

بعدالت جناب خیبر پختونخواہ سروس ٹریبونل،

کیمپ کورٹ ڈیرہ اسماعیل خان

درخواست دربارہ اجازت برائے داخل کئے جانے کمنٹس بوساطت ریپانڈنٹس
بحوالہ سروس اپیل نمبر 2022/503 عنوان محمد عثمان علی بنام آئی جی پی صاحب
صوبہ خیبر پختونخواہ پشاور وغیرہ

جناب عالی!

نہایت مؤدبانہ التماس ہے کہ مذکورہ سروس اپیل میں مشترکہ کمنٹس بوساطت ریپانڈنٹس نمبر 1 تا 3
مرتب ہو کر بغرض Submit کرانے عدالت ہذا کیمپ کورٹ ڈیرہ اسماعیل خان پیش کئے گئے۔
یہ کہ معزز عدالت نے اپنے حکم مورخہ 20.01.2023 میں Defense Struck Off کر دیا ہے
جبکہ معزز عدالت ہذا کی طرف سے کوئی نوٹس بھی موصول نہیں ہوا ہے۔
لہذا بذریعہ درخواست استدعا ہے کہ متذکرہ آرڈر Defense Struck Off پر نظر ثانی
فرماتے ہوئے کمنٹس ہذا داخل معزز عدالت کئے جانے کا حکم صادر فرمایا جاوے۔



ریپانڈنٹس نمبر 1 تا 3

بذریعہ نمائندہ

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 503/2022

Muhammad Usman Ali, S/o Sahib Jan, R/o Sheikh Yousaf Town Dera Isamil Khan. Ex-constable No. 8605-FRP Dera Ismail Khan Range. Cell# 03479263712.....

Appellant
Khyber Pakhtunkhwa
Service Tribunal

VERSUS

Diary No. **3403**

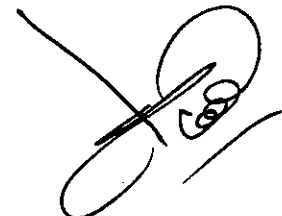
Provincial Police Officer, Khyber Pakhtunkhwa Peshawar & others..... Respondents

Dated **3-2-2023**

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Dated: 20-01/2023



Deponent

Mahmood Nawaz

NIC No.11201-0369959-1

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No.503/2022

Muhammad Usman Ali S/O Sahib Jan R/O Shaikh Yousaf Town Dera Ismail Khan. Ex- Constable FRP Dera Ismail Khan Belt No. 8605 FRP. Cell No. 0347-9263712.....Appellant.

VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & Others.....Respondents.

PARAWISE REPLY BY RESPONDENTS.

RESPECTFULLY SHEWETH.

PRELIMINARY OBJECTIONS

1. That the appeal is badly barred by law & limitation.
2. That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
3. That the appellant has no cause of action and locus standi to file the instant appeal.
4. That the appellant has not come to this Honorable Tribunal with clean hands.
5. That the appellant is estopped due to his own conduct to file the instant Service Appeal.
6. That the appellant is trying to conceal the material facts from this Honorable Tribunal.

FACTS:-

1. The appellant was appointed as constable However, he was found an inefficient police officer in the line of official duty as from perusal of service record, it has been found that the appellant previously remained absent from duty on different occasion for a long period of 474 days due to which he was awarded different punishments. (Copy of punishment attached herewith as annexure "A")
2. Incorrect The appellant while selected/ deputed for Public Disorder Management Course on 21.10-2018 at district Mardan. After completion of said course he failed to report arrival and remained absent from lawful duty with effect from 02.11.2018 to 04.02.2019.similaraly, he again absented himself from lawful duty with effect from 20.02.2019 to 27.02.2019 & 14.03.2019 to 16-03-2019 and with effect from 20.03.2019 till the date of his removal from service for a long period of 145 days, without any leave or prior permission of the competent authority. In this regard he was served with Show Cause Notice on 12.12.2018, but he failed to submit his reply of Show Cause Notice within stipulated period. Thus he was issued Charge Sheet with Summary of Allegation and Enquiry Officer was nominated to conduct enquiry into the matter. After completion of enquiry the Enquiry

