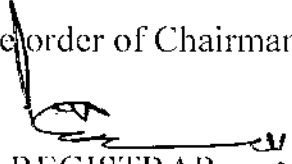


# FORM OF ORDER SHEET

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

Case No.- 250/2023


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	31/1/2023	<p>The appeal of Mr. Shah Qiaz Khan resubmitted today by Mr. Rehman Ullah Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>2/2/23</u>. Parcha Peshi is given to appellant/counsel.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

The appeal of Mr. Shah Qiaz Khān son of Muhammad Aslam Khan r/o Railway Gate Mal Mandi Bannu received today i.e. on 23.01.2023 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Affidavit be got attested by the Oath Commissioner.
- 2- Annexures of the appeal may be attested;
- 3- Copy of proper rejection order of departmental appeal is not attached with the appeal which may be placed on it.

No 321 /S.T.

Dt. 24/1 /2023

  
23/1/23  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Rahman Ullah Adv.  
High Court at Peshawar.

Respected sir,

Objections No. 1, 2 are removed.

and objection 3 about proper rejection appeal order is reproduce as under for ready reference.


The departmental appeal is rejected by concern authority and later on received by appellant through RTI which is annexure "H" and have no concept of any other proper rejection order in the said department and copy of RTI Application is annexure "K"



Sir,

The objection of this office and  
reply of counsel for the appellant is  
submitted for order, please.

Hon'ble Chairman.

  
30/1/2023.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, PESHAWAR

Service Appeal No. 250 /2023

Shah Qiaz Khan .....Appellant

VERSUS

The Inspector General of Police  
Khyber Pakhtunkhwa Peshawar and others ...Respondents

INDEX

S#	Description of documents.	Annexure	Pages.
1.	Memo of appeal		1-8
2.	Addresses of parties		9
3.	Copy of NOCs is annexed "A"	A	10
4.	Copy of WP #625-B and order dated 31/8/2020	B & C	11-20
5.	Copy of struck-off certificates and fresh deposit slip	D & E	21-23
6.	Copy of office order #4956-58 dated 23/12/2022 and Rawangi report	F1 & F2	24-25
7.	Copy of application of appellants and reference letters	G & H	26-28
8.	Copy of writ petition and order	I & J	29-37
9.	copy of RTI Application	K	38
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Dated: 12.01.2023

Appellant  
Through  
**Rahman Ullah**  
Advocate  
Supreme Court of Pakistan  
Niaz Khan  
Advocate High Court

1

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

Service Appeal No. 250 /2023

Shah Qiaz Khan S/O Muhammad Aslam Khan  
R/O House.520/A outside railway Gate Mal  
Mandi Bannu City (presently) Posted as Head  
Constable District Police Bannu.

..... (Appellant)

**VERSUS**

1. The Inspector General of Police Khyber Pakhtunkhwa Peshawar.
2. The Deputy Inspector General of Police, Bannu Range, Bannu.
3. The District Police Officer, Lakki Marwat.
4. SDPO Headquarter Circle Bannu.
5. Mr. Noor Jehan Shah Sub-Inspector/RI, Police Lines Bannu.
6. Mr. Javed Khan, Establishment Clerk, Regional Police Officer, (RPO) Office Bannu.

...Respondents

**SERVICE APPEAL UNDER SECTION 4 OF KHYBER  
PAKHTUNKHAWA SERVICE TRIBUNAL ACT, 1974  
AGAINST THE IMPUGNED OFFICE ORDER #  
4956-58 DATED 23/12/2022 IN WHICH THE  
TRANSFER OF APPELANT WERE DIRECTED TO  
DISTRICT LAKI MARWAT FROM DISTRICT BANNU.**

*Respectfully Sheweth;*

1. That, the appellant permanent resident of District Bannu, educated persons, peaceful citizen and Govt. Servant in capacity of Head Constables in Police Department District Bannu.
2. That, the appellant desired to get higher education and therefore submitted application before the competent authority to allow him for getting admission, whereby, vide "No objection Certificates" #19719-24 dated 15/12/2016 and 2666-67 dated 10/8/2020, the appellant were permitted for getting admission in HPE (SSPE). The appellants deposited Rs. 50,000/- and as such he was properly registered for the aforesaid disciplines at Danish Kada Academy Bannu. It is pertinent to mention that the District Police Officer and Regional Police Officer, Bannu in the above referred no objection certificates clearly mentioned that the appellants would be posted in Headquarters Circle Bannu till the completion of study period. (Copy of NOCs is annexed "A,").
3. That, in few months after getting admission, the Appellant was transferred to FRP Headquarters Peshawar and as such he submitted an application to respondents that he is private student of Danish Kada affiliated with Gomel University and his study would be suffered if he is transferred and requested for review of transfer order, but no redressal was made.
4. Having no alternative, the appellant submitted Writ Petition #625-B of 2020, before this Hon'ble Court

whereby this Hon'ble Court was pleased to direct the respondents for cancellation of transfer order and posting of appellant at District Bannu which they did so and as such vide order dated 31/8/2020, said writ petition was dismissed as withdrawn. (Copy of WP #625-B and order dated 31/8/2020 are annexed "B & C").

5. That, after arrival to District Bannu the appellant wanted to continue study, however, it was informed that his name has been struck-off due to long absence and as such he was directed to get fresh admission which he did so and deposited fresh fee of Rs. 50,000/- for HPE (SSPE) 2022-2024 and started attending regular classes. (Copy of struck-off certificates and fresh deposit slip are annexed "D & E").
6. Notwithstanding, the respondents vide office order #4956-58 dated 23/12/2022 once again transferred the appellant to District Lakki Marwat, whereby, the appellants made proper compliance of the orders of respondents and reported at concerned police stations. (Copy of office order #4956-58 dated 23/12/2022 and Rawangi report is annexed "F1 & F2").
7. That, the appellant submitted applications and requested for review of impugned transfer order in view of study of appellant and specific directions of the then officers and also appeared in person for hearing but in vain. (Copy of application of appellants and reference letters are annexed "G & H").
8. That against the impugned order the appellants were approached the honorable Peshawar High Court Bannu

- bench Bannu, which was dismissed by the following direction which is reproduce as under.
9. (True, that the department has issued an NOC to the appellants and equally true that it was the NOC that the appellants got the admission to complete his studies, but we cannot ignore that the appellants are civil servant, as such this court lacks jurisdiction u/a 212 of the constitution of Islamic republic of Pakistan, 1973, to entertain the matter. (Copy of writ petition and order is attached as [I&J])
  10. That the petitioner also applied for production of documents to Director Right to information department but the same is also pending. If the case of petitioner not fixed/ listened earlier then the petitioner will face irreparable loss.(copy of RTI Application is annexed K)
  11. That being aggrieved, and having no other remedy available, the appellant now approaches this Hon'ble Tribunal against the impugned order dated 23.12.2022.

