

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

**SERVICE APPEAL NO. 649/2019**

Date of institution ... 20.05.2019

Date of judgment ... 01.10.2019

Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police  
Department, Peshawar.

... (Appellant)

**VERSUS**

1. The Provincial Police Officer, Government of Khyber Pakhtunkhwa, Peshawar.
2. The Deputy Inspector General of Police, Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

... (Respondents)

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER DATED  
26.11.2018 PASSED BY THE DEPUTY INSPECTOR GENERAL OF  
POLICE (RESPONDENT NO. 2) WHEREBY THE APPELLANT  
WAS AWARDED MAJOR PENALTY OF REDUCTION FROM THE  
POST OF HEAD CONSTABLE TO A LOWER POST OF  
CONSTABLE AGAINST WHICH A DEPARTMENTAL APPEAL  
WAS FILED BUT THE SAME WAS REJECTED ON 03.05.2019.

Mr. Rizwanullah, Advocate

.. For appellant.

Mr. Riaz Ahmad Paindakheil, Assistant Advocate General

.. For respondents.

Mr. MUHAMMAD AMIN KHAN KUNDI

.. MEMBER (JUDICIAL)

MR. AHMAD HASSAN

.. MEMBER (EXECUTIVE)

**JUDGMENT**

MUHAMMAD AMIN KHAN KUNDI, MEMBER: - Counsel for the  
appellant and Mr. Riaz Ahmad Paindakheil, Assistant Advocate General  
alongwith Mr. Ibrahim Shah, Office Superintendent for the respondents present.

Learned counsel for the appellant submitted rejoinder which is placed on  
record. Arguments heard and record perused.

*M. Amin*  
*1.10.2019*

2. Brief facts of the case as per present service appeal are that the appellant was serving in Police Department as Head Constable (Auto Electrician). He was imposed major penalty of reduction in rank from Head Constable to the rank of Constable on the allegation that front bonnet of Government Vehicle Corolla Motor Car No. A-1004 (off-Road) was misplaced by the appellant. The appellant filed departmental appeal on 19.12.2018 which was rejected on 03.05.2019 hence, the present service appeal on 20.05.2019.

3. Respondents were summoned who contested the appeal by filing written reply/comments.

4. Learned counsel for the appellant contended that the appellant was imposed major penalty of reduction in rank from Head Constable to lower rank of Constable on the aforesaid allegation but neither charge sheet, statement of allegation was framed or served upon the appellant nor proper inquiry was conducted nor the appellant was associated in any inquiry proceeding nor the appellant was issued any show-cause notice alongwith copy of inquiry therefore, the appellant was condemned unheard. It was further contended that the respondent-department was also required to fix a period of reduction to rank as required under FR-29 but the respondent-department has not mentioned any period in the impugned order. It was also contended that the competent authority was DPO but the major penalty of reduction from Head Constable to Constable was awarded by the DIG Telecommunication & Transport Khyber Pakhtunkhwa Peshawar vide order dated 26.11.2018 therefore, the impugned order is also void being passed by the incompetent authority therefore, prayed for acceptance of appeal. In support of his arguments he also relied on PLD 1980 Supreme Court 310, PLD 1982 Peshawar 165, 1989 SCMR 1690, 2002 SCMR 1034, 2000 SCMR 1743, 2006 PLC (C.S) 604, 2006 SCMR 1641, PLD

*M. Amin*  
1.10.2019

2008 Supreme Court 663, PLD 2008 Supreme Court 412 and 2014 SCMR 1189.

5. On the other hand, learned Assistant Advocate General for the respondents opposed the contention of learned counsel for the appellant and contended that it was proved from the available record that the appellant had misplaced the front bonnet of Government Vehicle Corolla Motor Car No. A-1004 (off-Road). It was also contended that proper inquiry was conducted and the appellant was proved guilty by the inquiry officer therefore, it was vehemently contended that the appellant was rightly imposed major penalty of reduction from rank of Head Constable to the rank of Constable after fulfilling all the codal formalities and prayed for dismissal of appeal.

6. Perusal of the record reveals that the appellant was serving in Police Department as Head Constable (Auto Electrician). He was imposed major penalty of reduction from the rank of Head Constable to the rank of Constable vide order dated 26.11.2018 on the aforesaid allegation but neither charge sheet, statement of allegation was framed or served upon the appellant nor proper inquiry was conducted nor the appellant was associated during the inquiry proceeding nor the appellant was provided opportunity of cross examination/personal hearing therefore, the appellant was condemned unheard which has rendered the whole proceeding illegal and liable to be set-aside. Moreover, the impugned order was also passed in violation of FR-29 therefore, we partially accept the appeal, set-aside the impugned order and direct the respondent-department to conduct regular inquiry including framing of charge sheet, statement of allegation, opportunity of cross examination, personal hearing etc and issuing of show-cause notice alongwith copy of inquiry report within a period of 90 days from the date of receiving of copy of this judgment.

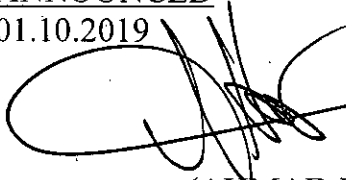
*M. Amin*  
1.10.2019

The issue of back benefits will be subject to the outcome of de-novo inquiry.


Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED

01.10.2019



(AHMAD HASSAN)  
MEMBER



(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

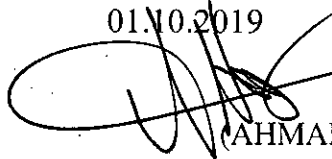
01.10.2019

Counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant Advocate General alongwith Mr. Ibrahim Shah, Office Superintendent for the respondents present. Learned counsel for the appellant submitted rejoinder which is placed on record. Arguments heard and record perused.

Vide our detailed judgment of today consisting of four pages placed on file, we partially accept the appeal, set-aside the impugned order and direct the respondent-department to conduct regular inquiry including framing of charge sheet, statement of allegation, opportunity of cross examination, personal hearing etc and issuing of show-cause notice alongwith copy of inquiry report within a period of 90 days from the date of receiving of copy of this judgment. The issue of back benefits will be subject to the outcome of de-novo inquiry. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED

01.10.2019

  
(AHMAD HASSAN)  
MEMBER

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

30.05.2019

Counsel for the appellant present.

Learned counsel, at the outset referred to the impugned order dated 26.11.2018 issued by the Deputy Inspector General of Police, Telecommunication & Transport, Khyber Pakhtunkhwa Peshawar and contended that the officer signing the order was not the competent authority in cases of departmental proceedings against Head Constable. As a matter of fact, under the Khyber Pakhtunkhwa Police Rules, 1975 DPO/SSP/S.P are the competent officers for the purpose. The impugned order was, therefore, coram-non-judice, it was added. Learned counsel further contended that the proceedings taken against the appellant departmentally were not in accordance with the rules as no charge sheet and statement of allegations was communicated to the appellant nor any witness was examined. He relied on PLD-1980-S.C-310.

In view of the available record and arguments of learned counsel, instant appeal is admitted for regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 24.07.2019 before S.B.

Appellant Deposited  
Security & Process Fee

30/5/19

Chairman

24.07.2019

Appellant in person and Mr. Usman Ghani District Attorney for the respondents present.



Comments on behalf of respondents No. 1 & 2 has been submitted which are placed on record. To come up for arguments on 01.10.2019 before the D.B. The appellant may submit rejoinder, within a fortnight, if so advised.

Chairman

Form- A  
FORM OF ORDER SHEET

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

Case No.- \_\_\_\_\_ 649/2019 \_\_\_\_\_

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/05/2019	<p style="text-align: center;">The appeal of Mr. Amjid Ali presented today by Mr. Rizwanullah 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-	21/05/19	<p style="text-align: center;">This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>30/05/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>

**BEFORE THE HON'BLE CHAIRMAN, KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 649 /2019

1. Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police Department, Peshawar.

**APPELLANT**

**VERSUS**

1. The Provincial Police Officer, Government of Khyber Pakhtunkhwa etc.

**RESPONDENTS**

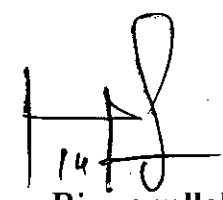
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8	Copy of rejection order dated 03-05-2019	F	19
9	Wakalatnama	—	—

  
Appellant

Through

Dated: 20-05-2019

  
Rizwanullah  
Advocate High Court, Peshawar



**BEFORE THE HON'BLE CHAIRMAN, KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 649 /2019

1. Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police Department, Peshawar.

**APPELLANT**

**Khyber Pakhtukhwa  
Service Tribunal**

Diary No. 778

Dated 20/5/2019

**VERSUS**

1. The Provincial Police Officer, Government of Khyber Pakhtunkhwa, Peshawar.
2. The Deputy Inspector General of Police, Telecommunication & Transport, Khyber Pakhtunkhwa, Peshawar.

**RESPONDENTS**

**Filed to day**  
*[Signature]*  
**Registrar**  
20/5/19

**APPEAL UNDER SECTION 4 OF THE  
KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL ACT, 1974 AGAINST THE  
ORDER DATED 26-11-2018 PASSED BY  
THE DEPUTY INSPECTOR GENERAL  
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WHEREBY THE APPELLANT WAS  
AWARDED MAJOR PENALTY OF  
REDUCTION FROM THE POST OF HEAD  
CONSTABLE TO A LOWER POST OF  
CONSTABLE AGAINST WHICH A  
DEPARTMENTAL APPEAL WAS FILED  
BUT THE SAME WAS REJECTED ON  
03-05-2019.**

**Prayer in Appeal**

By accepting this appeal, the impugned orders dated 26-11-2018 and 03-05-2019 may very graciously be set aside and the appellant may kindly be restored against his original rank of Head Constable alongwith consequential benefits.

Any other relief deemed appropriate in the circumstances of the case, not specifically asked for, may also be granted to the appellant.

**RESPECTFULLY SHEWETH,**

**Short facts giving rise to the present appeal are as under:-**

1. That the appellant joined the Police department in-capacity as Constable (Auto Electrician) on 02-05-1998. He rose up to the post of Head Constable on account of his dedication, devotion and commitment to his job. He had 21 years unblemished service record to his credit.
2. That the appellant was performing his duty with great zeal, zest and devotion. But strangely, he was awarded major penalty of reduction from the post of Head Constable to a lower post of Constable in utter violation of law vide order dated 26-11-2018 passed by the Deputy Inspector General of Police (respondent No.2). It was added in the said order that Enquiry Committee was constituted to conduct enquiry into the following allegations:

**“ It has been reported by Incharge MT Store Peshawar that on 26-10-2018 at 1000 hours that Incharge MT Store and Line Officer Tele Peshawar has checked the old/new vehicles (on charge of MT Store) in Police Line Ground Peshawar, during checking the front bonnet of Govt: vehicle Corolla Motor Car No. 8-1004 (off-Road) has been replaced, the said report was also registered in Daily Diary (Roznamcha) vide No. 20 dated 23-10-2018”.**

It was further added that the Enquiry Committee held the appellant guilty of the allegations and the above penalty was awarded to him.

**(Copy of impugned order is appended as Annex-A)**

3. That the so-called enquiry was conducted in utter violation of law as neither any witness was examined in the presence of appellant nor he was provided any opportunity of cross-examination. Similarly, he was also not provided any opportunity to produce his defence. Akin, the appellant was neither served with a show cause notice alongwith copy of enquiry report nor he was provided any opportunity of personal hearing. Moreover, prior to the enquiry, no charge sheet alongwith statement of allegations was served on the appellant to explain his position. It is worthwhile to mention here that the respondent No.2 vide letter No. 2901 dated 04-03-2019 has candidly admitted that the appellant was neither served with a charge sheet alongwith statement of allegations nor he was issued any show cause notice. This admission on the part of above respondent alone is sufficient to nullify the impugned orders as illegal, unlawful and without lawful authority.

**(Copy of letter is appended as Annex-B)**

4. That the appellant felt aggrieved by the said order, filed a departmental appeal with the Deputy Inspector General of Police (respondent No.2) on 19-12-2018 which was received by the office on the same date vide diary No. 5168.

**(Copy of departmental appeal is appended as Annex-C)**

5. That on 06-01-2019, the respondent No.2 directed the appellant to prefer such departmental appeal with the respondent No.1 through proper channel despite the fact that he was required to have forwarded

it to proper authority if the same was submitted to a wrong authority as per law laid down by august Supreme Court of Pakistan in various judgments. However, the appellant duly complied with the above direction and submitted a departmental appeal on 08-01-2019 which was then forwarded to the Provincial Police Officer Khyber Pakhtunkhwa, Peshawar (respondent No.1) vide letter No. 439 dated 08-01-2019. But the same was rejected on 03-05-2019.

**(Copy of departmental appeal, letter and rejection order are appended as Annex-D, E & F)**

6. That the appellant now files this appeal before this Hon'ble Tribunal inter-alia on the following grounds within the statutory period of law.

**GROUND OF APPEAL**

- A. That respondents have not treated appellant in accordance with law, rules and policy on the subject and acted in violation of **Article 4 of the Constitution of Islamic Republic of Pakistan, 1973**. Therefore, the impugned orders are not sustainable in the eye of law.
- B. That the appellant was awarded major penalty of reduction from the post of Head Constable to a lower post of Constable but he was not served with a charge sheet alongwith statement of allegations in order to explain his position regarding the so-called allegations if any levelled against him as required under **Rule 6 (1)(a) of the Khyber Pakhtunkhwa Police Rules, 1975 (Amended in 2014)**. But the Competent Authority failed to do so and blatantly violated the above provisions of law. Therefore, the impugned orders are against the spirit of administration of Justice.
- C. That departmental enquiry was not conducted in a manner prescribed by law as neither any witness was examined in the presence of appellant nor he was provided any opportunity of cross examination.

in order to impeach the credibility of the witnesses if any appeared against him. Similarly, he was also not provided any chance to produce his defence in support of his version. The above defect in enquiry proceeding is sufficient to declare entire process as sham and distrustful. Right of fair trial is a fundamental right by dint of which a person is entitled to a fair trial and due process of law. The appellant has been deprived of his indispensable fundamental right of fair trial as enshrined in **Article 10-A of the Constitution of Islamic Republic of Pakistan, 1973**. Thus, the impugned orders are bad in law.

**D.** That the Deputy Inspector General of Police (respondent No.2) was under statutory obligation to have considered the case of appellant in its true perspective and also in accordance with law and to see whether the enquiry was conducted in consonance with law and that the allegations thereof were proved against the appellant without any shadow of doubt or otherwise. But he has overlooked this important aspect of the case without any cogent and valid reasons and awarded him major penalty of reduction from the post of Head Constable to a lower post of Constable despite the fact that there was no iota of evidence to connect the appellant with the commission of misconduct. Thus, the impugned orders are not warranted under the law.

**E.** That it was incumbent upon the respondent No.2 to have served the appellant with a show cause notice before passing the impugned order but he failed to do so and blatantly violated the law laid down by august Supreme Court of Pakistan reported in **1989-SCMR-1690 (citation-a)**. It would be advantageous to reproduce herein the relevant citation for facility of reference:

**1989 S C M R 1690**  
**(citation-a)**

**---S.6--Constitution of Pakistan (1973), Art. 203-F--Repugnancy to Injunctions of Islam--Disclosure by a show-cause notice of grounds on which action under of the Act was proposed to be taken and of an**

**opportunity of hearing to the person concerned against whom an action was required to be taken, held, was necessary and its absence from a statute was repugnant to the Injunctions of Islam.**

Hence, the impugned orders are not tenable under the law.

**F.** That the respondent No.2 was also legally bound to have provided an opportunity of personal hearing to the appellant before awarding him major penalty being the requirement of law. But he failed to do so and blatantly violated law laid down by august Supreme Court of Pakistan reported in **2002-SCMR-1034 (citation-o)**, **2006-SCMR-1641 (citation-c)** and **PLD-2008-SC-412 (citation-a)**. The relevant citations are as under:

**2002-SCMR-1034**  
**(citation-o)**

**---Audi alteram partem--  
Application Principle enshrined in maxim "Audi alteram partem" has to be applied in all judicial and non-judicial proceedings notwithstanding the fact that right of hearing has not been expressly provided by the statute governing the proceedings.**

**2006-SCMR-1641**  
**(citation-c)**

**----Rr. 4(b), 5 & 6---Inquiry proceedings---Major penalty, imposition of---Personal hearing to civil servant, opportunity of---Scope---Such opportunity must be afforded by the authority competent to impose major penalty or his delegatee.**

**PLD-2008-SC-412**

**(citation-a)**

**---Natural justice, principles of---  
Opportunity of hearing---Scope---  
Order adverse to interest of a person  
cannot be passed without providing  
him an opportunity of hearing---  
Departure from such rule may  
render such order illegal.**

Thus, the impugned orders are against the legal norms of justice.