- Officer submitted his findings alongwith other relevant papers. Wherein the appellant was found guilty of the Charges leveled against him. Upon the findings of Enquiry Officer he was issued final Show Cause Notice, to which he replied but his reply was found unsatisfactory. After fulfillment of all codal formalities he was awarded major punishment of removal from service.
3. Correct to the extent that department appeal submitted by the appellant was thoroughly examined and rejected on sound grounds.
 4. Incorrect, copy of rejection order has already been directly conveyed to the appellant by the respondent No.02 vide office Endstt No. 4971-72/EC, dated 17-06-2019 on his home address. (Copy of rejection order is attached as annexure "B").
 5. The revision petition of the appellant was thoroughly examined and rejected on sound ground.
 6. Incorrect, The impugned orders in respect of appellant were timely conveyed to him. However, after lapse of more then 03 years and 04 months. Now the appellant desires for his reinstatement in service, thus law helps the diligent and not the indolent.
 7. Incorrect, The appellant has not come to this Honorable Tribunal with clean hands.

GROUND:-

- A. Incorrect, All the order passed by the respondents in the case of appellant are legally justified and in accordance with law/rules.
- B. Incorrect, On the account of his willful absence the appellant was proceeded against proper departmentally against the special law i-e Police Rules 1947 amended in 2014, which is applicable law in the case of the appellant.
- C. Incorrect, As explained in the proceeding para above the appellant was proceeded against the existing law i-e Police Rules 1975 amended in 2014, which is applicable law for a police officer who committed a misconducted and it is evident from Charge Sheet and Final Show Cause Notice which were already served upon him. (Copy of Charge Sheet and Final Show Cause Notice and his reply are attached as annexure "B, C,D & E").
- D. Incorrect The allegation are false and baseless. On the allegations of willful absence the appellant was issued Charge Sheet and Statement of Allegations and Enquiry Officer was nominated. The Charge Sheet was served upon him through special messenger on his homed address vide daily dairy report No.09 , dated 08-01-2019, but he failed to submit his reply or appear before the Enquiry Officer despite the facts that the appellant was summoned time and again. After completion of enquiry. The Enquiry Officer

submitted his finding wherein the appellant was found guilty of the charges leveled against him. Upon the finding of Enquiry Officer, the appellant was served with Final Show Cause Notice, to which he replied, but his reply was found unsatisfactory. A sufficient opportunity at every level of personal hearing in the light of natural justice has already been provided to the appellant, but he failed to prove himself innocent. Thus, the impugned order passed by the competent authority is in accordance with law/rules.

E. The respondents may also be permitted to adduce additional grounds at the time of arguments.

F.

PRAYERS:-

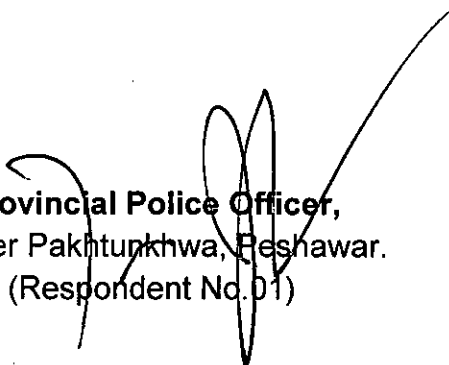
Keeping in view the above facts and circumstances, it is most humbly prayed that the instant service appeal being not maintainable, may kindly be dismissed with costs please.



Superintendent of Police,
DI Khan Range, DI Khan.
(Respondent No.03)



Commandant FRP,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No.02)



Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No.01)

A-4

LEAVE, ABSENCE AND BREAKS IN SERVICE

All periods not counting " approved service " to be entered in red ink.

