ مذکورہ فلم نامہ بیکر عید اور رکارڈ کر کے خود نشان ڈالو گھاسنت بنا۔ علی بک باڈا عارف کے خلاف فلم نامہ بیکر عید اور رکارڈ کر کے۔ راجان علی بک باڈا عارف اور عفرہ بیگم سے صورت جرم لیا گیا ہے۔ راجان علی بک باڈا عارف نے صرف فلم نامہ بیکر عید اور رکارڈ کر کے۔ فیوض تقصیر جرم ۱۵۵۸ ناف کیا جائے۔ جرم کی تراس ہے۔

علی محمد خان

تھانہ ۱۵۵۸

صوبہ ۲۳ مئی ۲۰۲۰ء

صوبہ ۲۳ - اطلاع ایچ ایم سی کے دفتر کو ۱۶ مئی ۲۰۲۰ء کو  
 اس وقت شہر پولیس ایجنسی نے تیز رفتاری سے اطلاع دی کہ جناب  
 علی محمد خان ایچ ایم سی کے دفتر میں حیرت انگیز طور پر  
 قتل ہوئے ہیں۔ پولیس ایجنسی نے اس واقعہ کی تفتیش کے لیے  
 پولیس ایجنسی کو مطلع کیا ہے۔ پولیس ایجنسی نے اس واقعہ کی  
 تفتیش کے لیے پولیس ایجنسی کو مطلع کیا ہے۔ پولیس ایجنسی نے اس  
 واقعہ کی تفتیش کے لیے پولیس ایجنسی کو مطلع کیا ہے۔