- G.** That the disciplinary proceedings were initiated against the appellant and taken to its logical conclusion by the Deputy Inspector General of Police (respondent No.2) who was not competent under the law i.e., under Rule 2(ii) read with Schedule-I of Khyber Pakhtunkhwa Police Rules, 1975 to do so. Therefore, the entire proceedings from the top to bottom are “**coram non-judice**”. It is well settled law that when the basic order is illegal and without lawful authority the entire superstructure built on it would fall on the ground automatically. Reliance can be placed on the judgment of august Supreme Court of Pakistan reported in **PLD-2008-Supreme Court-663 (citation-b)**. Relevant citation is as under:

**PLD-2008-Supreme Court-663**

**(citation-b)**

**When the basic order is without  
lawful authority and void ab initio,  
then the entire superstructure raised  
thereon falls on the ground  
automatically.**

Thus, the impugned orders are liable to be set aside on this score alone.

- H.** That the Appellant Authority (respondent No.1) was under statutory obligation to have applied his independent mind to the merit of the case by taking notice about the illegality and lapses committed by the Enquiry Committee as well as the respondent No.2 as

enumerated in earlier paras. But he failed to do so and rejected the departmental appeal without any cogent reasons. Therefore, the impugned orders are not tenable under the law.

- I.** That the appellant was awarded major penalty of reduction from the post of Head Constable to a lower post of Constable for indefinite period in utter violation of FR-29 as well as law laid down by august Supreme Court of Pakistan in various judgments. Thus, the impugned orders are against the legal norms of justice.
- J.** That it is evident from the rejection order dated 03-05-2019 that 03 other Police officials were also found guilty of the said allegations. But they were awarded minor punishment while the appellant was imposed harsh and extreme penalty of reduction from the post of Head Constable to a lower post of Constable. This is a disparity and anomaly and is also violation of **Article 25 of the Constitution of Islamic Republic of Pakistan, 1973** which has unequivocally laid down that all citizens placed in similar circumstances are entitled to equal treatment and protection of law. The Hon'ble Supreme Court of Pakistan through various judgments has maintained that equal treatment is the fundamental right of every citizen. Reliance can be placed on **2002-SCMR-71 & 2007-SCMR-410(d)**. The relevant citation is as under:-

**2002-SCMR-71**  
**(citation-c)**

**---Art. 25---Equality of citizens---Two groups of persons similarly placed could not be treated differently---Dictates of law, justice and equity required exercise of power by all concerned to advance the cause of justice and not to thwart it.**



**2007-SCMR-410(d)**

**(citation-d)**

**---Art. 25---Equal protection of law--  
-Principles---Concept of equal  
protection of law envisages that a  
person or class of persons should not  
be denied the rights, which are  
enjoyed by other persons in the same  
situation.**

Hence, the impugned orders are not tenable under the law.

- K.** That the impugned orders are against law, facts of the case and norms of natural justice. Therefore, the same are not warranted under the law.
- L.** That the respondent No. 1 & 2 have passed the impugned orders in mechanical manner and the same are perfunctory as well as non-speaking and also against the basic principle of administration of justice. Thus, the impugned orders are bad in law.
- M.** That the impugned orders are based on conjectures and surmises. Hence, the same are against the legal norms of justice.
- N.** That the appellant would like to seek the permission of this Hon'ble Tribunal to advance some more grounds at the time of arguments.

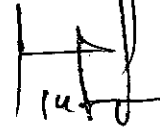
In view of the above narrated facts and grounds, it is, therefore, humbly prayed that the impugned orders dated 26-11-2018 and 03-05-2019 may very graciously be set aside and the appellant may kindly be restored against his original rank of Head Constable alongwith consequential benefits.

Any other relief deemed proper and just in the circumstances of the case, may also be granted.

Through



Appellant



**Rizwanullah**

M.A. LL.B

**Advocate High Court, Peshawar.**

Dated: 20-05-2019

11

**BEFORE THE HON'BLE CHAIRMAN, KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2019

1. Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police Department, Peshawar.

**APPELLANT**

**VERSUS**

1. The Provincial Police Officer, Government of Khyber Pakhtunkhwa etc.

**RESPONDENTS**

**AFFIDAVIT**

I, Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police Department, Peshawar, do hereby solemnly affirm and declare that the contents of the accompanied Service Appeal are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Tribunal.

  
**DEPONENT**



ORDER

Annex-A

(12)

This order will dispose off the departmental enquiry initiated against Head Constable Amjid Ali No. 431 (Auto Electrician) now under suspension. An enquiry committee comprising of Foreman/MT and Lines Officer Tele Peshawar was constituted for scrutinizing the conduct with reference to the allegations that he while-posted Incharge Auto. Electrician Telecommunication Unit Peshawar.

The allegations are as under:-

"It has been reported by Incharge MT Store Peshawar that on 23.10.2018 at 1000 hours that Incharge MT Store and Line Officer Tele Peshawar has checked the old/new vehicles (on charge of MT Store) in Police Line Ground Peshawar, during checking the front bonnet of Govt. vehicle Corolla Motor Car No. A-1004 (off-Road) has been replaced, the said report was also registered in Daily Diary (Roznamcha) vide No. 20 dated 23.10.2018"

The Enquiry Committee reached to the conclusion that from the perusal of available record and examination of concerned officials of MT Section as well as the defaulter official statement admitted his guilt. The charges of direct involvement of him have been proved. The enquiry committee therefore, recommended Head Constable Amjid No. 431 for major punishment under Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) on account of above allegations.

Keeping in view the findings of the Enquiry Committee and material on record, I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunication, Khyber Pakhtunkhwa is hereby awarded major punishment to Head Constable Amjid Ali No. 431 of "Reduction in the Rank" from Head Constable to the rank of Constable.

Order announced 26/11/2018

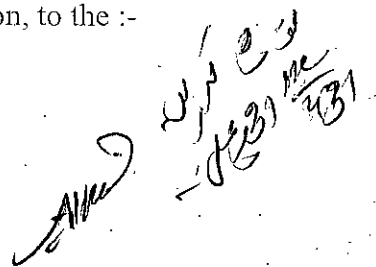



(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

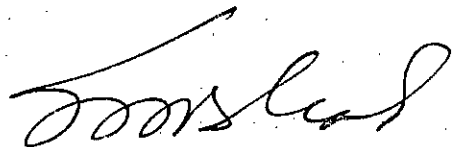
No. 14485-94-D-26-4-18

Copy of above is forwarded for information and necessary action, to the :-

1. Accountant General of Khyber Pakhtunkhwa, Peshawar.
2. Accountant Tele Peshawar.
3. SP/Motor Transport, Khyber Pakhtunkhwa, Peshawar.
4. DSP/Tele, Peshawar.
5. SRC/Tele Peshawar.
6. GASI/Tele Peshawar.
7. Line Officer Tele Peshawar.
8. O/C MT Store Peshawar.
9. Official concerned c/o Foreman MT Section.
10. OB No. 423 2018.



  
Appellant



(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

Annex-B

From : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

To : The Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No. 2901 /Tele/OASI, dated Peshawar the 4 13 2019.

Subject: APPEAL (CONSTABLE AMJID ALI NO.431)

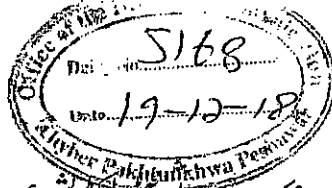
Memorandum:

Kindly refer to your letter No.647/19, dated 28.02.2019 on the subject cited above.

It is submitted that proper departmental enquiry has been conducted and all the officials included HC/431 Amjid Ali were served with Show cause Notice and then awarded the punishments. Charge Sheets, Statement of allegations & Final Show Cause Notices were not been issued to them please.

Amj  
Appellant

*S. Salman Choudhry*  
(SALMAN CHOUDHRY) DSP  
Deputy Inspector General of Police,  
Telecomm: & Transport, Khyber Pakhtunkhwa,  
Peshawar.



جناب عالی!

گزارش ہیکہ فدوی محکمہ ہذا میں بطور آٹو ایکٹریشن عرصہ دراز تقریباً 21 سال سے اپنی ڈیوٹی احسن طریقے سے سرانجام دے رہا ہے، اور کبھی بھی اپنے افسران بالا کو شکایت کا موقع نہیں دیا اور اسی قابلیت اور ایمانداری کے بل بوتے پر ہیڈ کانسٹیبل اور بعد میں ہیڈ کانسٹیبل "D" List پر ترقی دی گئی اور فدوی ASI کے پروموشن زون میں سب سے پہلے نمبر پر آ گیا۔

مورخہ 26.11.2018 کو بحوالہ: DIG Telecomm آرڈر نمبر 14485-94/Tele/OASI فدوی کو حکمانہ کارروائی کے دوران Major Punishment کی صورت میں ASI کے پروموشن زون سے بطور عہدہ کانسٹیبل کی سزا دی گئی۔ تاہم اس ضمن میں فدوی کو کسی بھی قسم کا شوکارا فائل شوکارا جاری نہیں کیا گیا ہے۔ جس کی وجہ سے فدوی ذہنی کوفت کا شکار ہو گیا ہے۔

چونکہ فدوی اپنے خاندان کا اکلوتا سہارا ہے اور بمشکل اپنی تنخواہ پر گزارا رہا تھا، جو کہ اب بالکل ناممکن نظر آ رہا ہے۔

بذریعہ درخواست استدعا ہے کہ فدوی کی سزا پر نظر ثانی فرما کر معاف کرنے کا حکم صادر فرما کر مشکور فرمائیں۔ فدوی

تأذیت دُعا گورہیگا۔

العارض

امجد علی کانسٹیبل نمبر 431 آٹو ایکٹریشن متعینہ MT ورکشاپ ٹیلی لائسنز پشاور۔

19/12/18

Appellant

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

**THROUGH PROPER CHANNEL.**

Subject:- **DEPARTMENTAL APPEAL / REPRESENTATION OF CONSTABLE AMJID ALI NO. 431 AUTO -ELECTRICIAN OF TELECOMMUNICATION POLICE DEPARTMENT KP PESHAWAR AGAINST THE IMPUGNED ORDER OF DIG/TELECOMMUNICATION KP PESHAWAR WHEREBY HE WAS AWARDED MAJOR PUNISHMENT OF REDUCTION IN RANK FROM HEAD CONSTABLE TO CONSTABLE VIDE ORDER ENDST: NO. 14485-94, DT: 26.11.2018**

**Prayer**

R/Sir,

On acceptance this departmental appeal, the impugned orders of DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar vide his office Endst. No. 14485-94, dated 26.11.2018 whereby the appellant was awarded Major Punishment of Reduction in rank from Head Constable (List D) to Constable may kindly be set-aside with full back wages and benefits of service or any other relief may deemed proper also be allowed.

**Brief facts:-** That the appellant was enlisted as Auto Electrician in MT Staff Tele-Communication, Police Department, Khyber Pakhtunkhwa, Peshawar since last 21 years. After qualifying basic departmental training, the appellant remained in serving the department to the best satisfaction of his Senior Command. During entire service carrier, no chance of complaint was provided which is evident from his Service Record. But, all of a sudden, the appellant was blemished for replacement of Front Banet of condemned (Off Road) Corolla Motor Car bearing Regn. No. A-1004 being on the charge of MT Store, KP Peshawar for which an Inquiry Committee was constituted to scrutinize the matter. The Inquiry Committee, without examining the appellant has submitted faulty and defective finding report to the Competent Authority. No chance of self-defense was provided upon which without initiating any departmental proceedings which is mandatory under the relevant law / rules, the Competent Authority has awarded Major Punishment of Reduction in Rank from Head Constable (List D) to Constable vide Order Endst. No. 14485,94, dated 26.11.2018 which is illegal and requires to be set aside forthwith..

  
Appellant

**Respectfully submitted:-**

- a. That the appellant was posted as Auto Electrician in MT Staff Khyber Pakhtunkhwa Peshawar and serving to the best satisfaction of his Senior Command. No chance of complaint was provided.
- b. That the appellant while posted in MT Store Police Deptt: KP, Peshawar was charged for replacement of front bonnet of condemned (Off Road) Corolla Motor Car No. A-1004 upon which Inquiry Committee was constituted.
- c. That during enquiry, the Inquiry Committee did not provide any chance of self defense to the appellant and submitted faulty and defective finding report against the appellant and violative of relevant law / rules.
- d. That the appellant was neither charge sheeted nor any chance of self defense / personal hearing was provided to the appellant even any witness was also not examined in his presence which is mandatory under the relevant law / rules.
- e. That the Inquiry Committee has submitted a faulty and defective finding report which is against the norms of justice.
- f. That the Authority without fulfillment of codal formalities as required under the rules, announced a impugned order of Major Punishment of Reduction in rank from Head Constable to Constable which is illegal and unjustified.
- g. That the Impugned Order of DIG/Tele: KP Peshawar is against the justice and express Provisions of law thus liable to be set aside inter alia on the following grounds:-

**GROUND OF APPEAL:-**

- That the appellant was neither charge sheeted nor any witness was examined in his presence which was the result of personal ill will and was based on false statement, the charge was never proved in the enquiry thus the departmental proceedings so conducted were a mere eye wash and nullity in the eyes of law.
- That after receipt of defective finding enquiry report neither charge sheet was issued / served upon the appellant nor any chance of self defense or personal hearing was provided thus proceedings conducted and completed against the appellant are illegal, malafide and not tenable.
- That all the proceedings conducted against the appellant were violative of law and against the mandatory provision of Khyber Pakhtunkhwa Police Rules 1975 amendment 2014, the orders impugned are thus liable to be set at naught.
- That the departmental proceeding conducted against the appellant did not adhered to the mandatory provisions of Khyber Pakhtunkhwa, Police Rules 1975, but in a novel way.



- That all the proceedings conducted against the appellant were illegal and unlawful as it run counter to the express provisions of the Khyber Pakhtunkhwa Police Rules 1975.
- That during departmental proceedings the allegation of his involvement in replacement of front bonnet of condemned/off Road Motor Car bearing Regn. No. A-1004 were not proved and thus the proceedings conducted against the appellant are illegal, malafide and not tenable.
- That in impugned order of his reduction from the Rank of Head Constable to Constable, the required period of reduction is not mentioned in the order which is mandatory under the rules thus order passed against the appellant is harsh and violative of law.
- That the impugned order of DIG/Tele: KP, Peshawar is not based on justice, thus the order impugned is liable to be set at naught.
- That the appellant seeks the permission of Hon 'able Appellant Authority to rely on additional grounds at the disposal of this appeal.

It is, therefore requested that on acceptance of this departmental appeal the impugned orders of DIG/Tele Communication, Khyber Pakhtunkhwa, Peshawar may kindly be set aside and the appellant may be restored in the rank of Head Constable (List D) with all back benefits as admissible under the rules so as to meet the requirements of justice, please.

*[Signature]*  
Appellant

*[Signature]*  
**(AMJID ALI NO. 431)**  
**Constable Auto Electrician**  
MT Store Police Deptt: Peshawar.  
08/01/19

18

From : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

Annex-E

To: The Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No <sup>439</sup> /Tele/OASI, dated Peshawar the 8 / 01 2019.

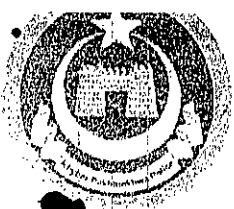
Subject: DEPARTMENTAL APPEAL/REPRESENTATION OF CONSTABLE  
AMJID ALI NO.431 (AUTO ELECTRICIAN) OF  
TELECOMMUNICATION POLICE DEPARTMENT KP, PESHAWAR  
AGAINST THE IMPUGNED ORDER OF DIG TELECOMMUNICATION  
KP PESHAWAR WHEREBY HE WAS AWARDED MAJOR  
PUNISHMENT OF REDUCTION IN RANK FROM HEAD  
CONSTABLE TO CONSTABLE VIDE ORDER ENDST: NO.14485-  
94/DATED 26.11.2018.

Memorandum:

Enclosed please find herewith an appeal/representation submitted by  
Constable Amjid Ali No.431 of this unit posted at MT Section Tele HQ: Peshawar on  
the subject cited above, is sent herewith please.