#### GROUNDS:

- A. That, the act of respondents by transferring the appellant from District Police Bannu to District Lakki Marwat, despite of the fact that appellant had properly obtained NOC, he was allowed to get admission in higher education and was student of M.Sc HPE (SSPE), is against the law, unjust, based on malafide intention, ulterior motive; hence, such act is not sustainable in the eye of law.
- B. That, the respondent #6 was duty bound to inform officers about such admissions etc. in remarks but they



have concealed true facts from their officers and due to malafide, ulterior motive and having personal grudges with appellant issued the impugned transferred orders.

- C. That, the appellant was discharging duty in District Bannu with zeal and zest and there is nothing on record that he has absented himself from duty or ever shown negligence in performance of official duty.
- D. That, the instant appeal is a classic example of discrimination. The appellant is regular employees of District Bannu Police and on the basis of ulterior motive on part of respondents #6 he has been transferred to District Lakki Marwat without any cogent reason and despite of the fact that he was permitted by the high-ups for study.
- E. That, in light of above, the act of respondents is totally unwarranted and against the law and as such the same is liable to be set at naught.
- F. That, the very act of respondents is violation of Articles 4, 25 and 25A of the Constitution of Islamic Republic of Pakistan, 1973.
- G. That, the appellant counsel respectfully seeks permission of this Hon'ble Court to advance and rely on additional grounds at the time of hearing of instant appeal.

**PRAYER:**

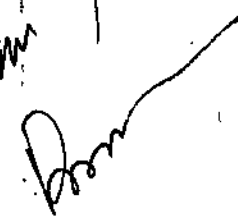
**ON ACCEPTANCE OF THE INSTANT APPEAL, THIS HON'BLE COURT MAY VERY GRACIOUSLY BE PLEASED TO, SUSPEND/CANCEL IMPUGNED OFFICE**


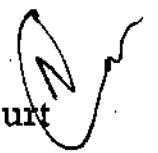
ORDER #4956-58 DATED 23/12/2022 AND TO DIRECT THE RESPONDENTS TO POST THE APPELLANT AS PER DIRECTIONS CONTAINED IN NO OBJECTION CERTIFICATE BEARING ENDST: NO. 19719-24 DATED 15/12/2016 JUST TO MEET THE ENDS OF JUSTICE AND TO ENABLE THE APPELLANT TO GET HIGHER EDUCATION. ANY OTHER RELIEF DEEMED APPROPRIATE BY THIS HON'BLE COURT AND NOT SPECIFICALLY PRAYED FOR; MAY KINDLY BE ALSO GRANTED.

Dated: 13.01.2023

Appellant 

Through

Rahman Ullah   
Advocate  
Supreme Court of Pakistan

Niaz Khan   
Advocate High Court  
&  
Wajid Ali Khan   
Advocate high court

AFFIDAVIT

I, do hereby affirm and declare on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing material has been concealed from this hon'ble Tribunal.

  
Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, PESHAWAR

In r:  
Service Appeal No. \_\_\_\_\_/2023

Shah Qiaz Khan .....Appellant

VERSUS

The Inspector General of Police  
Khyber Pakhtunkhwa Peshawar and others ... Respondents

*Application for of suspension of impugned  
office order No.4956-58 dated 23/12/2022  
and also to direct the respondents to  
post/deploy the appellants in headquarter  
circle District Police Bannu may kindly be  
granted till final disposal of this appeal*

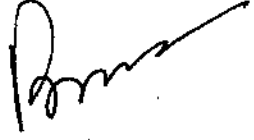
Respectfully Sheweth:

1. That the above titled appeal is being filed before this Hon'ble Tribunal alongwith instant application.
2. That the grounds of main appeal may kindly also be considered as integral part and parcel of this application.
3. That as the appellants have already assumed charge of the posts in compliance with impugned office order#4956-58 dated 23/12/2022 at District Lakki Marwat, which has adversely affecting classes/studies of appellant, therefore, in the interest of justice, the same is ordered requires suspension.
4. That the appellant is having a good prima-facie case in his favour and is also sanguine about its success.
5. That balance of convenience also lies in faovur of appellant.
6. That if the relief as prayed for in the heading of this application is not granted, the very purpose of accompanying appeal will become infructuous.

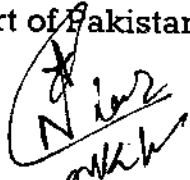
It, is therefore, prayed that, on acceptance of this application, the operation of impugned transfer order dated 03.03.2021 may graciously be suspended till final decision of the case.


Dated: 12.01.2023

Appellant 

Through 

Rahman Ullah  
Advocate  
Supreme Court of Pakistan

Niaz Khan   
Advocate High Court

&  
Wajid Ali Khan   
Advocate high court

**AFFIDAVIT**

I, do hereby affirm and declare on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing material has been concealed from this hon'ble Tribunal.

  
Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, PESHAWAR

Service Appeal No. \_\_\_\_\_/2023

Shah Qiaz Khan & ~~others~~ .....Appellants

VERSUS

The Inspector General of Police  
Khyber Pakhtunkhwa Peshawar and others ...Respondents

ADDRESSES OF PARTIES

APPELLANT

1. *Shah Qiaz* Khan S/o  
Umer Khobaz Khan R/o Khalil Bozi Khel Daud  
Shah LHC/599 District Police Bannu.

RESPONDENTS

1. The Inspector  
General of Police Khyber Pakhtunkhwa  
Peshawar.
2. The Deputy  
Inspector General of Police, Bannu Range,  
Bannu.
3. The District  
Police Officer, Lakki Marwat.
4. SDPO  
Headquarter Circle Bannu.
5. Mr. Noor Jehan Shah Sub-Inspector/RI, Police  
Lines Bannu.
6. Mr. Javed Khan, Establishment Clerk,  
Regional Police Officer, (RPO) Office Bannu.

Appellant

Through

Rahman Ullah

Advocate

Supreme Court of Pakistan



**OFFICE OF THE  
DISTRICT POLICE OFFICER,  
BANNU.**

No.....  
Dated: / /2016

Phone: 0928-9270038  
Fax No: 0928-6270045

**NO OBJECTION CERTIFICATE**

It is certified that Mr. Shah Qiaz Khan is working as Head Constable bearing No. 774 in Police Department since 10.11.2001.

He desires admission in M.Sc, HPE, (S.S.P.E) in Danish Kaddha Bannu affiliated with Gomal University D.I.Khan.


The undersigned got no objection over his admission.

  
District Police Officer  
Bannu

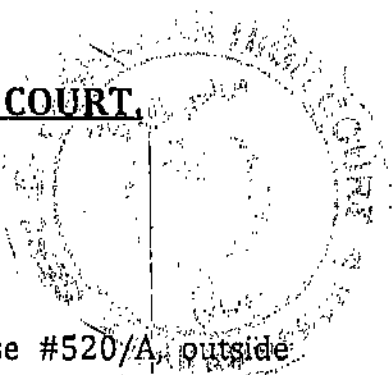
No. 19719-24 Dated 15/12/2016

Copy of information and necessary action.

1. DSP Headquarters with direction to post the above named Head Constable on day duty in HQrs Circle and he will attend his regular classes in the evening.
2. Head Clerk DPO Office Bannu.
3. OASI DPO Office Bannu.
4. SRC DPO Office Bannu.
5. Head Constable Shah Qiaz Khan No. 774.