قلمبندی

پولیس اسٹیشن  
 Tel: 9260344  
 DIST: KODAK  
 M-12  
 KDA  
 16/5/2020

ATTESTED TO BY



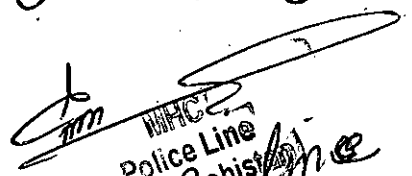
ضلع ایبٹ آباد کوٹھالی

لوہی لائن

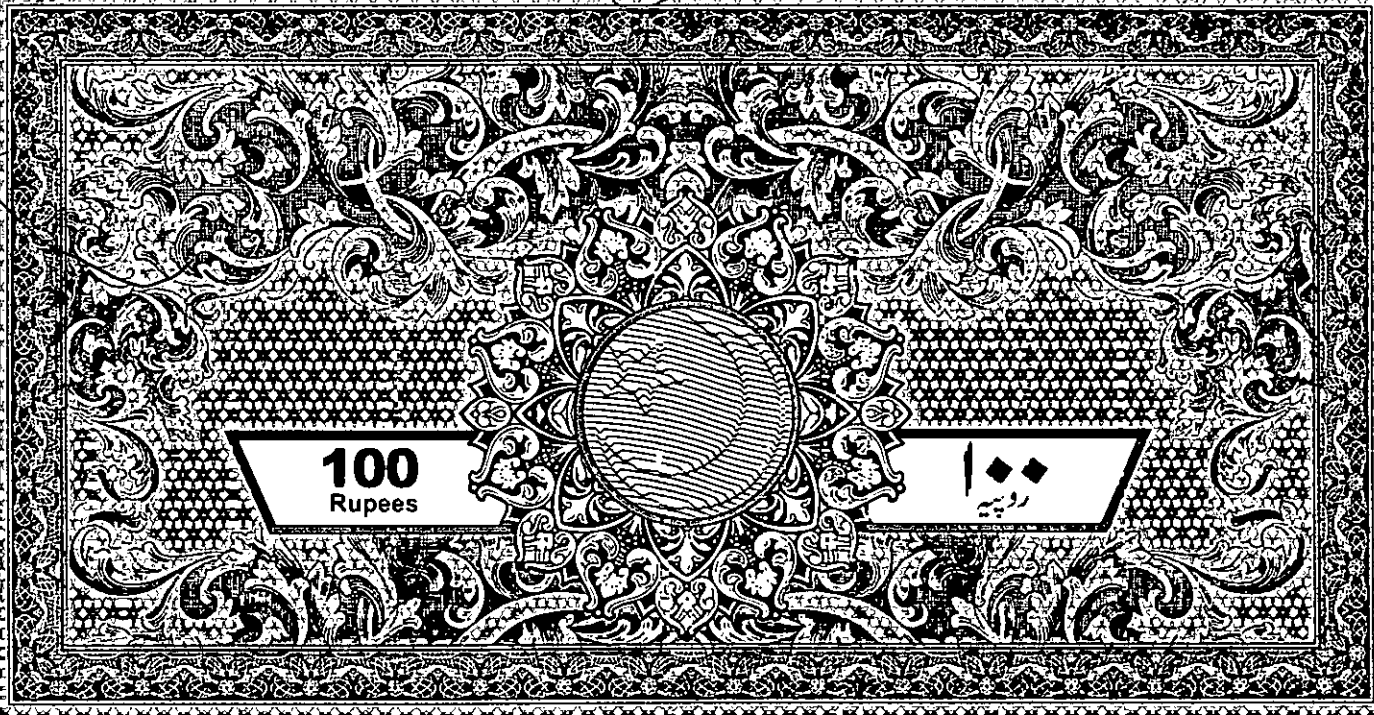
نقل ایبٹ آباد کوٹھالی 16/11/20

مدد 18 حاضر علی خان اسی 16/11/20 وقت 22:10 بجے صبح کو ایبٹ آباد کوٹھالی  
2798 حوض 15/10 جاری کیا۔ Aishہ اسٹیشن ایبٹ آباد کوٹھالی کوٹھالی  
تبادلہ مع سامان سرکار ایبٹ آباد ڈسٹرکٹ کوٹھالی سے ضلع کوٹھالی  
آج کیوں دیگر بعد ان سفر کے طریقہ کی کاپی رہی

جا۔ عالی!  
نقل کی حالت اصل ہے

  
Police Line  
16-11-20

ATTESTED TO BE  
TRUE COPY



بیانِ خلفی

حلفاً بیان ہے کہ من مسمیٰ سجاد طارق ولد شہید الرحمن سہ شوبلی بالہ ۵ ستمبر  
فصل و خلع کرک کا ریاستی بیوں

حلفاً بیان کرتا ہوں کہ میں خانہ KDA کو یاٹ میں بطور کنسٹیبل نمبر 5875 لغینا تھا  
حلفاً بیان ہے کہ سرفہرہ 16-7-2020 کو SHO خانہ KDA کو یاٹ کے ساتھ بطور Gunner  
دیوٹی سرانجام دے رہا تھا۔

حلفاً بیان ہے کہ مورخہ 16-7-2020 کو مکمل خانہ SHO نے ملزم عامر حسین کے خلاف  
میری موجودگی میں مقدمہ درج رجسٹر کر کے ملزم کی گرفتاری  
کے سلسلے میں علاقہ روانہ رہا۔

حلفاً بیان ہے کہ میرے موجودگی میں مکمل SHO نے ملزم عامر حسین کو گرفتار  
کر کے خانہ رائے بنہ فوالات کیا اور انکار گرفتاری ملزم عزیز نے  
تفہین اختیار کرنے کو حوازا کیا۔

حلفاً بیان ہے کہ ثبوتاً خلفاً ہذا صحتی برحقینا ہے۔ کوئی امر پوشیدہ نہ ہے۔

ATTESTED TO  
TRUE COPY

سجاد طارق ولد شہید الرحمن خاں پولیس ایک لوہے کے جن عوام حقیقہ  
شہر فصل و خلع کرک نمبر 5875  
14202-7531025-3  
SAMULLAH KHAN ADVOCATE  
NOTARY PUBLIC  
606-D-1000  
DISTRICT COURTS MARKA  
2021

کتابت سے - ۲۰۲۰ء میں

ص - علی

زیر دستہ سے مندرجہ ذیل کے ناموں پر - ۲۰۲۰ء

کے ذیلی کٹنگ انویسٹی کی فونڈس کی طرف

میں سے مندرجہ ذیل کے ناموں پر Attested

کے نام سے

۲۰۲۰ء میں

۱۰۰/۲۰۲۱

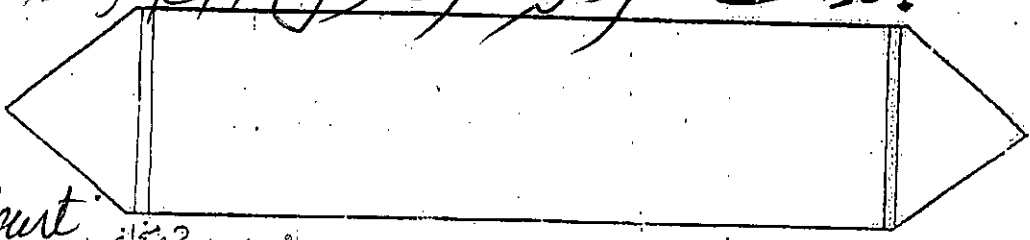
۲۰۲۱

میں سے مندرجہ ذیل کے ناموں پر

۲۰۲۱

ATTESTED TO BE

# بعدالت سندرو میں ٹریبونل PKPK کا مشاوری



Appellant سید مجاہد  
حکمل خان بنام  
Police

Services Appeal

موزخہ  
مقدمہ  
دعویٰ  
پریم

## باعث تحریر آئنگہ

سید مجاہد  
حکمل خان

مقدمہ سندرو میں ٹریبونل کے پاس اپنی طرف سے دائر کی پیروی و جواب دہی اور کل کارروائی متعلقہ  
 کے لیے سید مجاہد حکمل خان کے نام سے درخواست کی گئی ہے۔  
 ان کے مقام پر اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار دیا گیا۔ نیز  
 وہ سید صاحب کو راضی نامہ کر کے تقرر نہایت فیصلہ برحلف دیے جواب دہی اور اقبال دعویٰ اور  
 باہر درت ڈگری کرنے اجراء اور صولی چیک و روپیہ اعرضی دعویٰ اور درخواست ہر قسم کی تصدیق  
 زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یا کی طرف یا اپیل کی برآمدگی اور منسوخی  
 نیز دائر کرنے اپیل ٹرانس انظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
 کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لیا اپنے بجائے تقرر کا اختیار  
 ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا سہولت  
 و اخذ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جائے التوائے مقدمہ کے سبب سے دہوگا۔  
 کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے کہ پیروی  
 مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندرو ہے۔