1		2			3	4
DATE		EXTENT			No. of District Order	description of leave i.e privilege, hospital, sick leave, or furlough, or of absence, or forfeiture of approved service. All entries to be initialed, by Superintendent of Police.
From	To	Years	Months	Days		
	11/2/07	To	13/3/08		12 Days	OB No = 102/PRP dt: 12-3-09 Leave w/o pay SP/PRP D.K.
	11/9/07	To	5/7/08		4 days	OB No = 112/PRP dt: 12-3-09 Leave w/o pay SP/PRP D.K.
	11/3/09	To	18/3/09		7 days	OB No 186 dt: 11-4-09 Leave w/o pay SP/PRP D.K.
	19/2/09	To	17/2/09		8 days	OB No 22 23-4-09 Leave w/o pay SP/PRP D.K.
	13/4/2009	To	15/4/09		2 days	OB No 411/PRP dt: 16-6-2009 Leave w/o pay SP/PRP D.K.
	19/4/09	To	21/4/09		2 days	— do — Leave w/o pay SP/PRP D.K.
	03/09	To	9/6/09		2 days	OB No 638/PRP dt: 25-6-2009 Leave w/o pay SP/PRP D.K.
	28/09	To	1/5/09			
	18/9/09	To	1/10/09		13 days	OB No 1010/PRP dt: 18-11-2009 Leave w/o pay SP/PRP D.K.
	17/9/10	To	13/3/10		1 day	OB No, 921/PRP dt: 4-3-2010 Leave w/o pay SP/PRP D.K.
	20/8/2010	To	23/8/2010		3 days	OB No, 864/PRP dt: 22-9-2010 Leave w/o pay SP/PRP D.K.
	31/8/2010	To	3/9/2010		3 days	OB No, 1036/PRP dt: 7-12-2010 Leave w/o pay SP/PRP D.K.
	20/2/2011	To	21/2/2011		1 day	OB No, 129/PRP dt: 2-3-2011 Leave w/o pay SP/PRP D.K.
	06/05/12	To	22/6/12		46 days	OB No - 207/PRP dt: 30-7-12 Leave w/o pay SP/PRP D.K.

(2) (123) JS

A - (5)

03-02-2016 To 02-03-2016 (30) days OBNO-1081/RRP E/leave on full pay SP/RRP

11-09-2016 To 07-11-2016 Total (55 days) (30) days OB NO. 35/RRP dt: 12-01-2017 with out pay SP/RRP

(25) days OBNO-35/RRP dt: 12-01-2017 E/leave on full pay OIK SP/RRP

17-06-2017 To 14-07-2017 (28) days OB NO. 835/RRP dt: 23-11-2017 w/o pay SP/RRP OIK

15-08-2018 to 13-09-2018 (30) days OBNO. 546/RRP dt: 15-8-2018 E/leave on full pay SP/RRP OIK

02-08-2018 to 08-08-2018 (32) days OBNO. 740/RRP dt: 09/11/2018 w/o pay SP/RRP OIK

05-11-2018 to 04-02-2019
20-02-2019 to 27-02-2019
14-03-2019 to 16-03-2019
20-03-2019 to 06-05-2019
(146) days OBNO. 337/RRP dt: 06/05/2019 w/o pay SP/RRP OIK

ORDER

B-6

BY 123-700

This order will dispose of the departmental appeal preferred by ex-constable Muhammad Usman No. 8605 of FRP DI Khan Range, against the order of SP FRP DI Khan Range, DI Khan issued vide OB No. 337, dated 06.05.2019, wherein he was awarded major punishment of removal from service. The applicant was proceeded against on the allegations that he was selected for Public disorder Management Course with effect from 21.11.2018 to 02.11.2018, after completion of course on 05.11.2018 he did not reported arrival and remained absent from lawful duties with effect from 05.11.2018 to 04.02.2019 for a period of (91) days, similarly he again absented himself with effect from 20.02.2019 to 27.02.2019, 14.03.2019 to 16.03.2019 for period of (09) days, his total absence period comes (100) days, and with effect from 20.03.2019 till the date of removal from service i.e 06.05.2019 for total period of 01 months 15 days, without any leaver or prior permission of the competent authority.