  
District Police Officer  
Bannu

**BEFORE THE HON'BLE PESHAWAR HIGH COURT,**  
**BANNU BENCH**



Writ Petition # 625-B /2020

Shah Qiaz Khan S/o Muhammad Aslam Khan R/o House #520/A, outside Railway Gate Mal Mandi Bannu City (presently) Posted as Head Constable District Police Bannu ~~~~~ (Petitioner)

--- VERSUS ---

- (1) The Inspector General of Police Khyber Pakhtunkhwa Peshawar.
- (2) The Deputy Inspector General of Police, Bannu Range, Bannu.
- (3) The District Police Officer, Bannu.
- (4) The District Police Officer (FRP) Bannu Range.
- (5) Orderly Assistant Sub-Inspector DPO Office Bannu.
- (6) The Sub-Divisional Police Officer Headquarter Bannu.
- (7) The Sub-Inspector Legal, DPO Office, Bannu.
- (8) The Lines Officer, Police Lines Bannu.

~~~~~ (Respondents)

WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF THE ISLAMIC REPUBLIC OF PAKISTAN, 1973 AS AMENDED UP TO DATE.

PRAYER:

ON ACCEPTANCE OF THE INSTANT WRIT PETITION, THIS HON'BLE COURT MAY VERY GRACIOUSLY BE PLEASED TO ~~SUSPEND~~ CANCEL IMPUGNED OFFICE ORDER #6117-20 DATED 04/6/2020 ISSUED BY RESPONDENT #1, TO THE EXTENT OF PETITIONER BY DECLARING THE SAME AS AGAINST THE LAW, RULES, POLICY, ULTRA-VIRES, BASED ON MALAFIDE INTENTION, ULTERIOR MOTIVE, AND VOID-AB-INITIO. THE PETITIONER MAY KINDLY BE REINSTATED TO DISTRICT POLICE BANNU SO THAT HE MAY CONTINUE HIS STUDY. ANY OTHER RELIEF DEEMED APPROPRIATE BY THIS HON'BLE COURT AND NOT SPECIFICALLY PRAYED FOR: MAY KINDLY BE ALSO GRANTED.

~~~~~  
*[Handwritten Signature]*

Filed Today  
*[Handwritten Signature]*  
Additional Registrar

ATTESTED  
*[Handwritten Signature]*  
Peshawar High Court  
Bannu Bench

Interim Relief:

Since this writ petition might take some time in disposal and the respondents are pressurizing the petitioner to comply the impugned office order and has issued Naqal Mad #58 dated 01/7/2020, therefore, interim relief in shape of suspension Naqal Mad #58 dated 01/7/2020, may kindly be granted till final disposal of this writ petition.

=====  
*Note: Addresses of parties given above are correct and sufficient for the purpose of service.*  
 =====

Respectfully Sheweth:

1. That, the petitioner is permanent resident of District Bannu, educated person, peaceful citizen and Govt. Servant in capacity of Head Constable in Police Department.
2. That, the petitioner always feels apatite to get education and to learn something new, therefore, being member of legal fraternity, he in the year 2009 decided to become law-bachelor. The petitioner submitted an application to the respondent #3, whereby, "No Objection Certification" (NOC) was issued to himfor getting admission in LLB Classes. (Copy of NOC for LLB and LLB admission certificate are annexed "A & B").
3. That, the petitioner has successfully passed 1<sup>st</sup> term LLB exam and had given test for 2<sup>nd</sup> term exam when in the meanwhile the respondent #3, issue transfer order of petitioner whereby he was directed to report at Engineering Center Risalpur. Feeling dissatisfied the petitioner submitted application to respondent #3 that petitioner is private student of Law College Gomal

Filed Today

11/11/20  
 11/11/20

District Registrar

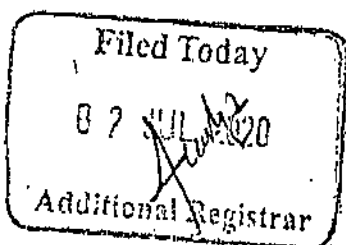
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11/11/20  
 District Registrar



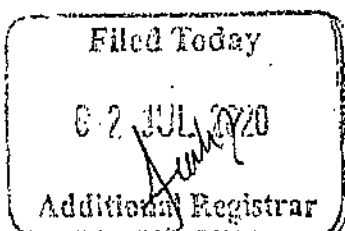
for getting admission in LLB Classes. (Copy of NOC for LLB and LLB admission certificate are annexed "A & B").

3. That, the petitioner has successfully passed 1<sup>st</sup> term LLB exam and had given test for 2<sup>nd</sup> term exam when in the meanwhile the respondent #3, issue transfer order of petitioner whereby he was directed to report at Engineering Center Risalpur. Feeling dissatisfied the petitioner submitted application to respondent #3 that petitioner is private student of Law College Gomal University and his study would be suffered if he is transferred and requested for cancellation of his transfer order, but in vain. (Copy of transfer order and application of petitioner are annexed "C & D").
4. Having no alternative, the petitioner submitted Writ Petition #41-D of 2011, before this Hon'ble Court and this Hon'ble Court vide order dated 01/3/2011 was pleased to remit the said WP to the respondent #3 to treat the same as representation and to decide it within a week positively. (Copy of order of this Hon'ble Court dated 01/3/2011 is annexed "E").
5. That, the respondent #3 thereafter allowed representation of petitioner and transfer order of petitioner was recalled vide order #5844 dated 10/3/2011 by the respondent #1 on the request of respondent #3. (Copy of letter dated 05/3/2011 and order dated 5844 dated 10/3/2011 are annexed "F & G").



RECEIVED

- (14)
6. That, the petitioner completed LLB successfully and in the year 2016 once again submitted application to respondent #3, for issuance of NOC for getting admission in M.Sc HPE. The respondent #3 vide "No Objection Certificate" #19719-24 dated 15/12/2016 issued NOC to petitioner and as such the petitioner was extended admission in M.Sc HPE Session 2019-2021. (Copy of NOC #19719-24 dated 15/12/2016 and copy of certificate of admission in M.Sc HPE are annexed "H, I").
7. That, once again the respondent #3 suggested name of petitioner for transfer and vide impugned transfer order #6117-20 dated 04/6/2020, issued by the respondent #1, the petitioner was transferred from District Police Bannu to Frontier Reserve Police (FRP) Bannu Range. (Copy of impugned transfer order #6117-20 dated 04/6/2020 is annexed "J").
8. Dissatisfied, the petitioner submitted an application to respondent #3 for suspension of impugned order to the extent of petitioner that petitioner is student of M.Sc HPE and his transfer would suffer his study at this premature stage, but no heed was paid and rather the same is pending with respondent #3. (Copy of application of petitioner dated 10/6/2020 is annexed "K").
9. Having no legal option, the petitioner submitted Writ Petition #550-B of 2020 before this Hon'ble Court. On 22/6/2020 said Writ Petition was fixed for hearing before this Hon'ble Court, whereby, the representative for respondents along Assistant



*[Handwritten signature]*

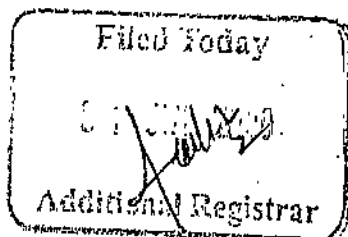
*[Handwritten signature]*

Advocate General presented a copy of office order #7493 dated 22/6/2020 and stated at the bar that impugned transfer order of the petitioner has been recalled and as such counsel for petitioner requested for dismissal as withdrawn of Writ Petition #550-B of 2020. (Copy of W.P #550-B/2020 and copy of order of this Hon'ble Court dated 22/6/2020 is annexed "L, L1").