*Amjid*  
Appellant

*Salman Choudhry* / 8/1  
(SALMAN CHOUDHRY) PSP  
Deputy Inspector General of Police  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR.

19

No. S/ 1502

/19, dated Peshawar the 03/05/2019.

Annex-F

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 Constable Amjid Ali No. 431 (the then IIC). The petitioner was awarded penalty of reduction in the rank from Head Constable to the rank of Constable by DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar vide order Endst: No. 14485-94, dated 26.11.2018 on the allegations that he while posted as Incharge Auto Electrician Telecommunication Unit Peshawar was departmentally proceeded on the following allegations:-

"It has been reported by Incharge MT Store Peshawar that on 23.10.2018 at 1000 hours that Incharge MT Store and Line Officer Tele Peshawar has checked the old/new vehicles (on charge of MT Store) in Police Line Ground Peshawar, during checking the front bonnet of Govt. vehicle Corolla Motor Car No. A-1004 (off-Road) has been replaced, the said report was also registered in Daily Diary (Roznameha) vide No. 20, dated 23.10.2018".

Meeting of Appellate Board was held on 07.03.2019 wherein petitioner was heard in person. During hearing petitioner denied the allegations leveled against him.

Penalty of reduction in rank from Head Constable to the rank of Constable was imposed on petitioner by DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar vide order Endst: No. 14485-94, dated 26.11.2018 on the allegations of replacing front bonnet of Govt. vehicle Corolla Motor Car No. A-1004 (off-Road). The other staff of MT Section namely Constable Farman Ullah No. 1104 of MT Section was awarded minor punishment of stoppage of 03 years increments with cumulative effect, Constable Kifayat Ullah No. 725 and Constable Shahid Ahmad No. 566 were awarded minor punishment of stoppage of 01 year increment without cumulative effect while Constable Irfan Ullah No. 323 was awarded minor punishment of censure.

The Board examined the enquiry papers which reveals that allegation levelled against the petitioner are proved and he was found guilty to the charges and the petitioner also admitted his guilt during the enquiry.

Petitioner failed to advance plausible explanation in rebuttal of the charges. Therefore, as recommended by the Board his petition is hereby rejected.

**This order is issued with the approval by the Competent Authority.**

(SADIQ BALOCH) PSP  
AIG/Establishment,  
For Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

No. S/ 1503-08/19.

Copy of the above is forwarded to the:

1. DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar. One Service Roll, one Fauji Missal and copy of complete enquiry file of the above named Constable received vide your office Memo: No. 973/Tele/OASI, dated 22.01.2019 is returned herewith for your office record.
2. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
3. PA to Addl: IGP/HQs: Khyber Pakhtunkhwa, Peshawar.
4. PA to DIG/HQs: Khyber Pakhtunkhwa, Peshawar.
5. PA to AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
6. Office Supdt: E-TV CPO Peshawar.

Appellant

Before the Honble Chairman, Service Tribunal, Peshawar  
بعدالت

Service Appeal

2 منجانب Appellant  
احمد علی بنام

Amjad Ali (Constable) مورخ  
مقدمہ

VS.  
The Provincial Police Officer  
& others جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ  
آن مقام کیلئے Peshawar Advocate کیلئے  
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دینے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت 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۔ از بصورت ضرورت  
مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے  
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے  
اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے  
سبب سے و ہوگا۔ 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 سندر ہے۔

Appellant  
احمد علی

2019

مئی

15

المرقوم

Attest  
Accepted

کے لئے منظور ہے۔

المقام  
Peshawar

**BEFORE THE HONORABLE SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 649 /2019.

Amjid Ali .....(Appellant)

VERSUS

Provincial Police Officer and others.....(Respondents)

SUBJECT: **COMMENTS ON BEHALF OF RESPONDENTS No. 1 & 2.**

RESPECTIVELY SHEWETH:

**PRELIMINARY OBJECTIONS:-**

- a) The appeal is not based on facts.
- b) The appeal is not maintainable in the present form.
- c) The appeal is bad for miss-joinder and non-joinder of necessary parties.
- d) The appellant is estopped to file the appeal by his own conduct.
- e) The appellant has not come to this Honorable Court with clean hands.
- f) The appellant has got no cause of action to file present Service Appeal.

**FACTS**

1. Correct to the extent that the appellant was enlisted as Constable (Auto-Electrician) on 02.05.1998, in Police Telecommunication Department, however the remaining portion of the Para is subject to proof.
2. Correct to the extent of charges and punishment awarded to the appellant. The remaining Para is totally incorrect.
3. Incorrect, hence denied. The appellant while posted as incharge Auto-Electrician Telecommunication Unit Peshawar has been proceeded against departmentally wherein Incharge MT Store Peshawar reported that on 23.10.2018, at 1000 hours, MT Store and Line Officer Telecommunication, Peshawar have checked the old/ new vehicles (on charge of MT Store) in Police Lines ground Peshawar. During checking, it has been noted/ found that the front bonnet of Govt: vehicle Corolla Motor Car No. A-004 (off-road) has been replaced, the said report was also incorporated in Daily Diary No. 20 dated 23.10.2018. In order to dig out the real facts, proper departmental inquiry has been initiated against the appellant. Charge sheet, statement of allegations was served upon the appellant by giving him ample opportunity of cross-examination but he could not prove his innocence during the course of inquiry. The inquiry committee in their finding reports held guilty the appellant for the above mentioned allegation hence, he was rightly recommended for major punishment.

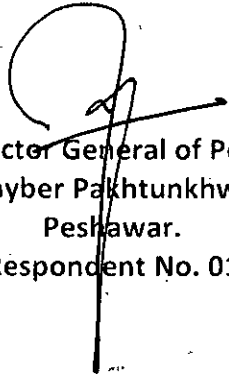
4. Correct to the extent that the appellant submitted departmental appeal before the Competent Authority however, after examining the departmental appeal of appellant, the same were filed as the petitioner failed to advance plausible explanation in rebuttal of charges leveled against him. (Copy of departmental appeal is annexed as "A").
5. This Para is incorrect and misleading one. In-fact, respondent No. 2 forwarded a departmental appeal filed by the appellant to respondent No. 1 vide his Office Letter No. 439/ Tele/OASI dated 08-01-2019, however the plea advanced by the appellant in his appeal was not satisfactory hence the same was filed by Respondent No.1 as per law/rules. (Copy of said Letter is annexed as "B").
6. That the instant appeal is meritless and not maintainable on the following grounds.

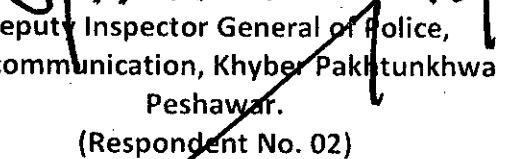
**GROUND:-**

- A. Incorrect. The appellant has been treated in accordance with Law and Rules. No article of Constitution of Islamic Republic of Pakistan 1973 has been violated by the respondents.
- B. Incorrect. The allegations leveled against the appellant were proved beyond any shadow of doubt during course of departmental inquiry. Furthermore, all the codal formalities have been fulfilled during course of inquiry. The appellant has been proceeded under Khyber Pakhtunkhwa, Police Rules 1975, Amended in 2014.
- C. Incorrect. Inquiry against the appellant has been conducted as per law/ rules by giving him reasonable opportunity of defence but he failed to advance plausible explanation in rebuttal of charges leveled against him. Hence, fair trial as enshrined in Article 10-A of the Constitution of Islamic Republic of Pakistan was provided to the appellant.
- D. Incorrect. Respondent No. 2 has rightly awarded major penalty to the appellant as per rules/ law. In order to dig out the real facts, inquiry committee has been constituted who after fulfilling all codal formalities, recommended the appellant for major punishment as the allegations leveled against him was proved during course of inquiry. Furthermore, respondent No. 2 was the Competent Authority to award the punishment to the appellant.
- E. Incorrect. As explained in above Paras.

- F. Incorrect as already explained above.
- G. Incorrect. Hence, denied. Respondent No. 2 being Competent Authority, rightly awarded punishment to the appellant.
- H. Incorrect and rebutted.
- I. Incorrect. As explained in above Paras.
- J. Incorrect hence denied. The charges leveled against the appellant were proved beyond any shadow of doubt during course of inquiry. Furthermore, no discrimination has been done to the appellant and he was treated in accordance with Law and Rules.
- K. Incorrect. The order passed by respondents is quite legal and no principle of natural justice has been infringed by the respondents.
- L. Incorrect. As explained above at Para No.K of Grounds.
- M. Incorrect. As explained in above Paras.
- N. The respondents may also be allowed to advance additional grounds at the time of hearing.

In view of the above, it is humbly prayed that on acceptance of Para-wise comments, the instant Service Appeal may kindly be dismissed being meritless.

  
Inspector General of Police,  
Khyber Pakhtunkhwa  
Peshawar.  
(Respondent No. 01)

  
Deputy Inspector General of Police,  
Telecommunication, Khyber Pakhtunkhwa  
Peshawar.  
(Respondent No. 02)

**BEFORE THE HON'BLE CHAIRMAN, KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2019

1. Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police Department, Peshawar.

**APPELLANT**

**VERSUS**

1. The Provincial Police Officer, Government of Khyber Pakhtunkhwa, Peshawar.
2. The Deputy Inspector General of Police, Telecommunication & Transport, Khyber Pakhtunkhwa, Peshawar.

**RESPONDENTS**

**REJOINDER ON BEHALF OF  
APPELLANT IN THE ABOVE  
CAPTIONED APPEAL**

**RESPECTFULLY SHEWETH,**

**PRELIMINARY OBJECTIONS**

- a-f. All the preliminary objections raised by the respondents are incorrect, baseless and not in accordance with law and rules rather the respondents are estopped by their own conduct to raise any objection.

**ON FACTS**

1. Para-1 is incorrect as the respondents were legally bound to have scanned the relevant record and confirmed the real



position of appellant. But they failed to do so and “beat around the bush” hence, para is deemed as admitted by the respondents.

2. Para No. 2 is incorrect, misconceived and hence, denied as the appellant was awarded major penalty of reduction from the post of Head Constable to that of Constable without observing legal and codal formalities.
3. Para No.3 is incorrect and that of appeal is correct.
4. Para-4 is incorrect as the departmental appeal filed by the appellant was based on sound reasons and correct appreciation of law. But despite thereof it was rejected illegally.
5. Para-5 is incorrect and detail reply offered in Para-4 above.
6. Para-6 is also incorrect as the appellant has a good prima-facie case to invoke the jurisdiction of this Hon’ble Tribunal.

**ON GROUNDS**

- A. Para-A is incorrect and that of appeal is correct.
- B. Para-B is incorrect, misconceived and hence, denied as the inquiry in question was conducted in utter violation of

law as neither any witness was examined in the presence of appellant nor he was provided any opportunity of cross examination in order to impeach the credibility of the witnesses if any appeared against him. Similarly, he was also not provided any chance to produce his defence in support of his version. The above defect in enquiry proceeding is sufficient to declare entire process as sham and distrustful. Right of fair trial is a fundamental right by dint of which a person is entitled to a fair trial and due process of law. The appellant has been deprived of his indispensable fundamental right of fair trial as enshrined in **Article 10-A of the Constitution of Islamic Republic of Pakistan, 1973**. Therefore, the impugned orders are not sustainable in the eye of law.

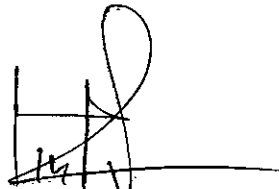
- C. Same reply as furnished in Para-B above.
- D. Para-D is incorrect and detail reply offered in Para-B above. Besides, the respondent No. 2 was not declared as Competent Authority in Schedule-I of Khyber Pakhtunkhwa Police Rules, 1975 and as such the impugned order was passed by incompetent Authority which has no sanctity under the law.
- E. Para-E is incorrect and that of appeal is correct.
- F. Para-F is also incorrect and that of appeal is correct.
- G. Para-G is incorrect and that of appeal is correct.
- H. Para-H is also incorrect and that of appeal is correct.
- I. Para-I is incorrect as the impugned order was passed in utter violation of FR-29.

- J. Para-J is incorrect and detail reply offered in Para-B above.
- K. Para-K is incorrect as the impugned order was passed against the spirit of administration of justice.
- L. Same reply as offered in Para-K above.
- M. Para-M is incorrect and that of appeal is correct.
- N. Arguments are restricted to the positions taken in the pleadings.

It is therefore, respectfully prayed that while considering the above rejoinder, the appeal may kindly be accepted with special costs.

  
Appellant

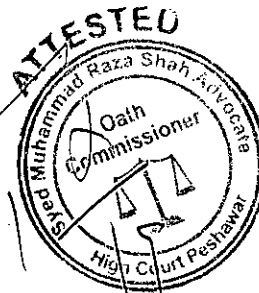
Through

  
Rizwanullah

M.A. LL.B

Advocate High Court, Peshawar.

Dated: 01-10-2019



**BEFORE THE HON'BLE CHAIRMAN, KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

**Service Appeal No. \_\_\_\_\_/2019**

1. Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police Department, Peshawar.

**APPELLANT**

**VERSUS**

1. The Provincial Police Officer, Government of Khyber Pakhtunkhwa, Peshawar and others.

**RESPONDENTS**

**AFFIDAVIT**

I, Amjid Ali, No. 431 Constable (Auto Electrician) MT Store Police Department, Peshawar do hereby solemnly affirm and declare that the contents of the accompanied rejoinder are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Tribunal.




**DEPONENT**

صنعتی

گزارش عدم گروٹر میں ہمارے ٹیلی ویژن سٹیشنوں کی  
کے سرکاری حدود اور فوٹو گرافیوں کی کاپیوں کو  
چیک کرنے کے لیے ہر ہفتہ مختلف دنوں میں چیک کرتے ہیں

آج صبح 23-X-2018 کو عمارت FM/MI گروٹر میں  
گاہکوں کو چیک کرنے کے لیے تو اسٹاف کو کمر لگا کر  
A-1004 کا پانٹ تھریں ہوا تھا۔ ضروری چاہی اخباری حالت  
میں۔ جن کی رپورٹ ہم نے لائن آفسر کو دی

  
\_\_\_\_\_

From  
✓ OTC MI STAVE  
7 23-X-2018

Lo-Tele  
\_\_\_\_\_

نقل رپورٹ

سن 20 اکتوبر 2018 رپورٹ نمبر 1004 A جس میں اس پر قبضہ 2018-10-23  
تاریخ 18/10

اس وقت راجہ آرمیڈڈ سروس کے طرف سے ایک تحریریں رپورٹ وصول ہوئی ہے۔  
اس رپورٹ میں مذکورہ میں ملنے والی معلومات کو پیش نظر رکھ کر سرکاری کارڈوں  
اور حدود اور ریزرویشن کے مختلف قسم کے قطعے میں جن کو چیک کرنے کیلئے  
مختلف ریزرویشن میں چیک کرنے جاتے ہیں۔ آ. ج. فورم  $\frac{23}{18}$  کو میں  
پیرا 5 اور 6 میں اہم مقامی کارڈوں چیک کرنے کے لئے، تو اس کا عدد کارڈوں کو چیک کرنے  
(آف روٹ) میں 1004 A کو چیک کیا تو کارڈوں مذکورہ کا نمبر 18/10  
ہو گیا ہے۔ لہذا رپورٹ درج اور تاخیر کے سن 20 اکتوبر 2018  
رہنے عزیز کارڈوں کے لئے دستاویز ارسال کر دیا ہے

جنرل عطاء اللہ  
323/2

Sir forwarded for action per

20/10/18  
323/2

SP/MT

Line officer TLE / Foreman MT  
enquire the matter and  
report with in three days

SP/MT  
23/10

ضلع عالی

گزشتہ حکم فزوں کی مورخہ 10/18 کو سٹی بیڈ کو آرڈر وکسٹاپ میں  
ڈیوٹی آئی۔ ڈیوٹی میرا وقت فزوں کی سٹی بیڈ میں رکھی گئی وہ  
میں فزوں کی سٹی کے باغ میں فرنگی آئی۔ فزوں میں سٹی کو ہسپتال  
کی جانے کو ایس ڈائن کر دیا۔ اور ڈائن ٹرائے ٹوٹس میں لاکر  
فزوں میں سٹی کو ہسپتال لے گیا