In this regard he was served with Show Cause Notice on 12.12.2018. He was required to submit his reply of said Show Cause Notice within stipulated period, but he failed to do so. Charge Sheet was prepared and sent to his home address for delivered upon him through constable Muhammad Zubair No. 9149 vide daily diary report No. 09, dated 08.01.2019, of FRP Police Line DI Khan, and Zahoor Ud Din DSP FRP DI Khan Range was nominated as Enquiry Officer to unearth the actual facts. He was summoned time and again by the Enquiry Officer to join the enquiry proceedings and to record his statement, but he did not attend the enquiry proceedings. After completion of codal formalities the Enquiry Officer submitted his findings alongwith other relevant papers, wherein Ex-defaulter constable was found guilty of the charges leveled against him and recommended that to issue him a Final Show Cause Notice.

Upon the findings of Enquiry Officer he was issued Final Show Cause Notice, to which he replied but his reply was found unsatisfactory. He was called in orderly room on various dates, but he did not appear before the competent authority.

During his absence he produced a written statement on affidavit wherein he stated that if he remained absent from duty in future then he will no be objection of any punishment awarded by the competent authority. In the light of the above narrated facts and other material available on record, he was awarded major punishment of removal from service vide office OB No. 337, dated 06.05.2019.

Feeling aggrieved against the impugned order of SP FRP DI Khan Range, DI Khan the applicant preferred the instant appeal. The applicant was summoned and heard in person in Orderly Room held on 12.06.2019.

During the course of personal hearing, the applicant failed to present any justification regarding to his prolong absence. It is settled preposition of law that the law helps the diligent and not indolent. Thus the applicant has been found to be an irresponsible person in utter disregard the discipline of the force. Besides, he cannot become a good Police Officer, his retention in service would further embolden the accused officer and impinge upon the adversely on the over all discipline and conduct of the force. From perusal of relevant record, it has been found that the appellant was previously remained absent from duty on different occasions for a long period of 474 days.

Keeping in view the above facts, it is abundantly clear that he cannot be reformed given his aptitude for absence as evident from previous record. There doesn't seem any infirmity in the order passed by the competent authority, therefore no ground exist to interfere in same.

Based on the findings narrated above, I, **Sajid Ali PSP** Commandant FRP Khyber Pakhtunkhwa, Peshawar, being the competent authority, has found no substance in the appeal, therefore, the same is rejected being meritless.

Order Announced.

OB/Sre/OASi
For N/Action

OB No 471
24.6.19

Commandant
Frontier Reserve Police
Khyber Pakhtunkhwa, Peshawar.

SP/MP/PP
26/06/19

No 4971-72 /EC, dated Peshawar the 17/06/2019.

- Copy of above is forwarded for information and necessary action to the:-
1. SP FRP DI Khan Range, DI Khan. His service record alongwith D-file sent herewith.
 2. Ex-constable Muhammad Usman No. 8605 S/O Sahib Jan, Police Station Cantt, Village Dera Town Banu Chundi District DI Khan

No. 759/FRP

Dated 08/12/2018

OFFICE OF THE SUPERINTENDENT OF POLICE FRP DIKHAN RANGE DIKHAN

SHOW CAUSE NOTICE

(Under Rule 5(3)(b) KP Police Rules 1975)