10. Notwithstanding, on 01/7/2020, at the directions of respondent #6, the respondent #8 has chalked out Naqal Mad #58 dated 01/7/2020, whereby, the petitioner was directed to immediately report at Frontier Reserve Police Lines, Bannu Range Bannu in compliance of office order #6117-20 dated 04/6/2020. (Copy of Naqal Mad #58 dated 01/7/2020 is annexed "M").
11. Feeling aggrieved, the petitioner having no other remedy but to invoke the constitutional jurisdiction of this Hon'ble Court, *inter-alia* on the following grounds through this fresh writ petition:

GROUNDS:

- (1) That, the act of respondents by transferring the petitioner from District Police Bannu to Frontier Reserve Police, despite the fact that petitioner had properly obtained NOC and was student of M.Sc HPE, is against the law, unjust, based on malafide intention, ulterior motive; hence, such act is not sustainable in the eye of law.
- (2) That, in fact the respondent #5 has concealed true facts from respondent #3.

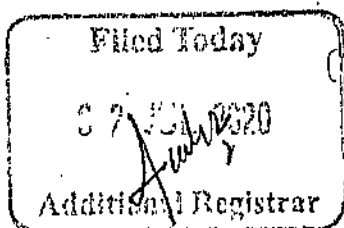


*[Handwritten Signature]*

*[Handwritten Signature]*

- (3) That, the matter has been adjudicated by this Hon'ble Court and the respondents at the bar admitted that they have reinstated the petitioner to Bannu Police and impugned transfer order to his extent has been recalled, nonetheless, later the respondents resiled from office order #7493 dated 22/6/2020 and issued Naqal Mad #58 dated 01/7/2020, which prima-face also attracts the provision of article 204 of the Constitution of the Islamic republic of Pakistan, 1973 r/w section 5&6 of the Contempt of Court Ordinance, 2003.
- (4) That, the petitioner is neither on the strength of "D" List Head Constable nor he is senior/junior one and as such under the criteria, he was not fit to be deputed as law instructor, nonetheless, the respondent #5 suggested name of petitioner for transfer which surfaces malafide, ulterior motive and malice on part of respondent #5:
- (5) That, the impugned transfer order is also the violation of Para #8 of the Standing Order No. 02/2014 & 02/2016, whereby, it has vividly been provided that, "Vacancies occurring in FRP in any junior rank shall be filled through posting of officers from each District for a specific tenure. Central Police Office (CPO) shall transfer junior most officers in each rank to FRP in accordance with the share of respective District". (Copy of Standing Order No. 02/2014 is annexed "N").

(6) That, the instant case is a classic example of discrimination.



*[Handwritten signature]*

*[Handwritten signature]*

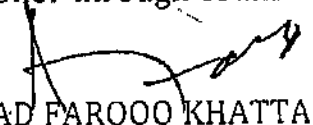
*[Handwritten signature]*

- (7) That, in light of above, the act of respondents is totally unwarranted and against the law and as such the same is liable to be set at naught.
- (8) That, the very act of respondents is violation of Articles 4, 25 of the Constitution of Islamic Republic of Pakistan, 1973.
- (9) That, the petitioner's counsel respectfully seeks permission of this Hon'ble Court to advance and rely on additional grounds at the time of hearing of instant writ petition.

For the abovementioned reasons, it is therefore, respectfully prayed that this writ petition may graciously be accepted as prayed for just to meet the ends of justice.

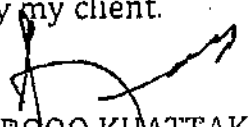
Dated: 02/7/2020

Petitioner through counsels:

  
AHMAD FAROOQ KHATTAK  
Advocate Supreme Court

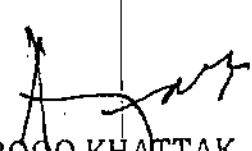
CERTIFICATE

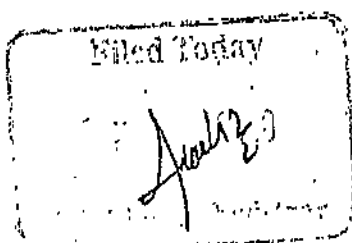
It is to certify that no such petition has earlier been filed before this Hon'ble Court as per information conveyed to me by my client.

  
AHMAD FAROOQ KHATTAK  
Advocate Supreme Court


LIST OF BOOKS

- 1- The Constitution of Islamic Republic of Pakistan 1973.
- 2- The precedents of Hon'ble Superior Courts.

  
AHMAD FAROOQ KHATTAK  
Advocate Supreme Court



ATTESTED

  
Member of High Court  
Sindh Bench

FORM "A"  
FORM OF ORDER SHEET

Date of order or proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties or counsel where necessary.
2.	3.
07.7.2020	<p><u>W.P. No.625-B/2020 with I.R.</u></p> <p><u>Present:</u></p> <p>Mr. Ahmad Farooq Khattak advocate for petitioner.</p> <p>Mr. Qudratullah Khan Gandapur, Asstt: A.G for the State.</p> <p>*****</p> <p>Learned Asstt: a.G preent in Court accepts notice in this case. Earlier on 22.6.2020 when the case was fixed for hearing, the representative of the department along with Asstt: A.G appeared and produced a copy of an order dated 22.6.2020 and stated at the bar that impugned order of the petitioner along with others was recalled, however, today learned counsel for petitioner once again approached this Court with a prayer that the compliance of the said order has not been made, therefore, notice be issued to the respondents for <u>22.7.2020</u>, meanwhile, status-quo be maintained till the date fixed.</p> <p style="text-align: right;"><i>Sd/ Justice Ms Musarrat Hilali ,J</i></p>

SCANNED

07/07/2020  
*Khalid Khan*  
Khalid Khan

*Imranullah PS\**

*\*Imranullah PS\* (S.B) Hon'ble Justice Musarrat Hilali.*

CERTIFIED TO BE TRUE COPY

Witnessed by *[Signature]* Bench  
Authorised Magistrate 37 of  
The Cantonment Ordinance 1934

19/7/20

(19)

**PESHAWAR HIGH COURT,**  
**BANNU BENCH.**

FORM 'A'