لہذا استدعا ہے کہ یہ میرا تقریری بیان ہے اور مزکورہ  
واقعہ میں میرا کوئی تعلق نہیں اور نہ ہی کوئی علم ہے

انوار علی

323/ع عالی اللہ دہ سیکشن ڈپٹی میجر کو آرڈر ایس ڈائن مشیا اور



# ACCIDENT & EMERGENCY DEPARTMENT

Khyber Teaching Hospital  
Medical Teaching Institution,  
Peshawar - KPK

S. No:

Invoice #K03182229371

M.R. No : **K03ACE18324168**

Operator **HAMAYUN**

3 Year(s)

Female

**ANEESA BIBI**

11:33:20

21-OCT-18

ACUTE EME

R  
Y  
G

CASUALTY

Complaints:

**Rx**

Hx of Trauma  
to R wrist  
& elbow

Findings:

R: -  
Sup. Bulbar  
3) 3 for 17

Investigations:

→ Syd. Vit. (Knee)  
U10 - 191 } AB 116

near  
R elbow

Diagnosis:

⚡  
①

Next Visit:

Consultant Name:

Signature:

Phone: 091-9224401-07

Website: www.kth.gov.pk



حد مال

گزشتہ سال کے حوالہ ایف ڈی سی ڈی نے 10/2018 کا کوٹا دیا۔ کہ میں نے

DSP Tele صاحب سے اجازت لی ہے کہ آپ میری گاڑی کو رنگ کروانے

میں نے لکھ میں نے گاڑی پر کام شروع کیا۔ اس دوران میں نے گاڑی

کی مختلف قسم کے کام کیے۔ جب میں 10/2018 میں میرے فرور

جب میں ڈیوٹی پر آیا۔ تو میں نے دیکھا کہ ایک ٹانٹ ڈرا ہوا ہے۔

مقورٹی دہر لکھ میں اس آفیسر کی رپورٹیشن آیا۔ کہ اس ٹانٹ

کو رنگ کرو۔ اور مجھے ٹانٹ کے بارے میں پتہ نہیں تھا۔ کہ یہ

ٹانٹ کہاں سے لایا ہے۔ اور میں نے ٹانٹ کو رنگ کر دیا۔

الغرض

۴۹۲

9/1104 / تمنا اللہ بیگم ڈی ایس ڈی سی ڈی پندرہ کواٹر بس اور

ضابطہ نمبر ۱

A-1004 گزارش ہے کہ صبری ڈپوٹی کے دوران گاڑی طبری

صبح حالت میں گھڑی تھی۔ اور گاڑی سے بانٹ وغیرہ موجودگی میں لیں  
پہلا باگیا  $\frac{10}{18}$  الٹوار کے دن صبری ڈپوٹی صبح ۸ بجے شروع ہوا  
پھر کس دن  $\frac{10}{18}$  کو صبح ۸ بجے صبری ڈپوٹی قسم ہوئی!  
اور میں نے ڈپوٹی کا چارج اصف پرویز اور افضل کو حوالہ کیا!  
انہوں نے ساری گاڑیاں چھین لی۔ اور صبح سے کسی گاڑی کے بانٹ پوری  
کرنے کا ذکر نہیں کیا اور میں نے گاڑیاں صبح حالت میں حوالہ لیں!

24-10-18 صرفہ

القار  
Shahid

566/ع شاہد احمد اہمٹی سکین پولیس لائن کٹہرہ

1725 کتیبہ اللہ

گزارش ہے۔ کہ سیری ڈیوٹی کے دوران گاڑی نمبر A 1004 صبح حالت میں کٹری تھی۔ اور گاڑی سے بانڈ و لیٹرہ سیری موجودگی میں ہیں پٹایا گیا۔ 18-10-2018 جمعرات کے دن سیری ڈیوٹی صبح 8 بجے شروع ہوئی۔ صبح کے دن 19-10-2018 صبح 8 بجے سیری ڈیوٹی ختم ہوئی۔ اور میں میں ڈیوٹی کا چارج افضل اور آصف کو حوالہ کیا۔ انہوں نے ساری گاڑیاں چیک کی۔ اور جے کسی گاڑی کے بانڈ جاری کرنے کا ذکر نہیں کیا۔ اور میں نے گاڑیاں صبح حالت میں حوالہ کیں۔

تاریخ 24-10-2018

الفاضل  
کفایت اللہ

9/725 کفایت اللہ ایف ڈی سیکشن

گزارش ہے کہ سرکاری گاڑی نمبر A 1004 کی جابی ایسٹریسٹور  
میں موجود ہے۔ اور مذکورہ گاڑی گراؤنڈ میں آف اور حالت  
میں کھڑی ہے۔ اور اس گاڑی کے لاک ہر جابی سے کھلتے ہیں۔

رپورٹ عمل میں ہے۔

9/1094 سلمان علی ~~محمد~~

9/1064 عزیز طور احمد ~~محمد~~

9/204 عمران سہتاد عبدالعزیز

9/1110 محمد عباس ~~محمد~~ 24/01/18

ON LEAVE - HAROON

Faz  
Dijc mi Store

جناب عالی

گزارش ہے کہ فدوی نے سرکاری گاڑی A1004 سے نہ ہانک کھولا  
ہے۔ اور نہ ہی کسی دوسری گاڑی میں فٹ کیا ہے۔ اور ڈسٹری  
میلینڈ اس سے لاعلم ہے۔ ٹراونڈ میں سی سی ٹی وی پکیر لگا ہوا  
ہے۔ تصدیق کے لیے اس کی فوٹیج کو چیک کیا جا سکتا ہے۔ اور ہم  
اس طرح کے کام کے لاعلم ہیں۔

تاریخ 30-10-2018

الغافل

881/حسب اللہ حسب اللہ

1105/محمد الراجح محمد الراجح

گزارش ۱۰۰۰ بجوالم روزی در فر 20 حوالی 10 23

افعال امی سولور و آریا ایش سولور

۱۰۰۰۰ A-1004 سولور سولور

1996 ۶ کابنت کس نے کالار اور کابنت کابنت

کو دان آفر غنیر اللہ اور غور من امیر ایش سولور

۱۰۰۰۰ سولور سولور سولور

۱۰۰۰۰ سولور سولور سولور

۱۰۰۰۰ سولور سولور سولور

رپورٹ مابت گاڑی A-1004

حوالہ نمبر 20 روزنامہ جمعہ صدف 20/10/23 اپنا رقم رقم ملی سٹور سے آکر  
رپورٹ کی کاپی نمبر گاڑی گاڑی A-1004 ٹیویٹا گاڑی کا ماڈل 1996 کا ماڈل نمبر  
نے نکال اور ماڈل نمبر لکھا ہے لیکن اس پر عیادت اللہ اور مورخین MIC  
قلم مورخین نے انکو آکر لکھ کر ایک پرائیویٹ فورڈ کار برٹک سٹور جو  
He 431 انٹرپرائز انٹرنیشنل کی ذاتی ملکیت ہے جسکا چیس نمبر PE100-9530179  
اور سرکاری گاڑی A-1004 کا ماڈل اسے گاڑی پورے گاڑی کا

رپورٹ درج روزنامہ جمعہ  
26/10/18

۱۷۵ 767/۷۰  
26.10.18

9

دستخط مورخین MIC

دستخط ۷/۱

24-10-18

نقل رپورٹ

نقل درج 28 رپورٹ مابٹ کارڈی A-1004 لاہور آفیسر - 24-10-18  
81530

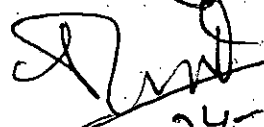
حوالہ درج 20 روزنامہ پنج موقع 82018/23/19 اخبار آئی سی ڈی کے  
رپورٹ کی کاپی سرکاری کارڈی A-1004 لاہور آفیسر کا راجہ 1996 کا مابٹ  
کسی نے نکال کر اور مابٹ لگا کر لے لو لائسنس آفیسر مابٹ الٹ اور  
فورین آئی سی ڈی کے انکو آئی سی ڈی کے ایک سر ایس ڈی جو کارڈی  
سور جو کہ 14/11/18 آئی سی ڈی کے ڈائری مابٹ کے جس کا

431  
چیسٹن مابٹ 9530179-100-EE لاہور سرکاری کارڈی A-1004  
کا مابٹ ایس ڈی کے مابٹ لگا کر لے۔ رپورٹ درج روزنامہ 3 جو کہ نقل عادیہ

وہت کے لئے لائسنس کارڈی کے سر دفتر اور الٹ مابٹ  
ڈی رپورٹ مابٹ کے مابٹ لگا کر لے اور روزنامہ مابٹ کے سر دفتر اور رپورٹ درج مابٹ کے  
مابٹ علی

D.No 262/Lo


نقل مابٹ علی

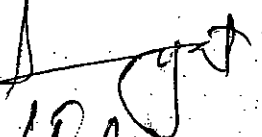
  
24-10-18

Sir

Forwarded for N/Action

Please

  
Dsp/tele

  
Lo/tele



نقل البورت

25-10-2018  
4-15180

نقل البورت 26 البورت على مدى 43  
43

نقل البورت 25 البورت على مدى 43  
43

نقل البورت 25 البورت على مدى 43  
43

ضاملي

No 763/Lo

نقل البورت على مدى 43  
43

Sir

Forwarded for N/A action  
Please.

DSP/tele

gat  
Lo/tele-

Asi/tele

For further in the  
matter be

gat  
DSP/tele

25 10  
018-

ORDER

Head Constable Amjid Ali (Auto Electrician) of this unit posted at MT Section Police Telecommunication KP, Peshawar is hereby placed under suspension on account of his misconduct that he has changed the parts of Govt. vehicle No.A-2004.

*o/c*  
Deputy Inspector General of Police,  
Telecommunication, Khyber Pakhtunkhwa  
Peshawar.

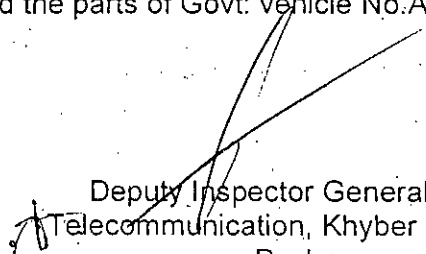
No. *12235-39* /Tele/OASI, dated Peshawar the *25/10* /2018.

Copies forwarded to the:-

1. SP Motor Transport, KP, Peshawar.
2. DSP/Telecomm: Peshawar.
3. Line officer Tele Peshawar.
4. Foreman MT Section.
5. MTO/Tele Peshawar.

ORDER

Head Constable Amjid Ali (Auto Electrician) of this unit posted at MT Section Police Telecommunication KP, Peshawar is hereby placed under suspension on account of his misconduct that he has changed the parts of Govt. vehicle No.A-1004.

  
Deputy Inspector General of Police,  
Telecommunication, Khyber Pakhtunkhwa  
Peshawar.

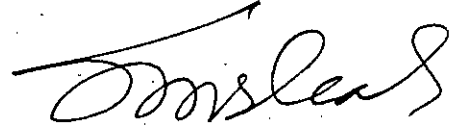
No. 12235-39 /Tele/OASI, dated Peshawar the 25/10 /2018.

Copies forwarded to the:-

1. SP Motor Transport, KP, Peshawar.
2. DSP/Telecomm: Peshawar.
3. Line officer Tele Peshawar.
- ✓ 4. Foreman MT Section.
5. MTO/Tele Peshawar.

ORDER

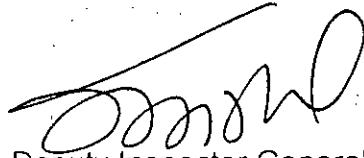
Mr. Zia Hassan SP Motor Transport, KP, Peshawar is hereby nominated as Enquiry Officers to conduct departmental enquiry in the case vide DD NO. 20 dated 23.10.2018 regarding the Bonnet change of Govt. Vehicle A-1004 (off road) and submit recommendation to finalize the case.



Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

No. 13318 /Tele/OASI dated Peshawar the 29-10 2018.

Copy of the above forwarded to SP Motor Transport, KP Peshawar.



Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

**DEPARTMENTAL ENQUIRY OF MT STAFF REGARDING REPLACEMENT OF BONNET  
OF GOVT: VEHICLE NO.A-1004 (OFF ROAD)**

Kindly refer to your letter NO. 13318 dated 29/10 /2018, as per direction of W/DIGP/Telecomm: KP, Peshawar I have appointed as Enquiry officer to conduct enquiry of Govt: Vehicle Corolla Motor Car NO.A-1004 (off-Road) has been replaced, the said report was also registered in Daily Diary (Roznamcha) vide No.20 dated 23.10.2018. I have recorded the statement of the following officials of MT Section.

1. Head Constable Amjid Ali No.431 (owner of vehicle replacement of bonnet)
2. Constable Farman Ullah NO. 1104 (painter at MT workshop)
3. Constable Shahid Ahmad 566 (on duty at ground)
4. Constable Kifayat Ullah No.725 (on duty at ground)
5. Constable Irfan Ullah No.323 (on duty at VM workshop on Sunday)

**STATEMENT OF HC/431 AMJID ALI (INCHARGE AUTO-ELECTRICIAN).**

In his statement, he has stated that I have replaced front bonnet from old, condemned, off-Road and auction-able vehicle for saving of some money and also pointed out that the same act cannot be done on the intention of theft and corruption. He further says in his affidavit statement that I have done the same work at myself and custom. He has requested that may be neglected on the same mistake for which I shall pray for your long life.

**STATEMENT OF C/1104 FARMAN ULLAH (PAINTER AT MT WORKSHOP).**

In his statement, he has pointed out that on 16.10.2018 I have coloured various types in the vehicle of HC/431 Amjid. He further disclosed that when I come to duty on Monday 22.10.2018 one bonnet is laying in my painting place, after some time Auto-electrician Amjid said to me to be colour the same bonnet and then I coloured the same bonnet but I don't know that from where the same bonnet brought.

**STATEMENT OF C/725 KIFAYAT ULLAH & C/566 SHAHID AHMAD (ON DUTY AT GROUND).**

In their statements, they have pointed out that we have unaware from any replacement of bonnet in vehicle No. A-1004 on 21.10.2018 at 0800 Hrs to 22.10.2018 at 0800 Hrs in our duty hours. In the end of our duty on 22.10.2018 at 0800 hrs, the charge of all vehicles has handed over in correct condition to next shift i.e. HC/382 Asif Pervez & constable Afzal, after proper checking they have no objection on any vehicle or bonnet.

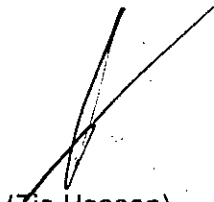
**STATEMENT OF C/323 IRFAN ULLAH (ON DUTY AT VM WORKSHOP ON SUNDAY).**

He has disclosed in his statement that on 21.10.2018 he was coming for duty to Tele Hqrs: Peshawar, at the same time my daughter was fell down and her hand has fractured. He further says that I have gone to hospital for the treatment of my daughter instead of my duty, but all the matter has already been brought into the notice of Muharrar (Line office Tele) and I have unaware from the same case.

Findings.

From the perusal of recorded statements and the statement of C/1104 Farman ullah as well as scrutinized the statement of Head Constable Amjid Ali No.431 specially, I reached to the conclusion that the Head Constable Amjid Ali No.431 and C/1104 Farman ullah are accepting their offense and found them guilty. The following Major/Minor punishments are hereby recommended to the following officials.

1. Head Constable Amjid Ali No.431 (Auto Electrician) awarded major punishment of reduction in Rank.
2. Constable Farman Ullah NO.1104 is awarded minor punishment of stoppage of 03 years increment with cumulative effect.
3. Constable kifayat Ullah NO.725 and Constable Shahid Ahmad No.566 are awarded minor punishment of stoppage of one increment without cumulative effect.
4. Constable Irfan Ullah No.323 is awarded "Censured"

  
(Zia Hassan)

Superintendent of Police,  
Motor Transport, KP, Peshawar.