- I) Whereas you Constable Muhammad Usman No.8605/FRP of FRP have rendered yourself liable to be proceeded under Rule 5(3) (b) of the Khyber Pakhtunkhwa Police Rules 1975 for the following misconduct.
- a) according to daily diary report No.62 dated 03.12.2018 of District Police Lines DIKhan, you were selected for Public Disorder Management Course with effect from 21.10.2018 to 02.11.2018, after completion of course on 05.11.2018 you were relieved from FRP Police Lines DIKhan to District Police DIKhan but you did not report your arrival at District Police Lines and remained absented yourself from law full duties with effect from 05.11.2018 to till date without any leave or permission from the competent authority.
- II) That the misconduct on your part is prejudicial to good order of discipline in the Police Force.
- III) That by taking cognizance of the matte under enquiry the undersigned as competent authority under the said rule proposed stern action against you by awarding one or more of the punishments as provided in Rule4 the receipt of the notice failing which an ex-part action shall be taken against you.
- IV) you are further directed to inform the undersigned as to whether you wish to be heard in person or not.

Received By [Signature]
Dated 12-12-1/2018

12101-8269039-5

0347-926 3712

افد کوہہ کنستبل کے شیخ ایوب
اد سے پر فوری وصول کیا گیا ہے

[Signature]
(AMAN ULLAH KHAN)
Superintendent of Police, FRP
DIKhan Range DIKhan
12/12

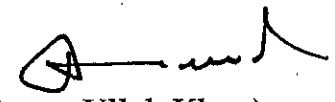
"C"-(8)

No 2368-69 /FRP

dated: 28-12 /2018

CHARGE SHEET

- I. I, Aman Ullah Khan, SP FRP DIKhan as competent authority, am of the opinion that you Constable Muhammad Usman No.8605 of FRP DIKhan Range have committed the following acts/omission as defined in Rule 2 (iii) of Police Rules 1975.
- II. According to daily diary report No.62 dated 03.12.2018 of District Police Lines DIKhan, you were selected for Public Disorder Management Course with effect from 21.10.2018 to 02.11.2018, after completion of course on 05.11.2018 you were relieved from FRP Police Lines DIKhan to District Police DIKhan but you did not report your arrival at District Police Lines and remained absented yourself from law full duties with effect from 05.11.2018 to till date without any leave or permission from the competent authority. It is a gross "Misconduct" on your part as defined in Rule 2 (iii) of Police Rules 1975 and has rendered yourself liable to be proceeded against departmentally.
- III. By reason of the above, you seem to be guilty as sufficient materials is placed before the undersigned; therefore it is decided to proceed against you in general police proceeding.
- IV. You are; therefore, required to submit your written reply within 07 days of the receipt of this charges sheet to the Enquiry Officer.
- V. Your written reply, if any, should reach the Enquiry Officer within specific period, failing which it shall be presumed that you have no defense to offer and in that case ex-parte action shall follow against you.
- VI. Intimate as to whether you desire to be heard in person or not?
- VII. A statement of allegation is enclosed.



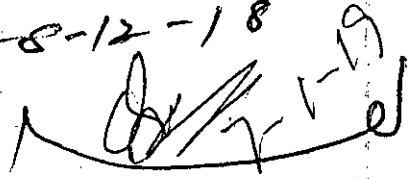
(Aman Ullah Khan)

Superintendent of Police, FRP

DIKhan Range DIKha

D.S.P. FRP. No

28-12-18



12/01-8289039-5

0347-9263712

فدکوره کنٹیل نے خود شیخ لوسف
ادے پر وصول کیا ہے

DISCIPLINARY ACTION

I, Aman Ullah Khan, SP FRP DIKhan as competent authority, am of the opinion that you Constable Muhammad Usman No.8605 of FRP DIKhan Range of FRP have committed the following acts/omission as defined in Rule 2 (iii) of Police Rules 1975.