FORM OF ORDER SHEET

Date of order or proceedings	Order or other proceedings with signature of Judge (s).
(1)	(2)
<p>22-07-2020</p> <p><b>SCANNED</b></p> <p>23 JUL 2020</p> <p><i>Khalid Khan</i></p> <p><b>Khalid Khan</b></p>	<p><u>W.P No.625-B of 2020</u></p> <p>Present: Mr. Ahmad Farooq Khattak advocate for petitioner.</p> <p>Mr. Qudratullah Khan Gandapoor Asstt.AG for the State.</p> <p>***</p> <p>The case is adjourned and to be fixed before first available D.B.</p> <p><i>Sd/ Mr Justice Sahibzada Asadullah, J</i></p> <p>CERTIFIED TO BE TRUE COPY</p> <p><i>[Signature]</i></p> <p>11/07/2023</p>

**PESHAWAR HIGH COURT,**  
**BANNU BENCH.**

FORM 'A'

FORM OF ORDER SHEET

Date of order or proceedings	Order or other proceedings with signature of Judge (s).
(1)	(2)
31.8.2020	<p><u>W.P No.625-B of 2020.</u></p> <p>Present:</p> <p>Mr. Ahmad Farooq Khattak Advocate for petitioner.</p> <p>***</p> <p><u>MUSARRAT HILALI, J.</u>— Learned counsel for petitioner wants to withdraw the instant writ petition as grievance of the petitioner has been redressed. Hence, the instant writ petition stands dismissed as withdrawn.</p> <p><u>Announced.</u> 31.8.2020.      Sd/ Justice Ms Musarrat Hilali, J Sd/Mr Justice Sahibzada Asadullah, J</p> <p>CERTIFIED TO BE TRUE COPY</p> <p><i>[Signature]</i></p> <p>11/09/2023</p>

SCANNED  
7 SEP 2020  
*Khalid Khan*  
Khalid Khan



دانش کده سنٹر آف اکیڈمکس بیرون میریان گیٹ بنوں ملحقہ گویل یونیورسٹی ڈیرہ اسماعیل خان

موزہ 20/07/20

ریفرنس نمبر 13854/SSPE

مسٹر شاہ قیاز خان ولد محمد اسلم خان سکنتہ بیرون ریلوے گیٹ مال منڈی بنوں

آپ ہمارے ادارے کے 2020-22 کے M.Sc HPE (SSPE) کے ریگولر سٹوڈنٹ تھے۔ اور آپ نے پہلی سمسٹر کیلئے بقاعدہ طور پر 50000/- روپے جمع کئے تھے۔ اور آپ کا بقاعدہ طور پر رول نمبر 30039 بھی جاری ہوا تھا۔ چونکہ آپ فرسٹ سمسٹر جون، جولائی 2020 میں غیر ہوئے۔ آپ کو بار بار بذریعہ موبائل فون اطلاع دی گئی لیکن حاضر نہیں آئے۔ ہمیں وجہ آپ کو اس سیشن تک سٹراک آف کیا جاتا ہے۔ آپ کو ہدایت کی جاتی ہے کہ آپ دوبارہ فریش داخلہ کر لیں۔

پرنسپل  
سنٹر آف اکیڈمکس بنوں  
Principal  
Center of Academics  
Bannu

کاپی برائے

- 1: شاہ قیاز خان (سٹوڈنٹ آف M.Sc HPE)
- 2: متعلقہ ڈیپارٹمنٹ گویل یونیورسٹی ڈیرہ اسماعیل خان
- 3: آفس کاپی

محمد اسلم خان

Annexure



(22)



**CENTER OF ACADEMICS** دانش گاه

Outside Miryan Gate, (Fateh Khel) Bannu. K.P.K Pakistan. Ph:0928-660014-660403.

NO: 534

Non-Refundable Rs: = 50,000/- Date 05/09/22

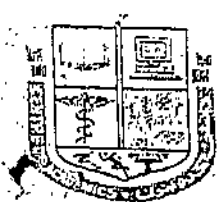
Received with Thanks From Mr/Mrs/Miss: شاه مبارز خان

Amount Rs: = 50,000/- (In Figures) Fifty Thousand

On Account of

MSc. HPE (8TPE).

Signature  
Principal  
Center of Academics  
Bannu



123 /  
DANISH KADA LAW COLLEGE, BANNU

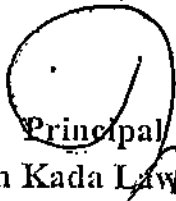
AFFILIATED WITH GOMAL UNIVERSITY, D. I. KHAN

No. 407/DKL

Dated: 05/09/2022.

**CERTIFICATE OF ADMISSION**

Certified that Mr. SHAH QIAZ KHAN S/o MUHAMMAD ASLAM KHAN has been admitted in MSc (HPE) Session 2022-24.

  
Principal  
Danish Kada Law College,  
Principal  
Center of Academics  
Bannu

Address: Danish Kada Law College, Bannu Out Side Miryan Gate Bannu  
Ph. Nos. 0928-660014, 660403, E-mail: shahidadvocate1@yahoo.com

Annexure

F-1

(24)

**ORDER**

The following Police officials are hereby transferred and posted to the following P.S.s noted against each their names with immediate effect.

S.No	Name & Rank/No.	From	To
1	THC Shah Qiaz No 74	District Police Bannu	Ops: Staff PS Tajori
2	THC Muekhar No 599	District Police Bannu	Ops: Staff PS Pezu

O.B.No. 379

Dated: 23/12/2022

Regional Police Officer,  
Bannu Region,  
Bannu.

14956-58  
No. 14956-58 / EC Dated: 23/12/2022

- Copy for information and necessary action to the:
  - > DPOs Bannu & Lakk for immediate implementation and report compliance.
  - > DAOs Bannu & Lku.
  - > Incharge Wireless Control Bannu & Lakk.

Regional Police Officer,  
Bannu Region,  
Bannu.

تعداد تحویلی

تعداد B از تاریخ 12/02/25

مبلغ کل

درج حاضر در صورت نامدارم = ستاد مبارک AMC مورخ 12/02/25 کوترت 8.45% از بودجه  
سه کفایت نامدارم صبر اکبر استرالی مالدار صلح نمودن به صلح کل نامدارم  
سایران محلی استرالی صبر اکبر استرالی مالدار صلح نمودن به صلح کل نامدارم

صورت مالی

تاریخ 12/02/25

AMHC

امیدوارم که در خدمت شما باشم

با احترام و تشکر

ضلع کئی مروت

تھانہ تجوڑی

جناب عالی!