سر ایجوکیشن

لاہور 21 نومبر / قائد پروانہ دفتر ایف بی ایف 18-10-30

1400

محترم سر صاحبان کے۔ یہ صبح کے دفتر ایف بی ایف میں 725 کے کفایت اللہ اور 566 کے ساتھ  
 کوٹ مافٹر وینچر گارڈ ڈیوٹی سے فارغ کرتے ہیں۔ میں گیارہ گارڈ  
 سٹیورٹ ڈیوٹی پر نہیں لہرائی ہے۔ شفیق اللہ کو روئے تک ہے۔ 566 کے ساتھ  
 باسکٹ میں گیارہ گارڈ سٹیورٹ ڈیوٹی پر نہیں لہرائی ہے۔  
 566 کے ساتھ اور آفیسر کو میں گیارہ گارڈ سٹیورٹ ایف بی ایف کے ایف بی ایف کو روئے تک  
 سے فارغ کرتے ہیں۔ گارڈ وینچر گارڈ ڈیوٹی پر نہیں لہرائی ہے۔ 566 کے ساتھ  
 گارڈ سٹیورٹ ایف بی ایف کے ساتھ گارڈ ڈیوٹی پر نہیں لہرائی ہے۔

گورنمنٹ ایف بی ایف

726/10

30-10-18

Sir,  
Forwarded for N/A please.

DSP/tech  
Seen,

10/11/18  
L.O/TEC  
30-10-18

enail it.



No. 13639/A  
D/5-11-2018

To:

2. Foreman MT Section Tele HQrs Peshawar.

The following officials of this unit posted at MT Section Tele HQrs: Peshawar should be appeared before the worthy DIGP/Telecomm: KP, Peshawar on 07.11.2018 at 0900 hours positively (.)

1. HC/431 Amjad Ali
2. C1104 Farman ullah
3. C/725 Kifayat Ullah
4. C/566 Shahid Ahmad
5. C/323 Irfan Ullah

*o/c*  DIG/Telecomm: Peshawar KPK  
Peshawar



نقل رپورٹ

نمبر 23 رپورٹ بابت تبدیل شدہ بانٹ  
 اے این انسیر عرصہ 18-11-08  
 وقت 1410 بجے

حسب الحکم جناب انسیران بالا مخالف ایچارج ایم کی ورکشاپ اور  
 ایچارج ایم کی سسٹور اینڈ ٹھکانہ رپورٹ موصول ہوا کہ رفتہ بحوالہ عدد 28  
 روزنامہ 24/10/18 کو جو سرکاری نوٹس کار A1004 ٹوٹو ٹاکروم ماڈل 1996ء  
 2 بارڈی پارٹیشن یعنی بانٹ تبدیل کیا گیا تھا اور امجد علی آلو البکری سیشن 2  
 خان ملکیت پیر انسویٹ نوٹس کار پر لگایا گیا تھا وہ بانٹ زیر نظر ایچ آر پیوینر  
 ایچ آر 277 ورکشاپ اور ایچ آر ASI نثار علی ایچ آر ایم کی سسٹور  
 ڈیپٹی کمیشنر جناب اللہ پیر انسویٹ نوٹس کار سے نکال کر دوبارہ سرکاری  
 نوٹس کار A1004 پر لگایا گیا تھا اور پیر انسویٹ نوٹس کار کو اپنی مالک  
 آلو البکری سیشن امجد علی کو حوالہ کیا گیا لہذا رپورٹ درجہ روزنامہ 27/10/18  
 نمبر 23 پر درج ہے لیکن مناسب کارروائی ضرور دفتر ارسال ضرورت ہے

جناب عالی  
 نقل عطا ہوا ارسال ہے  
 لکھنؤ  
 MHC/T242

No 821/L0  
 09-11-2018

ایچ آر جناب انسیران ایچ آر 277 ورکشاپ  
 ایچ آر نثار علی ایچ آر ایم کی سسٹور

R/en DSP/ta  
 may be seen

ایچ آر جناب انسیران ایچ آر 277 ورکشاپ  
 ایچ آر نثار علی ایچ آر ایم کی سسٹور

SP/ta  
 MT  
 Geny

Sir  
 Followed please  
 Geny  
 L0/T242

جناب عالی

محکم افسران بالا سرکاری گاڑی فری A-1004 ریڈی ٹا گاڑی کے بارے میں پورس  
جو تبدیل کیے گئے تھے آج مورخہ 8/18 کی زیر نگرانی افسر پورس خان  
ایچارج ایم ٹی ڈاٹاپ اور ASI محمد نثار ایچارج ایم ٹی سلور  
کنٹریل ڈسٹری بیوٹ الد نے سرکاری گاڑی کے بارے میں پورس  
پیر ایسویٹ مورٹگار جو احمد علی آلوا الیکٹریسیٹی کی ملکیت ہے  
سے کال کروائیں سرکاری گاڑی A-1004 ریڈی ٹا گاڑی  
پر دوبارہ فٹ کروایا گیا اور پیر ایسویٹ مورٹگار احمد علی  
آلوا الیکٹریسیٹی کے حوالہ کیا گیا

ریورٹ سرفیس  
مورخہ 8-11-18

(1) سی پورس خان ایچارج ایم ٹی ڈاٹاپ

(2) ASI محمد نثار ایچارج ایم ٹی سلور

میں نے اپنی مورٹگار صحیح حالت میں وصول کیا

Amjad Ali  
احمد علی آلوا الیکٹریسیٹی

SEP  
F/M/MT

صندھالی

گزارش کے فروغ کو اپنی کاروباری صلاحیت  
علاقہ جملہ، فریڈین فروغ کے مطابق کاروبار  
گزارش کے

SP/MT

گزارش کے فروغ کو اپنی کاروباری صلاحیت  
علاقہ جملہ، فریڈین فروغ کے مطابق کاروبار  
گزارش کے

Sir,

As enquiry finalized by  
the W/DIG/1 Tele, if appeared  
the said private vehicle  
may release in its original  
condition, and also replace of  
the part, Vehicle banner with actual.  
forwarded pls

SP/MT  
07/11/18

SP/MT

Units office which  
hand over the vehicle after  
completion of all codal formalities  
entry in daily diary and props handing certificate

Subject:

**ENQUIRY AGAINST HEAD CONSTABLE AMJID ALI NO.431 IN REPLACEMENT OF FRONT BONNET OF MOTORCAR NO.A-1004 ON THE STOCK OF MT STORE TELE HQRS: PESHAWAR.**

**BRIEF FACTS :-**

The Incharge MT Store Tele HQrs: Peshawar has submitted a written report to Line Officer Tele Peshawar on 23.10.2018 at 1000 hours, in which the Incharge MT Store along with Foreman/MT Section has disclosed that during the checking of old/new vehicles (on charge of MT Store) at Police Lines ground Peshawar, the front bonnet of vehicle Corolla Motorcar No. A-1004 (off-Road) has replaced. DD report No.20, dated 23.10.2018 is submitted by LO/Tele for further necessary action (Photocopies enclosed).

In this regard I have appointed as enquiry officer into the subject matter case and I recorded the statements from the following officials of MT Section.

1. Incharge MT Store with staff.
2. C/681 Habib ullah & C/1105 Muhammad Ibrahim (Denter).
3. C/725 Kifayat ullah & C/566 Shahid Ahmad (on duty at ground).
4. C/323 Irfan ullah (on duty at VM workshop on Sunday).
5. C/1104 Farman ullah (painter at MT workshop).
6. HC/431 Amjid Ali (owner of vehicle.No. replacement of bonnet).

**STATEMENT OF INCHARGE MT STORE ALONG WITH STAFF posted.**

In the statement of Incharge MT Store with staff, they have pointed out that the key of vehicle No.A-1004 is available at MT Store and the above-mentioned vehicle in off-road condition has presently at Police Line ground, but the lock of the same vehicle has opened at any key.

**STATEMENT OF C/681 HABIB ULLAH AND C/1105 IBRAHIM (DENTER).**

In their statements, they have pointed out that we have unaware from any replacement of bonnet in vehicle No. A-1004, otherwise may be check the CCTV Camera in the Police Lines ground.

**STATEMENT OF C/725 KIFAYAT ULLAH & C/566 SHAHID AHMAD (ON DUTY AT GROUND).**

In their statements, they have pointed out that we have unaware from any replacement of bonnet in vehicle No. A-1004 on 21.10.2018 at 0800 Hrs to 22.10.2018 at 0800 hrs in our duty hours. In the end of our duty on 22.10.2018 at 0800 hrs, the charge of all vehicles has handed over in correct condition to next shift i.e. HC/ Asif Pervez & constable Afzal, after proper checking they have no objection on any vehicle or bonnet.

**STATEMENT OF C/323 IRFAN ULLAH (ON DUTY AT VM WORKSHOP ON SUNDAY).**

He has disclosed in his statement that on 21.10.2018 he was coming for duty to Tele Hqrs: Peshawar, at the same time my daughter was fell down and her hand has fractured. He further says that I have gone to hospital for the treatment of my daughter instead of my duty, but

fractured. He further says that I have gone to hospital for the treatment of my daughter instead of my duty, but all the matter has already been brought into the notice of Muharrar (Line office Tele) and I have unaware from the same case.

**STATEMENT OF C/1104 FARMAN ULLAH (PAINTER AT MT WORKSHOP).**

In his statement, he has pointed out that on 16.10.2018 I have coloured various types in the vehicle of HC/431 Amjid. He further disclosed that when I come to duty on Monday 22.10.2018 one bonnet is laying in my painting place, after some time Auto-electrician Amjid said to me to be colour the same bonnet and then I coloured the same bonnet but I don't know tht from where the same bonnet brought.

**STATEMENT OF HC/431 AMJID ALI (INCHARGE AUTO-ELECTRICIAN).**

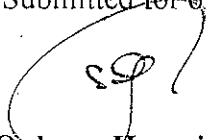
In his statement, he has stated that I have replaced front bonnet from old, condemned, off-Road and auction-able vehicle for saving of some money and also pointed out that the same act cannot be done on the intention of theft and corruption. He further says in his affidavit statement that I have done the same work at myself and custom. He has requested that may be neglected on the same mistake for which I shall pray for your long life.

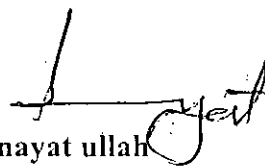
**FINDINGS.**

From the perusal of recorded statements and the statement of C/1104 Farman ullah as well as scrutinized the statement of Head Constable Amjid Ali No.431 specially, I reached to the conclusion that the Head Constable Amjid Ali No.431 and C/1104 Farman ullah are accepting their offense and found them guilty.

keeping in view it is recommended that both of officials i.e. Head Constable Amjid Ali No.431 and C/1104 Farman ullah may be awarded for major punishment and the remaining three officials i.e. C/725 Kifayat ullah, C/566 Shahid Ahmad and C/323 Irfan ullah may be awarded for miner punishment.

Submitted for order please.

  
**Qulzum Hussain**  
Foreman/MT

  
**Inayat ullah**  
LO/Tele Peshawar.

SP/MT & Tele:

*Si*  
*Agree with the findings*  
*of enquiry officers*  
*Call in SR*  
*20/10*

SHOW CAUSE NOTICE.

1. I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunications, & Transport, Khyber Pakhtunkhwa, Peshawar as Competent authority, under the Police Rules 1975 (amended 2014) do hereby charge you Head Constable Amjid Ali No.431 (Auto Electrician) as follow:-

"That it has been reported by Incharge MT store Peshawar that on 23.10.2018 at 1000 hours that Incharge MT store and line officer Tele Peshawar has checked the old/new vehicle (on charge of MT Store) in Police Line Ground Peshawar. During checking the front bonnet of Govt. Vehicle Corolla Motor Care No.A-1004 (off-Road) has been replaced. The said report was also registered in Daily Diary (Roznamcha) vide No.20 dated 23.10.2018"

2. This amounts to gross misconduct on your part and warrants disciplinary action against you.
3. You are therefore required to show cause within 03-days of the receipt of this notice, as to why not major/minor punishment should be imposed upon you, failing which it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you. Meanwhile also intimate as to whether you desire to be heard in person or otherwise.



(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

No. 12282 /Tele/OASI, Dated Peshawar the 26 /10 /2018.

Copy forwarded to Foreman MT Section Peshawar with the direction to deliver the said S.C.N upon HC/431 Amjid Ali and return one copy duly signed by him.

*NOTED*  
*Amjid Ali*

SHOW CAUSE NOTICE.

1. I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunications, & Transport, Khyber Pakhtunkhwa, Peshawar as Competent authority, under the Police Rules 1975 (amended 2014) do hereby charge you Constable Farman Ullah No.1104 as follow:-

"Reportedly Constable Farman Ullah NO.1104 of MT workshop has closed various types of vehicles on the direction of H.C Amjid Ali NO.431 and it is further came to knowledge that you have closed with him. You closed one Bonnet on Monday 22.10.2018.

2. This amounts to gross misconduct on your part and warrants disciplinary action against you.
3. You are therefore required to show cause within 03-days of the receipt of this notice, as to why not major/minor punishment should be imposed upon you, failing which it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you. Meanwhile also intimate as to whether you desire to be heard in person or otherwise.

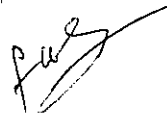


(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

12283

No. /Tele/OASI, Dated Peshawar the 26 / 10 / 2018.

Copy forwarded to Foreman MT Section Peshawar with the direction to deliver the said S.C.N upon C/1104 Farman Ullah and return one copy duly signed by him.

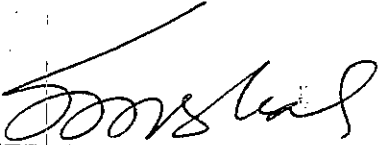
NOTD  


SHOW CAUSE NOTICE.

1. I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunications, & Transport, Khyber Pakhtunkhwa, Peshawar as Competent authority, under the Police Rules 1975 (amended 2014) do hereby charge you Constable Kifayat Ullah No.725 as follow:-

"Reportedly Constable Kifayat Ullah No.725 of Section is on Ground duty at Police Lines Ground Peshawar. You have replaced of the Bonnet of Vehicle No.A-1004 on 21.10.2018 at 0800 hours to 22.10.2018 at 0800 hours when you on guard duty.

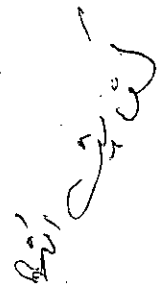
2. This amounts to gross misconduct on your part and warrants disciplinary action against you.
3. You are therefore required to show cause within 03-days of the receipt of this notice, as to why not major/minor punishment should be imposed upon you, failing which it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you. Meanwhile also intimate as to whether you desire to be heard in person or otherwise.

  
(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

12284

No. /Tele/OASI, Dated Peshawar the 26 / 10 /2018.

Copy forwarded to Foreman MT Section Peshawar with the direction to deliver the said S.C.N upon C/725, Kifayat Ullah and return one copy duly signed by him.



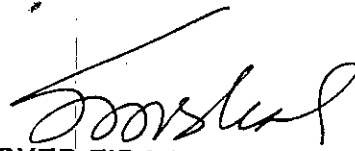


SHOW CAUSE NOTICE.

1. I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunications, & Transport, Khyber Pakhtunkhwa, Peshawar as Competent authority, under the Police Rules 1975 (amended 2014) do hereby charge you Constable Shahid Ahmad No.566 as follow:-

"Reportedly Constable Shahid Ahmad No.566 of Section is on Ground duty at Police Lines Ground Peshawar. You have replaced of the Bonnet of Vehicle No.A-1004 on 21.10.2018 at 0800 hours to 22.10.2018 at 0800 hours when you on guard duty.

2. This amounts to gross misconduct on your part and warrants disciplinary action against you.
3. You are therefore required to show cause within 03-days of the receipt of this notice, as to why not major/minor punishment should be imposed upon you, failing which it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you. Meanwhile also intimate as to whether you desire to be heard in person or otherwise.



(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

12285  
No. /Tele/OASI, Dated Peshawar the 26/10/2018.

Copy forwarded to Foreman MT Section Peshawar with the direction to deliver the said S.C.N upon C/566 Shahid Ahmad and return one copy duly signed by him.

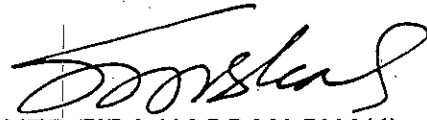
NTB  
Shahid

SHOW CAUSE NOTICE.

1. I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunications, & Transport, Khyber Pakhtunkhwa, Peshawar as Competent authority, under the Police Rules 1975 (amended 2014) do hereby charge you Constable Irfan Ullah No.323 as follow:-

"Reportedly Constable Irfan Ullah No.323 of Section is on Ground duty at Police Lines Ground Peshawar. You have replaced of the Bonnet of Vehicle No.A-1004 on 21.10.2018 at 0800 hours to 22.10.2018 at 0800 hours when you on guard duty.