STATEMENT OF ALLEGATION

1. According to daily diary report No.62 dated 03.12.2018 of District Police Lines DIKhan, you were selected for Public Disorder Management Course with effect from 21.10.2018 to 02.11.2018, after completion of course on 05.11.2018 you were relieved from FRP Police Lines DIKhan to District Police DIKhan but you did not report your arrival at District Police Lines and remained absented yourself from law full duties with effect from 05.11.2018 to till date without any leave or permission from the competent authority. It is a gross "Misconduct" on your part as defined in Rule 2 (iii) of Police Rules 1975 and has rendered yourself liable to be proceeded against departmentally.
2. For the purpose of scrutinize the conduct of said Constable with reference to the above allegation, Zahoor Ud Din Khan DSP/FRP DIKhan is appointed as Enquiry Officer.
3. The Enquiry Officer shall conduct proceeding in accordance with provision of Police Rules 1975 and shall provide reasonable opportunity of defense and hearing to the accused official, record it is finding and make with twenty five (25) days of the receipt of this order, recommendation as to punishment or other appropriate action against the accused official.
4. The delinquent official shall join the proceeding on the date, time and place fixed by the officer.

DSP-FRP-NO: 238

28-12-2018
[Handwritten signature]

1261-82690395

0347-9263712

فوریہ کنسل نے خود شیخ یوسف
ادے پر وصول کیا ہے۔

[Handwritten signature]
(Aman Ullah Khan)
Superintendent of Police, FRP
DIKhan Range DIKhan
27/12

لڈز دفتر DS
FRP-Dik

ضامی 1

والد کے لیے جاری شدہ نمبر 2368-69-448 جاری ہے۔ ایس پی ایچ / FRP
28-12-18

برنڈو کینسلر محمد عثمانی 8605 FRP
Dik کی انٹواری سے ختم ہونے والے ہونے

معالجہ انٹواری سے پایا گیا کہ کینسلر مذکورہ 21 11/18 تا 11 11/18 تک قریباً ماہوں کو دس

سردان سے بعد اہتمام کورس وائس لائن FRP آیا جس کو صرف 11 05/18

باعقب لائن ڈسٹریکٹ لائن روانہ کیا گیا جو کہ مذکورہ ڈسٹریکٹ لائن اپنی

لائنوں میں چھوٹی آرت سے 11 05/18 سے عملدرآمد کیا گیا

لڈز میں سلسلہ میں مذکورہ بالا کو بذریعہ فون فون نمبر 0347-926-3712

پر لایہ کرتے جاری شدہ دہلی کرنے کیلئے طلب کیا گیا جو کہ مذکورہ سے

کہا گیا کہ میں ہر روز سووا 31 12/18 کو عملدرآمد کرتا۔ لیکن مذکورہ حالانکہ آیا

صرف 07 11/18 کو مذکورہ بالا پر جاری شدہ تقسیم کرنے کیلئے کینسلر مسیجر

کینسلر محمد زبیر 9149 کو درنہم علیہ بالا سے گھر پر بھیجا گیا ہر مندرجہ

جاری شدہ تقسیم کی گئی۔ حکام قریب واپس مذکورہ نے انڈر معیار (7) ہم

دینا تھا۔ جو کہ تاحال واپس جاری شدہ نہیں دیا ہے

الزام علیہ بالا قبل ازیں اسی عملدرآمد کی بابت شوکارا نوٹس بھی خود کو مل

گرو کیا ہے۔ مگر اسکا بھی واپس نہیں دیا ہے

کینسلر مذکورہ 2007 مانعاً رہا ہے۔ سابقہ عملدرآمد (474) نوم 05

دیگر سزائیں۔ 2) سالانہ رینٹ بند ہیں۔ 2) ہم کو نوٹس مادہ جبکہ 500 روپے ماہ

کینسلر مذکورہ صرف 05 11/18 سے ڈسٹریکٹ لائن 11 سے تاحال بدستور

عملدرآمد ہے۔ - کو بذریعہ فون فون نمبر 0347-926-3712

کئی بار دیکھ کر نے کی کوشش کی گئی ہے مگر مذکورہ بالا کامیابی
نہیں کرتا ہے۔ اور نہ ہی شامل انٹرویو کیلئے حاضر ہوا ہے۔