گزارش کی جاتی ہے کہ من سائل کا تبادلہ آپ عزت مآب صاحب نے بحوالہ OB نمبر 379 مورخہ 23/12/2022 لیٹر انڈوسٹ نمبر 456-58 مورخہ 23/12/2022 کو ضلع بنوں سے ضلع کئی مروت تھانہ تجوڑی کی تہم کی تعمیل کرتے ہوئے تھانہ تجوڑی میں اپنی حاضری کی رپورٹ کی ہے۔ جو کہ اس تبادلے کا آپ صاحب اختیار ہے۔ جو بنوں ریجن میں ضلع نار تھانہ دزرستان غلام خان سے لیکر بنوں سے ہوتے ہوئے ضلع کئی مروت درہ نگ تک آپ صاحب کے اختیار میں آتا ہے۔

چونکہ سائل نے جناب سابقہ DPO صاحب سے بحوالہ آرڈر نمبر 24-19719-12-2016 مورخہ 15-12-2016 نے باقاعدہ اجازت نامہ (NOC) بابت M.Sc., HPE, (S.S.P.E) تعلیم حاصل کرنے کیلئے (NOC) حاصل کیا ہے۔ جس میں سابقہ DPO صاحب نے DSP ہیڈ کوارٹر کو باقاعدہ طور پر ہدایت کی ہے کہ سائل کو تعلیم جاری رکھنے کیلئے میں نے (NOC) جاری کیا ہے۔ اس کی ڈیوٹی صرف ہیڈ کوارٹر سرکل ضلع بنوں میں دن کو لگایا کریں اور سکیورٹی ٹائم کلاسز جاری رکھنے کیلئے فارغ کیا کریں۔ NOC بد فتر جناب DPO صاحب کے ریکارڈ برائچ میں موجود ہے۔ اس NOC حاصل کرنے کے بعد سائل نے داخلے کیلئے M.Sc., HPE, (S.S.P.E) کے داخلے کیلئے قسط وار مبلغ 50 ہزار روپے جمع کر کے داخلہ لیکر روزانہ کی بنیاد پر ریگولر کلاسز لینے شروع کی۔ شاید سائل کے اس NOC کے بارے بد فتر DPO صاحب سے اسٹیٹسٹنٹ سیکشن نے آپ صاحب کے نوٹس میں نہیں لایا ہو۔ سائل موجودہ حالات کے پیش نظر تھانہ تجوڑی ضلع کئی مروت سے روزانہ کی بنیاد پر ریگولر کلاسز لینے کیلئے ضلع بنوں آنا جانا مشکل نہیں بلکہ ناممکن ہے۔

عالیجاہ!

بذریعہ درخواست عاجزانہ، ہمدردانہ استدعا ہے کہ سائل کے بالا حقائق کی روشنی میں M.Sc., HPE, (S.S.P.E) کی ڈگری حاصل کرنے کیلئے سائل کا تبادلہ تھانہ تجوڑی ضلع کئی مروت سے کینسل کر کے ضلع بنوں ہیڈ کوارٹر سرکل میں تعینات کرنے کے احکامات جاری فرمادیں۔ سائل تاحیات دعا گو رہیگا۔

bin  
Tajori P 19S.H.O / Tajori Koteki Marwat  
25.12.2022

(1) اجازت نامہ (NOC) جاری شدہ جناب سابقہ DPO صاحب

(2) داخلہ رسید رقم مبلغ 50 ہزار روپے

(3) ایڈمیشن سرٹیفکیٹ

(4) آپ عزت موصوف کی تہم کی تعمیل تھانہ تجوڑی میں حاضری کی رپورٹ

مندرجہ بالا دستاویزات درخواست کے ساتھ ہمراہ لف قابل ملاحظہ ہیں۔

عین نوادش ہوگی

قسط مورخہ: 24/12/2022

En  
Famcher

سائل

شاہ قیاز خان نمبر IHC/774 متعینہ تھانہ تجوڑی ضلع کئی مروت

شناختی کارڈ نمبر: 1-5492587-11101

رابطہ نمبر: 0333-9393374

D.S.P. Marwat

26/12/2022

ضلع کی مروت

تھانہ تجوڑی

جناب عالی!

بحوالہ مشمولہ درخواست کی بابت بسلسلہ تبادلہ جناب RPO صاحب بنوں ریجن بنوں کو پیش ہونا چاہتا ہے۔ لہذا پیش ہونے کی اجازت سے مشکور فرمائیں۔ شکریہ

عین نوازش ہوگی

فقط مورخہ: 24/12/2022

Sui

سائل

شاہ قیاز خان نمبر IHC/774 متعینہ تھانہ تجوڑی ضلع کی مروت

شناختی کارڈ نمبر: 1-5492587-11101

رابطہ نمبر: 0333-9393374

SHO / Tajiri Lakki  
Mawad

25.12.2022

Sui  
Fmmudael

Dsp Government Lakki

26/12/2022

Subcommandant  
Sui Mawad

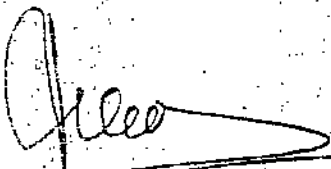
Annexure 64

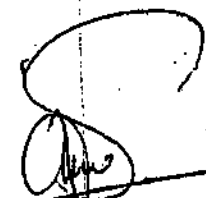
28

Reference Attached PUC

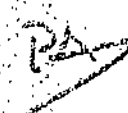
It is submitted that DPO Lakki Marwat vide his office letter No.13600/EC, dated 26.12.2022 has forwarded application of IHC Shah Qiaz Khan No.774 of Operation Staff Lakki Marwat, requesting therein for appearance before your good self for personal hearing in connection with transfer/posting.

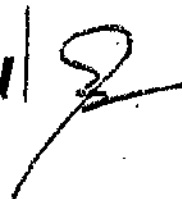
Submitted for favor of kind perusal & order please.

  
Office Supdt: 26/12/22

  
Establishment Clerk

WRPO, Bannu



OR  
Honed & Rejected 



**BEFORE THE HON'BLE PESHAWAR HIGH COURT,**  
**BANNU BENCH**

Writ Petition # Q-B /2023

- (1) Shah Qiaz Khan S/o Muhammad Aslam Khan R/o House #520/A, outside Railway Gate Mal Mandi Bannu City (presently) Posted as Head Constable District Police Bannu.
  - (2) Iftikhar Khan S/o Umer Khobaz Khan R/o Khalil Bozi Khel Daud Shah LHC/599 District Police Bannu.
- ~~~~~ (Petitioners)

--- VERSUS ---

- (1) The Inspector General of Police Khyber Pakhtunkhwa Peshawar.
- (2) The Deputy Inspector General of Police, Bannu Range, Bannu.
- (3) The District Police Officer, Lakki Marwat.
- (4) SDPO Headquarter Circle Bannu.
- (5) Mr. Noor Jehan Shah Sub-Inspector/RI, Police Lines Bannu.
- (6) Mr. Javed Khan, Establishment Clerk, Regional Police Officer, (RPO) Office Bannu.
- (7) Mr. Iqbal Khan, Superintendent, RPO Office, Bannu.
- (8) Mr. Abid Khan, Orderly Head Constable, DPO Office Bannu.
- (9) Mr. Abdul Malik, Clerk Record Branch, DPO Office Bannu.
- (10) Mr. Saeed ur Rehman SHO Police Station Jani Khel, Bannu.