2. This amounts to gross misconduct on your part and warrants disciplinary action against you.
3. You are therefore required to show cause within 03-days of the receipt of this notice, as to why not major/minor punishment should be imposed upon you, failing which it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you. Meanwhile also intimate as to whether you desire to be heard in person or otherwise.

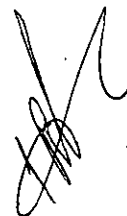


(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

No. 12286 /Tele/OASI, Dated Peshawar the 26 / 10 / 2018.

Copy forwarded to Foreman MT Section Peshawar with the direction to deliver the said S.C.N upon C/323 Irfan Ullah and return one copy duly signed by him.

Noted



**ORDER**

This order will dispose off the departmental enquiry initiated against Constable Farman Ullah No. 1104 (MT Workshop) now under suspension. An enquiry committee comprising of Foreman/MT and Lines Officer Tele Peshawar was constituted for scrutinizing the conduct with reference to the allegations that he while posted at MT Workshop Telecommunication Unit Peshawar.

The allegations are as under:-

“Reportedly Constable Farmanullah No. 1104 of MT Workshop has colored various types of vehicles on the directions of H.C Amjid Ali No. 431 and it is further came to knowledge that you have closed with him. You colored one Bonnet on Monday 22.10.2018.

The Enquiry Committee reached to the conclusion that from the perusal of available record and examination of concerned officials of MT Section as well as the defaulter official statement admitted his guilt. The charges of direct involvement of him have been proved. The enquiry committee therefore, recommended Constable Farmanullah No. 1104 for minor punishment under Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) on account of above allegations.

Keeping in view the findings of the Enquiry Committee and material on record, **I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunication, Khyber Pakhtunkhwa** is hereby awarded minor punishment to Constable Farmanullah No. 1104 of “stoppage of three (03) years increments with cumulative effect”

Order announced 26/11 /2018




(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

No. 14495-4564-D-26-11-18 d/c

Copy of above is forwarded for information and necessary action, to the :-

1. Accountant General of Khyber Pakhtunkhwa, Peshawar.
2. Accountant Tele Peshawar.
3. SP/Motor Transport, Khyber Pakhtunkhwa, Peshawar.
4. DSP/Tele, Peshawar.
5. SRC/Tele Peshawar.
6. GASI/Tele Peshawar.
7. Line Officer Tele Peshawar.
8. O/C MT Store Peshawar.
9. Official concerned c/o Foreman MT Section.
10. OB No. 424 2018.



(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

d/c

ORDER

This order will dispose off the departmental enquiry initiated against Head Constable Amjid Ali No. 431 (Auto Electrician) now under suspension. An enquiry committee comprising of Foreman/MT and Lines Officer Tele Peshawar was constituted for scrutinizing the conduct with reference to the allegations that he while posted Incharge Auto Electrician Telecommunication Unit Peshawar.

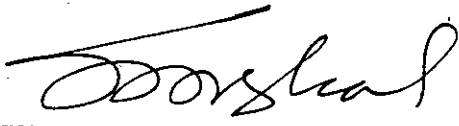
The allegations are as under:-

“It has been reported by Incharge MT Store Peshawar that on 23.10.2018 at 1000 hours that Incharge MT Store and Line Officer Tele Peshawar has checked the old/new vehicles (on charge of MT Store) in Police Line Ground Peshawar, during checking the front bonnet of Govt: vehicle Corolla Motor Car No. A-1004 (off-Road) has been replaced, the said report was also registered in Daily Diary (Roznamcha) vide No. 20 dated 23.10.2018”

The Enquiry Committee reached to the conclusion that from the perusal of available record and examination of concerned officials of MT Section as well as the defaulter official statement admitted his guilt. The charges of direct involvement of him have been proved. The enquiry committee therefore, recommended Head Constable Amjid No. 431 for major punishment under Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) on account of above allegations.

Keeping in view the findings of the Enquiry Committee and material on record, I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunication, Khyber Pakhtunkhwa is hereby awarded major punishment to Head Constable Amjid Ali No. 431 of “Reduction in the Rank” from Head Constable to the rank of Constable.


Order announced 26/11/2018

  
(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

No. 14485-94-D-26-4-18 %

Copy of above is forwarded for information and necessary action, to the :-

1. Accountant General of Khyber Pakhtunkhwa, Peshawar.
2. Accountant Tele Peshawar.
3. SP/Motor Transport, Khyber Pakhtunkhwa, Peshawar.
4. DSP/Tele, Peshawar.
5. SRC/Tele Peshawar.
6. GASI/Tele Peshawar.
7. Line Officer Tele Peshawar.
8. OI/C MT Store Peshawar.
9. Official concerned c/o Foreman MT Section.
10. OB No. 423 2018.

  
(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

%

ORDER

This order will dispose off the departmental enquiry initiated against Constable Kifayat Ullah No. 725 (MT Section) now under suspension. An enquiry committee comprising of Foreman/MT and Lines Officer Tele Peshawar was constituted for scrutinizing the conduct with reference to the allegations that he while posted at MT Workshop and performed Guard duty at Police Lines Grounds Peshawar.


The allegations are as under:-

“Reportedly Constable Kafayat Ullah No. 725 of MT Section is on Guard Duty at Police Lines Grounds Peshawar. You has replaced of the Bonnet of Vehicle No. A-1004 on 21.10.2018 at 08800 hours to 22.10.2018 at 0800 hours when you on guard duty.

The Enquiry Committee reached to the conclusion that from the perusal of available record and examination of concerned officials of MT Section (posted at Guard duty at Police Lines Peshawar) as well as the defaulter official statement admitted his guilt. The charges of direct involvement of him have been proved. The enquiry committee therefore, recommended Constable Kayat Ullah No. 725 for minor punishment under Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) on account of above allegations.

Keeping in view the findings of the Enquiry Committee and material on record, **I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunication, Khyber Pakhtunkhwa** is hereby awarded minor punishment to Constable Kafayat Ullah No. 725 “stoppage of one year increment without cumulative effect”

Order announced 26/11 /2018

  
**(SYED FIDA HASSAN SHAH)PSP**  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

No. 14475-84-26-11-18 o/c

Copy of above is forwarded for information and necessary action, to the :-

1. Accountant General of Khyber Pakhtunkhwa, Peshawar.
2. Accountant Tele Peshawar.
3. SP/Motor Transport, Khyber Pakhtunkhwa, Peshawar.
4. DSP/Tele, Peshawar.
5. SRC/Tele Peshawar.
6. GASI/Tele Peshawar.
7. Line Officer Tele Peshawar.
8. OI/C MT Store Peshawar.
9. Official concerned c/o Foreman MT Section.
10. OB No. 425 2018.

ORDER

This order will dispose off the departmental enquiry initiated against Constable Shahid Ahmad No. 566 (MT Section) now under suspension. An enquiry committee comprising of Foreman/MT and Lines Officer Tele Peshawar was constituted for scrutinizing the conduct with reference to the allegations that he while posted at MT Workshop and performed Guard duty at Police Lines Grounds Peshawar.


The allegations are as under:-

“Reportedly Constable Shahid Ahmad No. 566 of MT Section is on Guard Duty at Police Lines Grounds Peshawar. You has replaced of the Bonnet of Vehicle No. A-1004 on 21.10.2018 at 08800 hours to 22.10.2018 at 0800 hours when you on guard duty.

The Enquiry Committee reached to the conclusion that from the perusal of available record and examination of concerned officials of MT Section (posted at Guard duty at Police Lines Peshawar) as well as the defaulter official statement admitted his guilt. The charges of direct involvement of him have been proved. The enquiry committee therefore, recommended Constable Shahid Ahmad No. 566 for minor punishment under Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) on account of above allegations.

Keeping in view the findings of the Enquiry Committee and material on record, I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunication, Khyber Pakhtunkhwa is hereby awarded minor punishment to Constable Shahid Ahmad No. 566 “stoppage of one year increment without cumulative effect”


Order announced 26/11 /2018

  
(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

No. 14465-74, D-26-11-18 <sup>c/c</sup>

Copy of above is forwarded for information and necessary action, to the :-

1. Accountant General of Khyber Pakhtunkhwa, Peshawar.
2. Accountant Tele Peshawar.
3. SP/Motor Transport, Khyber Pakhtunkhwa, Peshawar.
4. DSP/Tele, Peshawar.
5. SRC/Tele Peshawar.
6. GASI/Tele Peshawar.
7. Line Officer Tele Peshawar.
8. OI/C MT Store Peshawar.
9. Official concerned c/o Foreman MT Section.
10. OB No. 426 2018.

  
(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

<sup>c/c</sup>

ORDER

This order will dispose off the departmental enquiry initiated against Constable Irfan Ullah No. 323 (MT Section) now under suspension. An enquiry committee comprising of Foreman/MT and Lines Officer Tele Peshawar was constituted for scrutinizing the conduct with reference to the allegations that he while posted at MT Workshop and performed Guard duty at Police Lines Grounds Peshawar.

The allegations are as under:-


“Reportedly Constable Shahid Ahmad No. 566 of MT Section is on Guard Duty at Police Lines Grounds Peshawar. You has replaced of the Bonnet of Vehicle No. A-1004 on 21.10.2018 at 08800 hours to 22.10.2018 at 0800 hours when you on guard duty.

The Enquiry Committee reached to the conclusion that from the perusal of available record and examination of concerned officials of MT Section (posted at Guard duty at Police Lines Peshawar) as well as the defaulter official statement admitted his guilt. The charges of direct involvement of him have been proved. The enquiry committee therefore, recommended Constable Irfan Ullah No. 323 for minor punishment under Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) on account of above allegations.

Keeping in view the findings of the Enquiry Committee and material on record,

**I, Syed Fida Hassan Shah, Deputy Inspector General of Police, Telecommunication, Khyber Pakhtunkhwa** is hereby awarded minor punishment to Constable Irfan Ullah No. 323 “Censure”


Order announced 26/11/2018

  
(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

No. 14455-64-D-26-11-18 o/c

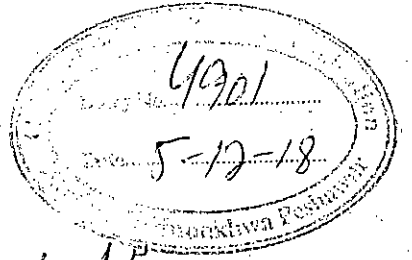
Copy of above is forwarded for information and necessary action, to the :-

1. Accountant General of Khyber Pakhtunkhwa, Peshawar.
2. Accountant Tele Peshawar.
3. SP/Motor Transport, Khyber Pakhtunkhwa, Peshawar.
4. DSP/Tele, Peshawar.
5. SRC/Tele Peshawar.
6. GASI/Tele Peshawar.
7. Line Officer Tele Peshawar.
8. OI/C MT Store Peshawar.
9. Official concerned c/o Foreman MT Section.
10. OB No. 427 2018.

  
(SYED FIDA HASSAN SHAH)PSP  
Deputy Inspector General of Police,  
Telecommunication & Transport,  
Khyber Pakhtunkhwa, Peshawar.

o/c

جناب عالی



گورنمنٹ ہیکل فروری بحوالہ انٹرنیٹ پیج 122 35-89 سہیل سپرٹ

یہ ہے پٹرنز آپ صاحبان سے ایماں ہیکل فروری کی دوبارہ آڈر جالی  
منظور کر کے منظور فرمائیں۔

عین زور نہیں ہوگی

العارفین

05/12/18

فٹنہ روزنامہ پبلیکیشنز پرائیویٹ لمیٹڈ لاہور

431  
انجی علی

Sr.  
Forwarded Plans  
L/T  
dt = 5-12-18

DSP/tech



**ORDER**

In continuation of this office order No.12235-39/Tele/OASI, dated 25.10.2018, Constable Amjid Ali No.431 of this unit is here re-instated in Service from the date of suspension with immediate effect.

*of/it*  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

15126-30

No.

/Tele/OASI, dated Peshawar the 6 11/2 /2018.

Copies forwarded for information and necessary action to the:-

1. SP/Motor Transport KP, Peshawar.
2. DSP/Telecomm: Peshawar.
3. Line Officer Tele Peshawar.
4. Foreman MT Section.
5. MTO/Telecomm: Peshawar.

*of/it*  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

نقل پورٹ

لاہور آئین 2018-12-06  
19/12/18

نقل نمبر 34 پورٹ

حرم حج و عمرہ بندہ  
25/10/2018  
لاہور جنرل مندرجہ ذیل  
نمبر نمونہ کو

DNo 10/0

ضاب عالی  
نقل نمبر 34

2018-12-06

Sir forwarded for N/Action please.

Lo/ele

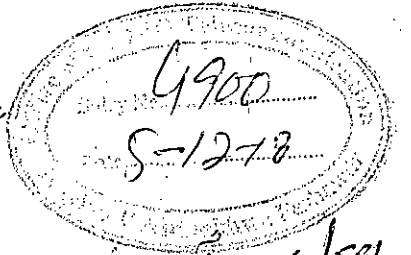
dsp/ele.

See

05/11/18



جناب عالی!



گزارش ہیکہ فروری کو حکمانہ انکوائری میں جو امر انگریزی صحیح

دیگ/فل آرڈر 1448594 سے رپورٹ (Reward) کرتے عہدہ کنسٹبل نیائیڈ

ہے اس سائل اس فیصلے میں نظر ثانی کیلئے جناب انسپٹر جنرل آف پولیس PK

کو رجم کی اپیل کرنا چاہتا ہے

لہذا استدعا ہیکہ فروری کو متعلقہ کاغذات اور انکوائری آرڈر

آفیسر، بیانات اور رپورٹ کی اٹیسٹڈ (Attested) مشدہ لٹرل دینے کا

حکم صادر فرمایا جائے۔

عین نوٹیشن ہوگی

تاریخ 03/12/18

الحارث علی

ایم ٹی سکشن پولیس سٹی ٹیوٹیشن پیٹاور

الحارث علی

431

منہ

الحارث علی

03/12/18

NOTE SHEET TELECOMM: & TRANSPORT

Subject: Application for the grant of documents for Appeal.

Sir,

1. Enclosed please find herewith an application submitted by Constable Amjid Ali NO.431 requested therein for the grant of attested copies of Enquiry documents for the purpose of appeal to worthy IGP/Khyber Pakhtunkwaha vide his self explanatory application placed at F/A.

*[Signature]*  
2. OAS/Tele. *oite*

3. DSP/Tele *Sir. Submitted for order ps.*

4. OS/Tele. *[Signature]*  
*0612 2018*

5. SP/MT *Be marked to Atty legal for opinion*  
*[Signature]*

6. W/DIGP/Telecomm:

From : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

To: The Assistant Inspector General of Police,  
Legal, CPO Khyber Pakhtunkhwa Peshawar.

No 15173/Tele/OASI, dated Peshawar the 10/12-2018.

Subject: APPLICATION

Memorandum:

Enclosed please find herewith an application submitted by Constable Amjid Ali No.431 requesting therein for the grant of attested copies of Enquiry documents for the purpose of appeal to worthy IGP/Khyber Pakhtunkhwa.

The self explanatory application of Constable Amjid Ali No.431 is submitted herewith legal opinion please.



Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

Encl: <sup>(1)</sup> one

o/c

NOTE SHEET TELECOMM: & TRANSPORT

Subject: Application for the grant of documents for Appeal.

Sir,

1. This is with reference to this office letter No.15173/Tele/OASI, dated 10.12.2018 vide placed at F/A.
2. In response to our above quoted ref: CPO has replied that as per PR 11.63 attested copy of the order of the applicant for departmental appeal may be allowed.
3. Submitted please

*Sir, submitted for order p.c.*

*D.A. d*

4. OASI/Tele. 18/12

5. DSP/Tele

~~DSP/Tele~~

6. OS/Tele.

*[Signature]*  
18/12/2018

*18/12/2018*

7. SP/MT

*Order copy*

8. W/DIGP/Telecomm:



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar

No. 6712 /Legal dated Peshawar, the 17 / 12 / 2018.


To: - The Deputy Inspector General of Police,  
Telecom: Khyber Pakhtunkhwa,  
Peshawar.

Subject:- APPLICATION.

Memo:-


Please refer to your letter No. 15173/Tele/OASI dated 10.12.2018 on the subject cited above.

It is intimated that as per PR 11.63 attested copy of order to the applicant for departmental appeal may be allowed.