مذکورہ بالا بابت غیر ملکی شہری شوکانہ نوٹس / چارج شیٹ نوٹ خود
وصول کر چکا ہے۔ لیکن تا حال ان کا تحریری جواب نہیں دیا۔

اور نہ ہی اپنی 4 بے گھاتی ڈسٹرکٹ لائن کاز میں حاضر کیا گیا ہے
بلکہ صرف 05/11 سے بدستور غیر حاضر ہے۔ مذکورہ ایک غیر ملکی رہائش ہے

مذکورہ کا شوکانہ / چارج شیٹ وصول کرنا اور اپنا تحریری جواب نہ دینا
بھی افسران بالا کے حکم درجی ہے۔

معداً مذکورہ بالا پر سب سے زیادہ کارروائی کیلئے شامل شوکانہ نوٹس
الٹنٹو کرنے کی سفارش کی جاتی ہے۔

سب سے زیادہ افسران بالا افضل ہو گا۔

ظہور الدین خان
DSP. FRP. Dile.

"F" - (12)

REFERENCE ATTACHED.

Constable Muhammad Usman No.8605/FRP was proceeded against departmentally on the charges that according to daily diary report No.62 dated 03.12.2018 of District Police Lines DIKhan, he was selected for Public Disorder Management Course with effect from 21.10.2018 to 02.11.2018, after completion of course on 05.11.2018 he was relieved from FRP Police Lines DIKhan to District Police DIKhan but he does not report his arrival at District Police Lines and remained absented himself from law full duties with effect from 05.11.2018 to till date without any leave or permission from the competent authority.

Zahoor Ud Din Khan DSP/FRP DIKhan Range was nominated as enquiry officer, now the finding report of enquiry officer received vides F/A, which is submitted for kind perusal and further order please.

H.C. [Signature]
21/01/19

W/S.P/FRP, D.I.Khan.

[Signature]
21/1/18
S.R. [Signature] FRP, D.I.Khan.

کھتری سے 30⁰⁷/₂₀₀₇
سابقہ کھتری (474) نوم
ڈسٹرکٹ سنڈریل سے 2 سالانہ ڈسٹریکٹ سنڈریل
2 نوم کو رولڈ
500/- روپے جرمانہ

Issue final Show Cause
notice.

[Signature]

21/1

E-13

FINAL SHOW CAUSE NOTICE.

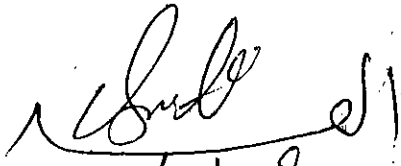
WHEREAS YOU, Constable Muhammad Usman No.8605/FRP found guilty of following misconduct in violation of Khyber Pakhtunkhwa Police Disciplinary Rules 1975 with amendment 2014.

According to daily diary report No.62 dated 03.12.2018 of District Police Lines DIKhan, you were selected for Public Disorder Management Course with effect from 21.10.2018 to 02.11.2018, after completion of course on 05.11.2018 you were relieved from FRP Police Lines DIKhan to District Police DIKhan but you did not report your arrival at District Police Lines and remained absented yourself from law full duties with effect from 05.11.2018 to till date without any leave or permission from the competent authority.

After completion the enquiry the Enquiry Officer submitted his finding in which the charges leveled against you were proved without any shadow of doubt.

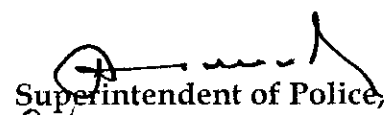
As a result thereof, I AMAN ULLAH KHAN, Superintendent of Police, FRP, D.I.Khan Range D.I.Khan as competent authority have tentatively decided to impose upon you the penalty of Major/ Minor punishment Under Section 3 of the said ordinance.

1. You are, therefore, required to Show Cause as to why the aforesaid penalty should not be imposed upon you.
2. If no reply to this notice is received within 15-days of its delivery in the normal course of circumstances, it shall be presumed that you have no defense to put in and in that case an ex-parte action shall be taken against you.