~~~~~ (Respondents)

**SUBJECT: WRIT PETITION UNDER ARTICLE 199 OF THE**  
**CONSTITUTION OF THE ISLAMIC REPUBLIC OF**  
**PAKISTAN, 1973 AS AMENDED UP TO DATE.**

**PRAYER: ON ACCEPTANCE OF THE INSTANT WRIT PETITION, THIS**  
**HON'BLE COURT MAY VERY GRACIOUSLY BE PLEASED TO**  
**SUSPEND/CANCEL IMPUGNED OFFICE ORDER #4956-58**  
**DATED 23/12/2022 AND TO DIRECT THE RESPONDENTS**  
**TO POST THE PETITIONERS AS PER DIRECTIONS**

TESTED  
EXAMINED  
Peshawar High Court  
Bannu Bench

Filed Today  
02 JAN 2023  
Additional Registrar

CONTAINED IN NO OBJECTION CERTIFICATES BEARING  
ENDST: NO. 19719-24 DATED 15/12/2016 AND ENDST:  
NO. 2666-67 DATED 10/8/2020. JUST TO MEET THE ENDS  
OF JUSTICE AND TO ENABLE THE PETITIONERS TO GET  
HIGHER EDUCATION. ANY OTHER RELIEF DEEMED  
APPROPRIATE BY THIS HON'BLE COURT AND NOT  
SPECIFICALLY PRAYED FOR; MAY KINDLY BE ALSO  
GRANTED.

=====

INTERIM RELIEF:

Since the writ petition in hand might take some time in  
disposal and the petitioners have already assumed charge  
of the posts in compliance with impugned office order  
#4956-58 dated 23/12/2022 at District Lakki Marwat,  
which has adversely affecting classes/studies of  
petitioners; therefore; interim relief in shape of suspension  
of impugned office order and to direct the respondents to  
post/deploy the petitioners in headquarter circle District  
Police Bannu, may kindly be granted till final disposal of  
this writ petition, otherwise this writ petition would  
become infractious.

*Handwritten signature/initials*

Note:

Addresses of parties given above are correct and sufficient  
for the purpose of service.

=====

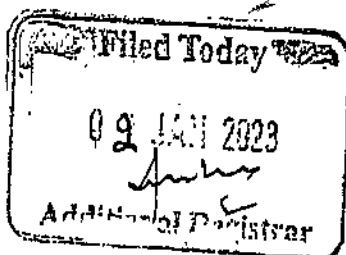
Filed Today  
 02 JAN 2023  
 Additional Registrar

ATTESTED  
 [Signature]  
 Additional Registrar

Respectfully Sheweth:

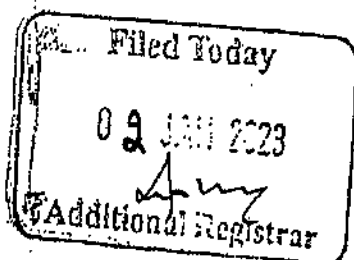
1. That, the petitioners are permanent resident of District Bannu, educated persons, peaceful citizen and Govt. Servant in capacity of Head Constables in Police Department District Bannu.
2. That, the petitioners desired to get higher education and therefore submitted application before the competent authority to allow them for getting admission, whereby, vide "No objection Certificates" #19719-24 dated 15/12/2016 and 2666-67 dated 10/8/2020, the petitioners were permitted for getting admission in HPE (SSPE) and LLB. The petitioners deposited Rs. 50,000/- and Rs. 60,000/- and as such they were properly registered for the aforesaid disciplines at Danish Kada Academy Bannu. It is pertinent to mention that the District Police Officer and Regional Police Officer, Bannu in the above referred no objection certificates clearly mentioned that the petitioners would be posted in Headquarters Circle Bannu till the completion of study period. (Copy of NOCs and deposit slip are annexed "A, B").
3. That, in few months after getting admission, the petitioner #1 was transferred to FRP Headquarters Peshawar and as such he submitted an application to respondents that he is <sup>regular</sup> student of Danish Kada affiliated with Gomal University and his study would be suffered if he is transferred and requested for review of transfer order, but no redressal was made.

*Mirza*



*[Handwritten signature]*

4. Having no alternative, the petitioner #1 submitted Writ Petition #625-B of 2020, before this Hon'ble Court whereby this Hon'ble Court was pleased to direct the respondents for cancellation of transfer order and posting of petitioner #1 at District Bannu which they did so and as such vide order dated 31/8/2020, said writ petition was dismissed as withdrawn. (Copy of WP #625-B and order dated 31/8/2020 are annexed "C & D").
5. That, after arrival to District Bannu the petitioner #1 wanted to continue study, however, it was informed that his name has been struck-off due to long absence and as such he was directed to get fresh admission which he did so and deposited fresh fee of Rs. 50,000/- for HPE (SSPE) 2022-2024 and started attending regular classes. (Copy of struck-off certificates and fresh deposit slip are annexed "E1 & E2").
6. That, as the petitioner #2 had also obtained NOC from competent authority for getting higher education, therefore, he deposited Rs. 60,000/- as admission fee for LLB and since 7/8 months he is taking regular LLB classes. (Copy of admission certificate and fee deposit slip are annexed "F1 & F2").
7. Notwithstanding, the respondents vide office order #4956-58 dated 23/12/2022 once again transferred the petitioners to District Lakki Marwat, whereby, the petitioners made proper compliance of the orders of respondents and reported at



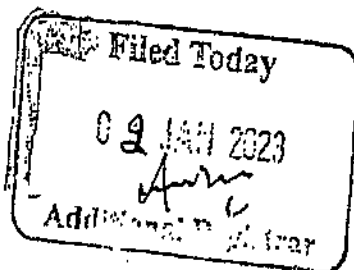
*Handwritten signature*

concerned police stations. (Copy of office order #4956-58 dated 23/12/2022 and Rawangi reports are annexed "G1 & G2").

8. That, the petitioners submitted applications and requested for review of impugned transfer order in view of study of petitioners and specific directions of the then officers and also appeared in person for hearing but in vain. (Copy of application of petitioners and reference letters are annexed "H & I").
9. Feeling aggrieved, the petitioners having no other remedy but to invoke the constitutional jurisdiction of this Hon'ble Court, *inter-alia* on the following grounds:

GROUNDS:

- (1) That, the act of respondents by transferring the petitioners from District Police Bannu to District Lakki Marwat, despite of the fact that petitioners had properly obtained NOCs, they were allowed to get admission in higher education and were student of M.Sc HPE (SSPE)/ LLB, is against the law, unjust, based on malafide intention, ulterior motive; hence, such act is not sustainable in the eye of law.
- (2) That, the respondents #6 to 10, were duty bound to inform officers about such admissions etc. in remarks but they have concealed true facts from their officers and due to malafide, ulterior motive and having personal grudges with petitioners issued the impugned transferred orders.



ATTESTED

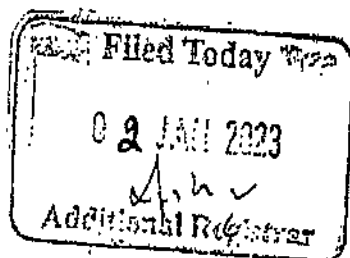
*Handwritten signature*  
 Justice  
 Rawalpindi High Court,  
 Bannu Bench

- (3) That, the petitioners were discharging duty in District Bannu with zeal and zest and there is nothing on record that they have absented themselves from duty or ever shown negligence in performance of official duty.
- (4) That, the instant case is a classic example of discrimination. The petitioners are regular employees of District Bannu Police and on the basis of ulterior motive on part of respondents #6 to 10, they have been transferred to District Lakki Marwat without any cogent reason and despite of the fact that they were permitted by the high-ups for study.
- (5) That, in light of above, the act of respondents is totally unwarranted and against the law and as such the same is liable to be set at naught.
- (6) That, the very act of respondents is violation of Articles 4, 25 of the Constitution of Islamic Republic of Pakistan, 1973.
- (7) That, the petitioner's counsel respectfully seeks permission of this Hon'ble Court to advance and rely on additional grounds at the time of hearing of instant writ petition.