حکمل خان کو مطلع کیا گیا ہے  
سید مجاہد حکمل خان

Attested  
Accepted

13 / 1 / 2021

Handwritten signatures and names at the bottom of the document.



BEFORE THE SERVICE TRIBUNAL KYBER PAKHTUNKHWA, PESHAWAR

Appeal No.

917/2021

Mukamil Khan .....Applicant/ Appellant

VERSUS

The District Police Officer and others.....Respondents

APPLICATION FOR WITHDRAWAL OF THE ABOVE NOTED APPEAL WITH  
PERMISSION TO FILE A FRESH ONE

Respectfully Sheweth;

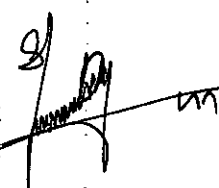
Applicant / appellant humbly submits as under;

1. That the above noted appeal is pending before this Hon'ble Tribunal and is now fixed for hearing on 22/06/2021.
2. That applicant / appellant has filed revision petition before the worthy IGP which has been decided by the worthy IGP and dismissed the same vide order dated 21/06/2021.
3. That similar placed other person namely: Sohail in connected case having assigned the same role has been re-instated in the service by the worthy IGP, but the petition of applicant/appellant has been dismissed which clearly shows mala fide on the part of respondents.
4. That the same order has been received to applicant on 21/06/2021, but as the instant appeal of applicant is also fixed for today i.e 22/06/2021 for preliminary hearing. therefore, applicant prefer this application for withdrawal of the same with permission to file a fresh one.
5. That as new order has been passed therefore; the said order is required to be challenged separately, therefore, in the interest of justice the applicant request for withdrawal of instant appeal with permission to file a fresh one.

It is, therefore, most humbly prayed that by accepting this application applicant/ appellant may please be allowed to withdraw this appeal with permission to file a fresh one.

  
Petitioner/appellant  
Mukamil Khan

Through

  
Shahid Qayum Khattak  
Advocate Supreme Court



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR.

No. S/ 2744 /21, dated Peshawar the 21/06/2021.

**ORDER**

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by **Ex-Offg: SI Mukamil Khan**.

Brief facts of the case are that the petitioner was awarded punishment of reduction from the rank of Offg: SI to ASI by District Police Officer, Kohat vide OB No. 630, dated 11.09.2020 on the following allegations:-

- i. Various complaints against Amir Hussain alias America regarding fraud, cheating and false persuasion were sent to the appellant for necessary legal action but he kept mum over it as he was in close contact/relation with the above named notorious/bad character person.
- ii. That he illegally facilitated the accused for his personal gain as he was constantly contacting him through his cell phone as asking him to escape as Police is chasing him.
- iii. A case vide FIR No. 142, dated 16.07.2020 u/s 406/416/420/468/471 PPC Police Station KDA was registered against Amir Hussain alias America.
- iv. That during interrogation, the accused unfolded the facts that he was telephonically informed by the appellant in order to escape.
- v. That he narrated the status of accused in Daily Diaries as eye wash in order to save the skin of accused.

The Appellate Authority i.e. Regional Police Officer, Kohat enhanced his punishment into dismissal from service as the punishment awarded to him was very light does not commensurate with the gravity of offense vide order Endst: No. 22015-16/EC, dated 24.12.2020.

Meeting of the Appellate Board was held on 27.05.2021, wherein the petitioner was present and heard in detail.

Perusal of enquiry papers reveals that the allegations against the petitioner was proved. Moreover, the petitioner failed to advance any plausible explanation in rebuttal of the charges. Therefore, the Board decided that his petition is hereby rejected.

Sd/-

**KASHIF ALAM, PSP**

Additional Inspector General of Police,  
HQrs: Khyber Pakhtunkhwa, Peshawar.

No. S/ 2745-55 /21,

Copy of the above is forwarded to the:

1. Regional Police Officer, Kohat. Two Service Books, one Service Roll and one Fauji Missal of the above named Ex-SI received vide your office Memo: No. 2162/EC, dated 19.02.2021 is returned herewith for your office record.
2. District Police Officer, Kohat.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-III, CPO Peshawar.
8. Officer concerned.

**(RAI BABAR SAEED) PSP**

Deputy Inspector General of Police, HQrs:  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.