  
SP Court & Litigation  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

SP/Tele  
SP/MT  
Dy Dir/Tele  
DSP/MT  
DSP/Tele  
OS/Tele  
PA/  
Acctt/Tele  
SRC/Tele  
OASI/Tele  
E/Branch/Tele  
ACR/Clerk Tele  
GSI/Tele  
Pension Clerk

1510  
17/12

DIG/Tele 

NOTE SHEET TELECOMM: & TRANSPORT

Subject: Application for the grant of documents for Appeal.

Sir,

1. This is with reference to this office letter No.15173/Tele/OASI, dated 10.12.2018 vide placed at F/A.
2. In response to our above quoted ref: CPO has replied that as per PR 11.63 attested copy of the order of the applicant for departmental appeal may be allowed.
3. Submitted please

*Sir, Submitted for order pce.*

*D.A. d*  
4. OASI/Tele. 12/12

5. DSP/Tele

~~DSP/Tele~~

6. OS/Tele.

*[Signature]*  
18/12/2018

*18/12/18*

7. SP/MT

*Final order copy*

8. W/DIGP/Telecomm:



NOTE SHEET TELECOMM: & TRANSPORT

Subject: Application.

Sir,

1. Enclosed please find herewith an application submitted by Constable Amjid Ali NO.431 (Auto Electrician) of this unit requesting therein for review over his application vide self explanatory application of the applicant is placed at F/A.
2. The punishment order is placed at F/B.
3. Submitted please:

*Sir,*  
*submitted for perusal p.e.*

*AM*  
*11/1/19*

~~5. DSP/Tele~~

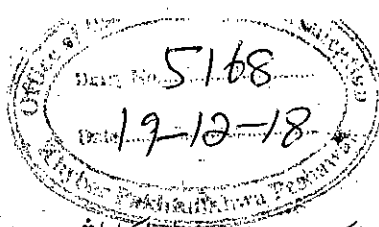
~~6. OS/Tele.~~

~~7. SP/MT~~

*[Signature]*  
*02/01/2019*

~~DSP/TELE~~  
*01/01/2019*

8. W/DIGP/Telecomm:



جناب عالی!

گزارش ہیکہ فدوی محکمہ ہذا میں بطور آٹو الیکٹریشن عرصہ دراز تقریباً 21 سال سے اپنی ڈیوٹی احسن طریقے سے سرانجام دے رہا ہے، اور کبھی بھی اپنے افسران بالا کو شکایت کا موقع نہیں دیا اور اسی قابلیت اور ایمانداری کے بل بوتے پر ہیڈ کانسٹیبل اور بعد میں ہیڈ کانسٹیبل "D" List پر ترقی دی گئی اور فدوی ASI کے پروموشن زون میں سب سے پہلے نمبر پر آ گیا۔

مورخہ 26.11.2018 کو بحوالہ DIG Telecomm آرڈر نمبر OASI/Tele/14485-94 فدوی کو

محکمہ کارروائی کے دوران Major Punishment کی صورت میں ASI کے پروموشن زون سے بطور عہدہ کانسٹیبل کی سزا دی گئی۔ تاہم اس ضمن میں فدوی کو کسی بھی قسم کا شوکا زائل شوکا ز جاری نہیں کیا گیا ہے۔ جس کی وجہ سے فدوی ذہنی کوفت کا شکار ہو گیا ہے۔

چونکہ فدوی اپنے خاندان کا اکلوتا سہارا ہے اور بمشکل اپنی تنخواہ پر گزارا رہا تھا، جو کہ اب بالکل ناممکن نظر آ رہا ہے۔

بذریعہ درخواست استدعا ہے کہ فدوی کی سزا پر نظر ثانی فرما کر معاف کرنے کا حکم صادر فرما کر مشکور فرمائیں۔ فدوی

تذیست دعا گورہیگا۔

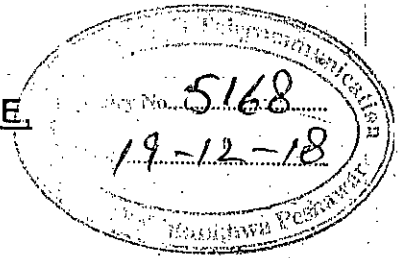
العارض

امجد علی کانسٹیبل نمبر 431 آٹو الیکٹریشن متعینہ MT ورکشاپ ٹیلی لائنز پشاور۔

SP/Tele  
SP/MT  
Dy Dir/Tele  
DSP/MT  
DSP/Tele  
OS/Tele  
P  
Acctt/Tele  
SRC/Tele  
OASI/Tele  
E/Branch/Tele  
ACR/Clerk Tele  
GS  
Pens. Clerk

DIG/Tele

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



**THROUGH PROPER CHANNEL.**

Subject:- **DEPARTMENTAL APPEAL / REPRESENTATION OF CONSTABLE AMJID ALI NO. 431 AUTO-ELECTRICIAN OF TELECOMMUNICATION POLICE DEPARTMENT KP PESHAWAR AGAINST THE IMPUGNED ORDER OF DIG/TELECOMMUNICATION KP PESHAWAR WHEREBY HE WAS AWARDED MAJOR PUNISHMENT OF REDUCTION IN RANK FROM HEAD CONSTABLE TO CONSTABLE VIDE ORDER ENDST: NO. 14485-94, DT: 26.11.2018**

**Prayer**

R/Sir,

On acceptance this departmental appeal, the impugned orders of DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar vide his office Endst. No. 14485-94, dated 26.11.2018 whereby the appellant was awarded Major Punishment of Reduction in rank from Head Constable (Intermediate qualified List "D") to Constable may kindly be set-aside with full back wages and benefits of service or any other relief if deemed proper may also be allowed.

**BRIEF FACTS** :- That the appellant was enlisted as Auto Electrician in MT Staff Tele-Communication, Police Department, Khyber Pakhtunkhwa, Peshawar since last 21 years. After qualifying basic departmental training, the appellant remained in serving the department to the best satisfaction of his Senior Command. During entire service carrier, no chance of complaint was provided which is evident from his Service Record. But, all of a sudden, the appellant was blemished for replacement of Front Banet of condemned (Off Road) Corolla Motor Car bearing Regn. No. A-1004 being on the charge of MT Store, KP Peshawar for which an Inquiry Committee was constituted to scrutinize the matter. The Inquiry Committee, without examining the appellant has submitted faulty and defective finding report to the Competent Authority. No chance of self-defense was provided upon which without initiating any departmental proceedings which is mandatory under the relevant law / rules, the Competent Authority has awarded Major Punishment of Reduction in Rank from Head Constable (List D) to Constable vide Order Endst. No. 14485,94, dated 26.11.2018 which is illegal and requires to be set aside forthwith.

**Respectfully submitted:-**

- a. That the appellant was posted as Auto Electrician in MT Staff Khyber Pakhtunkhwa Peshawar and serving to the best satisfaction of his Senior Command. No chance of complaint was provided.
- b. That the appellant while posted in MT Section Police Deptt: KP, Peshawar was charged for replacement of front bonnet of condemned (Off Road) Corolla Motor Car No. A-1004 upon which Inquiry Committee was constituted.
- c. That during enquiry, the Inquiry Committee did not provide any chance of self defense to the appellant and submitted faulty and defective finding report against the appellant and violative of relevant law / rules.

- d. That the appellant was neither charge sheeted nor any chance of self defense / personal hearing was provided to the appellant even any witness was also not examined in his presence which is mandatory under the relevant law / rules.
- e. That the Inquiry Committee has submitted a faulty and defective finding report which is against the norms of justice.
- f. That the Authority without fulfillment of codal formalities as required under the rules, announced a impugned order of Major Punishment of Reduction in rank from Head Constable to Constable which is illegal and unjustified.
- g. That the Impugned Order of DIG/Tele: KP Peshawar is against the justice and express Provisions of law thus liable to be set aside inter alia on the following grounds:-

#### GROUND OF APPEAL:-

- That the appellant was neither charge sheeted nor any witness was examined in his presence which was the result of personal ill will and was based on false statement, the charge was never proved in the enquiry thus the departmental proceedings so conducted were a mere eye wash and nullity in the eyes of law.
- That after receipt of defective finding enquiry report neither charge sheet was issued / served upon the appellant nor any chance of self defense or personal hearing was provided thus proceedings conducted and completed against the appellant are illegal, malafide and not tenable.
- That all the proceedings conducted against the appellant were violative of law and against the mandatory provision of Khyber Pakhtunkhwa Police Rules 1975 amendment 2014, the orders impugned are thus liable to be set at naught.
- That the departmental proceeding conducted against the appellant did not adhered to the mandatory provisions of Khyber Pakhtunkhwa, Police Rules 1975, but in a novel way.
- That all the proceedings conducted against the appellant were illegal and unlawful as it run counter to the express provisions of the Khyber Pakhtunkhwa Police Rules 1975.
- That during departmental proceedings the allegation of his involvement in replacement of front bonnet of condemned/off Road Motor Car bearing Regn. No. A-1004 were not proved and thus the proceedings conducted against the appellant are illegal, malafide and not tenable.
- That in impugned order of his reduction from the Rank of Head Constable to Constable, the required period of reduction is not mentioned in the order which is mandatory under the rules thus order passed against the appellant is harsh and violative of law.

- That the impugned order of DIG/Tele: KP, Peshawar is not based on justice, thus the order impugned is liable to be set at naught.
- That the appellant seeks the permission of Hon'able Appellant Authority to rely on additional grounds at the disposal of this appeal.

It is, therefore requested that on acceptance of this departmental appeal the impugned orders of DIG/Tele Communication, Khyber Pakhtunkhwa, Peshawar may kindly be set aside and the appellant may be restored in the rank of Head Constable (Intermediate qualified List "D") with all back benefits as admissible under the rules so as to meet the requirements of justice, please.



(AMJID ALI NO. 431)  
Constable Auto Electrician  
MT Section Police Deptt: Peshawar.

19/12/18

0333-9191273

PH: No.091-9210381  
Fax No.091-9210638

From : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

To: The Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No <sup>439</sup> /Tele/OASI, dated Peshawar the 08 / 10 / 2019.

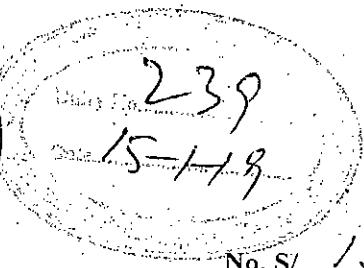
Subject: DEPARTMENTAL APPEAL/REPRESENTATION OF CONSTABLE  
AMJID ALI NO.431 (AUTO ELECTRICIAN) OF  
TELECOMMUNICATION POLICE DEPARTMENT KP, PESHAWAR  
AGAINST THE IMPUGNED ORDER OF DIG TELECOMMUNICATION  
KP PESHAWAR WHEREBY HE WAS AWARDED MAJOR  
PUNISHMENT OF REDUCTION IN RANK FROM HEAD  
CONSTABLE TO CONSTABLE VIDE ORDER ENDST: NO.14485-  
94/DATED 26.11.2018.

Memorandum:

Enclosed please find herewith an appeal/representation submitted by  
Constable Amjid Ali No.431 of this unit posted at MT Section Tele HQ: Peshawar on  
the subject cited above, is sent herewith please.

*o/c*

*S. Salman Choudhry*  
(SALMAN CHOUDHRY) PSP  
Deputy Inspector General of Police  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
CENTRAL POLICE OFFICE,  
PESHAWAR.

No. S/ 136 /19, dated Peshawar the 15 / 01 / 2019.

To : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa Peshawar.

Subject: APPEAL (CONSTABLE AMJID ALI NO.431)

Memo :

Enclosed please find herewith an appeal submitted by Constable Amjid Ali No. 431 of Telecommunication for restoration of his rank of Head Constable for recording of your Para-wise comments.

His Service Roll, Fauji Missal alongwith copy of complete enquiry file may also please be sent to this office as early as possible in connection with his appeal.

It may please be clarified that whether he has instituted a service appeal in Service Tribunal or otherwise.

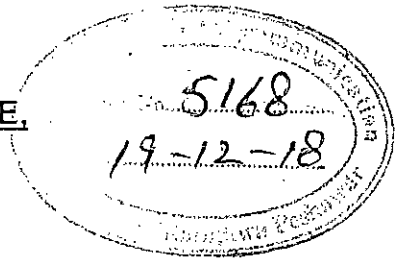
(SYED ANIS-UL-HASSAN),  
Registrar,  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

- SP/Tele
- SP/ST
- Dy Dir/Tele
- DEP/ME
- DSP/Tele
- OS/Tele
- PA
- Asst/Tele
- SRC/Tele
- GAS/Tele
- E/branch/Tele
- ACW/Clerk Tele
- CSI/Tele
- Parsons Clerk

✓ m16/1

DIG/Tele

BEFORE THE INSPECTOR GENERAL OF POLICE,  
KHYBER PAKHTUNKHWA PESHAWAR.



THROUGH PROPER CHANNEL.

Subject:- DEPARTMENTAL APPEAL / REPRESENTATION OF CONSTABLE AMJID ALI NO. 431 AUTO -ELECTRICIAN OF TELECOMMUNICATION POLICE DEPARTMENT KP PESHAWAR AGAINST THE IMPUGNED ORDER OF DIG/TELECOMMUNICATION KP PESHAWAR WHEREBY HE WAS AWARDED MAJOR PUNISHMENT OF REDUCTION IN RANK FROM HEAD CONSTABLE TO CONSTABLE VIDE ORDER ENDST. NO. 14485-94, DT: 26.11.2018

Prayer

R/Sir,

On acceptance this departmental appeal the impugned orders of DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar vide his office Endst. No. 14485-94, dated 26.11.2018 whereby the appellant was awarded Major Punishment of Reduction in rank from Head Constable (Intermediate qualified List "D") to Constable may kindly be set-aside with full back wages and benefits of service or any other relief if deemed proper may also be allowed.

BRIEF FACTS :- That the appellant was enlisted as Auto Electrician in MT Staff Tele-Communication, Police Department, Khyber Pakhtunkhwa, Peshawar since last 21 years. After qualifying basic departmental training, the appellant remained in serving the department to the best satisfaction of his Senior Command. During entire service carrier, no chance of complaint was provided which is evident from his Service Record. But, all of a sudden, the appellant was blemished for replacement of Front Banet of condemned (Off Road) Corolla Motor Car bearing Regn. No. A-1004 being on the charge of MT Store, KP Peshawar for which an Inquiry Committee was constituted to scrutinize the matter. The Inquiry Committee, without examining the appellant has submitted faulty and defective finding report to the Competent Authority. No chance of self-defense was provided upon which without initiating any departmental proceedings which is mandatory under the relevant law / rules, the Competent Authority has awarded Major Punishment of Reduction in Rank from Head Constable (List D) to Constable vide Order Endst. No. 14485,94, dated 26.11.2018 which is illegal and requires to be set aside forthwith.

Respectfully submitted:-

- a. That the appellant was posted as Auto Electrician in MT Staff Khyber Pakhtunkhwa Peshawar and serving to the best satisfaction of his Senior Command. No chance of complaint was provided.
- b. That the appellant while posted in MT Section Police Deptt: KP, Peshawar was charged for replacement of front bonnet of condemned (Off Road) Corolla Motor Car No. A-1004 upon which Inquiry Committee was constituted.
- c. That during enquiry, the Inquiry Committee did not provide any chance of self defense to the appellant and submitted faulty and defective finding report against the appellant and violative of relevant law / rules.



- d. That the appellant was neither charge sheeted nor any chance of self defense / personal hearing was provided to the appellant even any witness was also not examined in his presence which is mandatory under the relevant law / rules.
- e. That the Inquiry Committee has submitted a faulty and defective finding report which is against the norms of justice.
- f. That the Authority without fulfillment of codal formalities as required under the rules, announced a impugned order of Major Punishment of Reduction in rank from Head Constable to Constable which is illegal and unjustified.
- g. That the Impugned Order of DIG/Tele: KP Peshawar is against the justice and express Provisions of law thus liable to be set aside inter alia on the following grounds:-

#### GROUNDS OF APPEAL:-

- That the appellant was neither charge sheeted nor any witness was examined in his presence which was the result of personal ill will and was based on false statement, the charge was never proved in the enquiry thus the departmental proceedings so conducted were a mere eye wash and nullity in the eyes of law.
- That after receipt of defective finding enquiry report neither charge sheet was issued / served upon the appellant nor any chance of self defense or personal hearing was provided thus proceedings conducted and completed against the appellant are illegal, malafide and not tenable.
- That all the proceedings conducted against the appellant were violative of law and against the mandatory provision of Khyber Pakhtunkhwa Police Rules 1975 amendment 2014, the orders impugned are thus liable to be set at naught.
- That the departmental proceeding conducted against the appellant did not adhered to the mandatory provisions of Khyber Pakhtunkhwa, Police Rules 1975, but in a novel way.
- That all the proceedings conducted against the appellant were illegal and unlawful as it run counter to the express provisions of the Khyber Pakhtunkhwa Police Rules 1975.
- That during departmental proceedings the allegation of his involvement in replacement of front bonnet of condemned/off Road Motor Car bearing Regn. No. A-1004 were not proved and thus the proceedings conducted against the appellant are illegal, malafide and not tenable.
- That in impugned order of his reduction from the Rank of Head Constable to Constable, the required period of reduction is not mentioned in the order which is mandatory under the rules thus order passed against the appellant is harsh and violative of law.