31/11/19

12101-8269039.5
0347-9263712

مدیر کنستبل نے شیخ ایوب ایف ایف
پر خود وصول کیا ہے۔


Superintendent of Police,
FRP D.I.Khan Range D.I.Khan.

جناب عالی۔

عنوان :- جواب کائنات شوکار نوٹس

حضور کو اس وقت 11/05 تا 04/06 تک اپنی ڈیوٹی سے غیر
 حاضر رہا انورین سلسلہ حضور کو اس وقت جب جمع صلاخا کالوں سے وہیں
 آیا تو گھوڑے سائل کا بیٹا سیت بہا رہا اور سائل اس کی دیکھ کھال و
 علاج و دوا میں دن رات مصروف ہو گیا جس کی وجہ سے سائل اپنی
 ڈیوٹی سے غیر حاضر رہا اور گھوڑے کو لڑائی و بچے کی بیماری کی وجہ سے
 نہ تو کھانا طور پر رخصت لے سکا نہ ہی انچارج و خشتی ملاؤں کے نوٹس
 میں اس کا سائل کو اس بات کا علم ہے کہ اس کا یہ خصل صلاخا ڈیوٹی
 ہے لیکن سائل نے یہ جان لوچھ کے نہیں کیا

اندریہ تحریر کا جواب کائنات شوکار نوٹس حضور
 کو اس وقت کی جو ری کو حد نظر آئے ہوئے سائل کا یہ مدد غیر حامدی
 رخصت میں شمار کرے اور شوکار داخل دفتر کیا جا رہا ہے اور سائل
 الحاضر

سائل کائیں محمد عثمان 8605 ملاؤں نمبر 172 دفعہ لائسنس ERP
 علی

"F" (15)

BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWER CAMP COURT DIKHAN

Service appeal No. 502/2022

Mohammad Usman Ali son of Sahib jan r/o Sheikh Yousaf Town Dera Ismail Khan.
Ex constable No.8605/FRP Dera Ismail khan.Cell#0347-926-3712.....(Appellant)

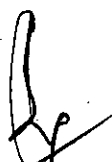
VERSUS


Provincial police officer (IGP) Khyber Pakhtunkhwa Peshawar and others.....(Respondents)

AUTHORITY LETTER

Respectfully Sheweth:-

We respondents No.01 to 03 do hereby solemnly authorize
Mr. Mahmood Nawaz DSP FRP Dikhan range to attend the honorable tribunal and
submit affidavit /Para-wise comments required for the defense of above service appeal
on our behalf.


**Superintendent of Police FRP,
Dikhan Range, Dikhan.
(Respondent No.03)**


**Commandant FRP,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No.2)**


**Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No.01)**

G-16

BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWER CAMP COURT DIKHAN

Service appeal No.502/2022

Mohammad Usman Ali son of Sahib jan r/o Sheikh Yousaf Town Dera Ismail Khan. Ex constable No.8605/FRP Dera ismail khan.Cell#0347-926-3712(Appellant)

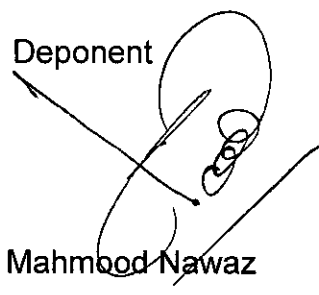
VERSUS

Provincial police officer (IGP) Khyber Pakhtunkhwa Peshawar and others.....(Respondents)

AFFIDAVIT

We respondent's No.01 to 03 hereby solemnly affirm and declare on oath that the contents of the accompanying Para- wise comments is correct to the best of our knowledge and belief that nothing has been concealed from this Honorable Court.

11-11-2022
Dera Ismail Khan
Dialy Commis...
Dialy & RC
Dialy TESTED
Dialy

Deponent


Mahmood Nawaz
CNIC No.11201-0369959-1