*Handwritten signature*

REGISTERED

*Handwritten signature*



For the abovementioned reasons, it is therefore, respectfully prayed that this writ petition may graciously be accepted as prayed for just to meet the ends of justice.

Dated: 30/12/2022

Petitioner through counsel:

*Taj Muhammad Khan*

TAJ MUHAMMAD KHAN  
Advocate High Court Bannu

CERTIFICATE

It is to certify that no such petition has earlier been filed before this Hon'ble Court as per information conveyed to me by my client.

*Taj Muhammad Khan*

TAJ MUHAMMAD KHAN  
Advocate High Court Bannu

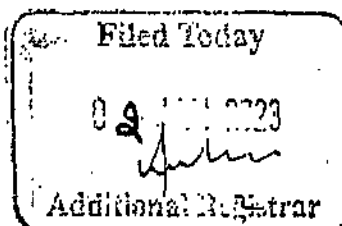
LIST OF BOOKS

- 1- The Constitution of Islamic Republic of Pakistan 1973.
- 2- The precedents of Hon'ble Superior Courts.

*Taj Muhammad Khan*

TAJ MUHAMMAD KHAN  
Advocate High Court Bannu

*[Handwritten signature]*



FORM "A"  
FORM OF ORDER SHEET

| Date of order or proceedings | Order or other proceedings with signature of Judge or Magistrate and that of parties or counsel where necessary.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2.                           | 3.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 10.01.2023.                  | <p><u>W.P.No. 01-B/2023.</u></p> <p><u>Present:</u></p> <p>Mr. Taj Muhammad Khan, advocate for petitioners.</p> <p>*****</p> <p><u>MUHAMMAD FAHEEM WALLI,---</u> The matter was heard at an extensive length where the learned counsel for petitioner submitted that it was because of the No Objection Certificate (NOC) issued by the competent authority/respondents that the petitioner continued his studies, but unfortunately all at once his transfer order was issued which is against law, rules and policy; he further submitted that the act of respondents in transferring the petitioner is based on malafide and on that score alone this Court can entertain the petition of petitioner. True, that the department has issued an NOC to the petitioner and equally true that it was the NOC that the petitioner got admission to complete his studies, but we cannot ignore that the petitioner is a civil servant, as such this Court lacks jurisdiction u/a 212 of the Constitution of Islamic Republic of Pakistan, 1973, to</p> |



entertain the matter. There is no denial of the fact that for redressal of grievances of civil servants, competent forum in the shape of Provincial Service Tribunal and Federal Service Tribunal have been created under the ibid article of the Constitution. When competent forum has been created for redressal of the grievances of all concerned then Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 place embargo upon the Courts. Hence, in such an eventuality we do not see any reason to entertain the instant writ petition. When such is the state of affairs, this Court cannot proceed further with the matter. Learned counsel for petitioner when confronted with the situation, he frankly conceded and expressed his willingness to withdraw the instant writ petition with permission to approach the competent forum for redressal of his grievance, the request seems genuine, the same is allowed, resultantly, the instant writ petition is dismissed accordingly. However, the petitioner may approach the competent forum, if need be.

**Announced**  
**10.01.2023.**

*Sd/ Mr Justice Sahibzada Asadullah , J*  
*Sd/ Mr Justice Muhammad Faheem Wall , J*

CERTIFIED TO BE TRUE COPY

*[Signature]*  
Authorized Under Article 87 of  
The Oath-taking Ordinance 1984

11/01/2023

11 JAN 2023

*[Signature]*  
11/1/2023

Annexure "K"

(38)

TO,

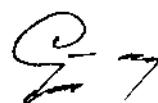
THE WORTHY DIRECTOR  
RIGHT TO INFORMATION  
UNIVERSITY ROAD PESHAWR,

**SUBJECT; APPLICATION FOR PROVIDING A PHOTO OF DEPARTMENTAL  
APPEAL OF DIG OFFICE BANNU RANG DATED 26-12-2022.**




**RESPECTED SIR,**

the appeal of applicant was hereby dismissed by the DIG Bannu rang orally during personal hearing, and for the purpose of legal proceeding the applicant is need a written order of dismissal which is exist in dig bannu range office. the applicant several time requested for the same but the superintendent RPO denied by direction of dig.

it is therefore humbly requested that may kindly provide the needed document

APPLICANT   
SHAH QIAZ KHAN (IHC)  
03339393374

29-12-2022

|                                       |       |                                                                                   |                                                                                    |                                                                                     |
|---------------------------------------|-------|-----------------------------------------------------------------------------------|------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| قیمت<br>50 روپے                       | 58582 |  |  |  |
| ایڈویکٹ: <i>N</i>                     |       | پشاور بار ایسوسی ایشن، خیبر پختونخواہ                                             |                                                                                    |                                                                                     |
| بار کونسل / ایسوسی ایشن نمبر: 58-1295 |       |                                                                                   |                                                                                    |                                                                                     |
| رابطہ نمبر:                           |       |                                                                                   |                                                                                    |                                                                                     |

بعدالت جناب: *حیدر بخش خان* سروسز ٹریڈنگ کمپنی پشاور

|                                                                                   |           |
|-----------------------------------------------------------------------------------|-----------|
| مخاطب: <i>شاہ مبارز خان</i>                                                       | دعویٰ:    |
|  | علت نمبر: |
|                                                                                   | مورخہ:    |
|                                                                                   | جرم:      |
|                                                                                   | تھانہ:    |

**باعت تحریر آتکہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ  
 آن مقام *پشاور* کیلئے *رمضان اللہ* *شاہ مبارز خان* اور *شاہ مبارز خان* کو اپیل سنبھال کر  
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو  
 راضی نامہ کرنے و تقرر ثالث و فیصلہ برحلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز  
 دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
 کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب  
 مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داخستہ منظور و قبول ہوگا  
 دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے  
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

الرقوم: *22/11/2023*  
 PESHAWAR BAR ASSOCIATION  
 KHYBER PAKHTUNKHWA  
 واہ شاہ

مقام: *پشاور* *حیدر بخش خان* سروسز ٹریڈنگ کمپنی کے لیے منظور ہے۔

شاہ مبارز خان اور محمد اسلم خان ملان کلان نمبر 18/2023 قلم بیویوں دہلی میٹھ ملان میں بی بیوں  
 العیون العیون العیون العیون  
 1-2587-549-01-01

*Received*  
*Niaz Khan*  
 نوٹ: اس وکالت نامہ کو کاپی بنا قابل قبول ہوگی۔