- That the impugned order of DIG/Tele: KP, Peshawar is not based on justice, thus the order impugned is liable to be set at naught.
- That the appellant seeks the permission of Hon 'able Appellant Authority to rely on additional grounds at the disposal of this appeal.

It is, therefore requested that on acceptance of this departmental appeal the impugned orders of DIG/Tele Communication, Khyber Pakhtunkhwa, Peshawar may kindly be set aside and the appellant may be restored in the rank of Head Constable (Intermediate qualified List "D") with all back benefits as admissible under the rules so as to meet the requirements of justice, please.

  
(AMJID ALI NO. 431)  
Constable Auto Electrician  
MT Section Police Deptt: Peshawar.

19/12/18 0333-9191273

From : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

To: The Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No **973** /Tele/OASI, dated Peshawar the **22/1** 2019


Subject: APPEAL (CONSTABLE AMJID ALI NO.431)

Memorandum:

Kindly refer to your letter No.136/19, dated 15.01.2019 on the subject cited above.

It is submitted that the requisite documents of Constable Amjid Ali No.431 are sent herewith as desired. It is also clarified that Constable Amjid Ali did not instituted a service appeal in service Tribunal please.

1. One service Roll.
2. One Fauji Missal.
3. Copy of complete Enquiry File.

  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

From : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

To : The Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No **1931** /Tele/OASI, dated Peshawar the **13/2/2019**.

Subject: APPEAL (CONSTABLE AMJID ALI NO.431)

Memorandum:

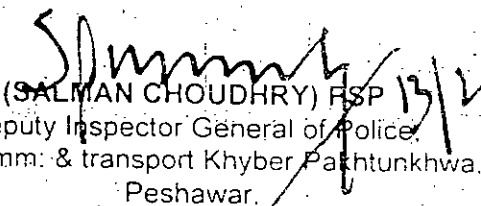
Kindly refer to your letter No.295/19, dated 25.01.2019 on the subject cited above.

It is submitted that on 23.10.2018 at 1000 hours that Incharge MT Store and Line officer Tele Peshawar has checked the old/new vehicles (on charge of MT Store) in Police Line Ground Peshawar, during checking the front Bonnet of Govt. Vehicle Corolla Motor Care NO.A-1004 (off-Road) has been replaced, the said report was also registered in Daily Diary vide No.20 dated 23.10.2018. For the purpose of departmental Enquiry, Mr. Qulzum Hussain (Foreman MT) and SI Inayat Ullah Khan was appointed as Enquiry officer to conduct Enquiry into the matter. Enquiry officers

Conducted enquiry and submitted recommendation that, HC/431 Amjid Ali C/1104 Farman ullah may be awarded for major punishment and the remaining three officials C/725 Kifayat ullah, C/566 Shahid Ahmad and C/323 Irfan ullah may be awarded for minor punishment.

Consequent upon the recommendation of Enquiry officer the than DIG Telecomm: & Transport KP, Peshawar has awarded Head Constable Amjid Ali No.431 major punishment of reduction in Rank.

Complete service record along with Enquiry file has already been sent to your office please.

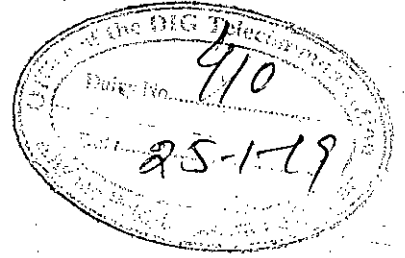
  
(SALMAN CHOUDHRY) RSP  
Deputy Inspector General of Police,  
Telecomm: & transport Khyber Pakhtunkhwa,  
Peshawar.



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar.

No. S/ 295 /19, dated Peshawar the 25/01 /2019.

To: The Deputy Inspector General of Police,  
Telecommunication,  
Khyber Pakhtunkhwa, Peshawar.

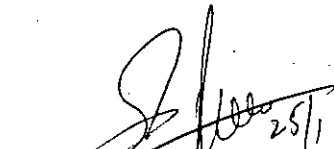


Subject: APPEAL (CONSTABLE AMJID ALI NO. 431)

Memo:

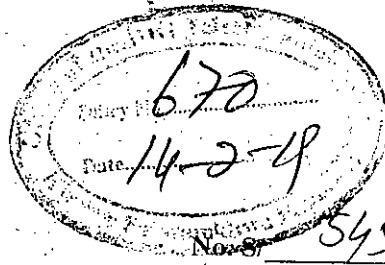
Please refer to your office Memo: No. 973/Tele/OASI, dated 22.01.2019.

The comments have not been received with your above quoted reference which may please be sent to this office to process his appeal in the Appellate Board meeting.

  
(SYED ANISUL-HASSAN)  
Registrar,  
For Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.  
25-01-2019

SP/Tele  
SP/MT  
Dy Dir/Tele  
DSP/MT  
DSI/Tele  
OS/Tele  
PA/  
Acctt/Tele  
SRC/Tele  
OASI/Tele ✓  
E/Branch/Tele  
ACR/Clerk Tele  
GSI/Tele  
Pension Clerk

DIG/Tele



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar.

No. S/ 545 /19, dated Peshawar the 13/02/2019.

REMINDER-II


To: The Deputy Inspector General of Police,  
Telecommunication,  
Khyber Pakhtunkhwa, Peshawar.

Subject: APPEAL (CONSTABLE AMJID ALI NO. 431)

Memo:

Please refer to this office Memo: No. S/136/19, dated 15.01.2019 followed by reminder No. S/295/19, dated 25.01.2019.

The requisite comments is still awaited which may please be sent to this office to process his appeal in the next Appellate Board meeting.

  
(SYED ANIS-UL-HASSAN)  
Registrar,  
For Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

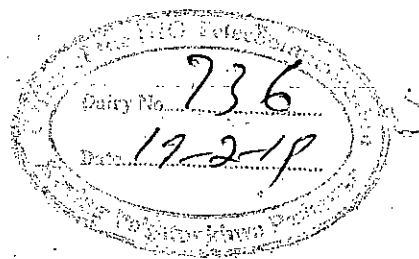
13/2/19

- SP/Tele
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- By Dir/Tele
- DSP/MT
- DSP/Tele
- OS/Tele
- PA
- Acct/Tele
- SRC/Tele
- OAS/Tele
- E/Branch/Tele
- ACR/Clerk
- GS/Tele
- Pension Clerk

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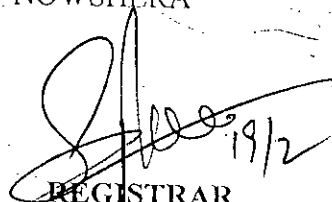
MESSAGE(.)



FROM(.) PESHAWAR POLICE  
TO(.) THE DEPUTY INSPECTOR GENERAL OF POLICE,  
TELE-COMMUNICATION, PESHAWAR (.) BY HAND  
THE CAPITAL CITY POLICE OFFICER, PESHAWAR(.) BY HAND  
THE DPO, DIR UPPER, SWABI, NOWSHERA (.)

NO. S/ 583/2 /19, DATED PESHAWAR 19/2 /2019(.) SUBJECT (.)  
DEPARTMENTAL APPELLATE BOARD MEETING(.) MEMO: THE FOLLOWING  
APPELLANTS OF YOUR UNIT/DISTRICT MAY PLEASE BE INFORMED TO ATTEND THE  
DEPARTMENTAL APPELLATE BOARD MEETING IN CONNECTION WITH THEIR  
APPEALS/REVISION PETITIONS SCHEDULED TO BE HELD ON 21.02.2019 AT 10:00 AM  
UNDER THE CHAIRMANSHIP OF AIG/ESTABLISHMENT, KHYBER PAKHTUNKHWA IN CPO  
(.)

1. EX-FC SHAFI ULLAH NO. 472 OF DISTRICT DIR UPPER
2. FC AMJID ALI NO. 431 (THE THEN HC) OF TELECOMMUNICATION KP
3. IHC WAHEED KHAN NO. 5576 OF CCP PESHAWAR
4. FC NASIR ALI NO. 1132 NOW 1144 (THE THEN HC) OF DISTRICT SWABI
5. FC IKRAM ULLAH NO. 115 OF DISTRICT NOWSHERA

  
REGISTRAR,  
FOR INSPECTOR GENERAL OF POLICE,  
KHYBER PAKHTUNKHWA, PESHAWAR. 19/2

NO. S/ 583-3/2 /19,

COPY OF ABOVE IS FORWARDED FOR INFORMATION AND NECESSARY

ACTION TO THE:-

1. AIG/LEGAL, CPO PESHAWAR.
2. DSP/ADMIN, CPO PESHAWAR.
3. PA TO AIG/ESTABLISHMENT, CPO.

SP/Tele  
SP/MT  
Dy Dir/Tele  
DSP/MT  
DSP/Tele  
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Acct/Tele  
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OASU/Tele  
E/branch/Tele  
ACR/Clerk  
GS/Tele  
Fashion Clerk

19/2

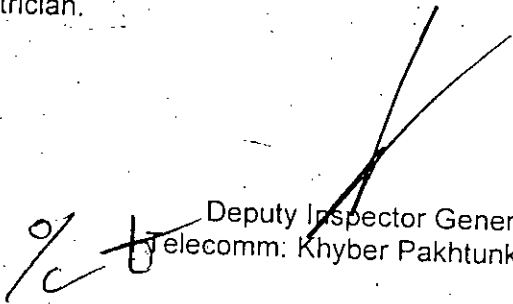
OFFICE OF THE DEPUTY INSPECTOR GENERAL OF POLICE,  
TELECOMMUNICATION, KHYBER PAKHTUNKHWA, PESHAWAR.

DEPARTMENTAL APPELLATE BOARD MEETING ON 21.02.2019

No. 2323-26 /Tele/OASI, Dated Peshawar the 19 / 2 /2019.

Copy of the overleaf vide No.583702/19 dated 19.02.2019 is forwarded to Foreman MT Section Peshawar to inform C/431 Amjid Ali to appear before the departmental appellate board at CPO Peshawar on 21.02.2019 at 1000 hours in connection of appeal.

1. SP/Motor Transport, KP, Peshawar.
2. Foreman MT Section.
3. Line officer Tele Peshawar.
4. C/431 Amjid Ali Auto Electrician.

  
Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.



From : The Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

To : The Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.


No <sup>2901</sup> /Tele/OASI, dated Peshawar the <sup>4</sup> / <sup>13</sup> 2019.

Subject: APPEAL (CONSTABLE AMJID ALI NO.431)

Memorandum:

Kindly refer to your letter No.647/19, dated 28.02.2019 on the subject cited above.

It is submitted that proper departmental enquiry has been conducted and all the officials included HC/431 Amjid Ali were served with Show cause Notice and then awarded the punishments. Charge Sheets, Statement of allegations & Final Show Cause Notices were not been issued to them please.

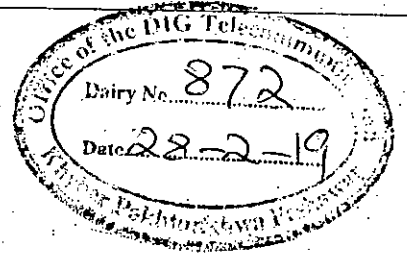
  
(SALMAN CHOUDHRY) DSP  
Deputy Inspector General of Police,  
Telecomm: & Transport, Khyber Pakhtunkhwa,  
Peshawar.



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar

No. S/ 647 /19, Dated Peshawar the 28/02/2019.

To: The Deputy Inspector General of Police,  
Telecommunication, Khyber Pakhtunkhwa,  
Peshawar.



Subject:- APPEAL (CONSTABLE AMJID ALI NO. 431)

Memo:

Please refer to your office memo: No. 1931/Tele/OASI, dated 13.02.2019 on the subject cited above.

Meeting of Appellate Board was held on 21.02.2019 in CPO wherein the appeal of Constable Amjid Ali No. 431 has examined as he was awarded punishment of reduction in the rank from Head Constable to the rank of Constable by the then DIG/Telecommunication, Khyber Pakhtunkhwa Peshawar vide order Endst: No. 14485-94, dated 26.11.2018.

Perusal the reply to parawise comments, the following documents is missing:-

1. Charge Sheet
2. Statement of Allegations
3. Final Show Cause notice

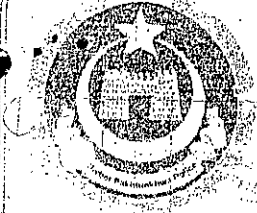
Therefore, it is requested that the above documents may please be submitted at the earliest possible time, for the perusal of Appellate Board please.

SP/Tele  
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Acctt/Tele  
SRC/Tele  
OASI/Tele  
E/Branch/Tele  
A/R/Clerk  
Clerk

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28/2

(SADIQ BALOCH)PSP  
AIG/Establishment,  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

DIG/ie



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR.

No. S/ 1502

/19, dated Peshawar the 03/05/2019.

1834  
6-5-19

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 Constable **Amjid Ali No. 431** (the then HC). The petitioner was awarded penalty of reduction in the rank from Head Constable to the rank of Constable by DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar vide order Endst: No. 14485-94, dated 26.11.2018 on the allegations that he while posted as Incharge Auto Electrician Telecommunication Unit Peshawar was departmentally proceeded on the following allegations:-

"It has been reported by Incharge MT Store Peshawar that on 23.10.2018 at 1000 hours that Incharge MT Store and Line Officer Tele Peshawar has checked the old/new vehicles (on charge of MT Store) in Police Line Ground Peshawar. during checking the front bonnet of Govt. vehicle Corolla Motor Car No. A-1004 (off-Road) has been replaced. the said report was also registered in Daily Diary (Rozaameha) vide No. 20, dated 23.10.2018".

Meeting of Appellate Board was held on 07.03.2019 wherein petitioner was heard in person. During hearing petitioner denied the allegations leveled against him.

Penalty of reduction in rank from Head Constable to the rank of Constable was imposed on petitioner by DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar vide order Endst: No. 14485-94, dated 26.11.2018 on the allegations of replacing front bonnet of Govt. vehicle Corolla Motor Car No. A-1004 (off-Road). The other staff of MT Section namely Constable Farman Ullah No. 4104 of MT Section was awarded minor punishment of stoppage of 03 years increments with cumulative effect, Constable Kifayat Ullah No. 725 and Constable Shahid Ahmad No. 566 were awarded minor punishment of stoppage of 01 year increment without cumulative effect while Constable Irfan Ullah No. 323 was awarded minor punishment of censure.

The Board examined the enquiry papers which reveals that allegation levelled against the petitioner are proved and he was found guilty to the charges and the petitioner also admitted his guilt during the enquiry.

Petitioner failed to advance plausible explanation in rebuttal of the charges. Therefore, as recommended by the Board his petition is hereby rejected.

This order is issued with the approval by the Competent Authority.

(SADIQ BALOCH) PSP  
AIG/Establishment,  
For Inspector General of Police  
Khyber Pakhtunkhwa,  
Peshawar.

SP/Tele  
SP/MT  
By Dir/Tele  
DS/MT  
DSP/Tele  
C/Tele  
F/Tele  
Asstt/Tele  
SRC/Tele  
M/Tele  
M/Tele  
ACR/Clerk Tele  
CSI/Tele  
Pension Clerk

No. S/ 1503-08/19.

Copy of the above is forwarded to the:

1. DIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar. One Service Roll, one Fauji Memorandum of complete enquiry file of the above named Constable received vide your office Memo No. 973/Tele/OASI, dated 22.01.2019 is returned herewith for your office record.
2. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
3. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
4. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
6. Office Supdt: E-TV CPO Peshawar.

W  
6/5

DIG/Tele

Encl: S/Roll - ① S/Book - ②  
F/missal - ① enquiry file - ①