

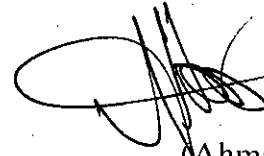
Order

28.06.2019

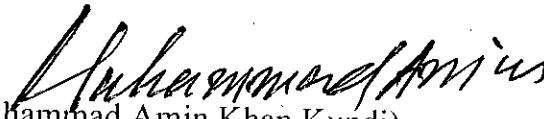
Counsel for the appellant and Mr. Muhammad Jan, DDA alongwith Mr. M. Farooq, Inspector for respondents present. Arguments heard and record perused.

This appeal is also accepted as per detailed judgment of today placed on file in service appeal No. 63/2019 titled "Kifayatulah Khan-vs- Inspector General of Police, Khyber Pakhtunkhwa Peshawar and three others." Parties are left to bear their own cost. File be consigned to the record room.

Announced:
28.06.2019



(Ahmad Hassan)
Member





(Muhammad Amin Khan Kundi)
Member

1/1

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 46/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/1/2019	<p>The appeal of Mr. Abdul Malik resubmitted today by Naila Jan 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 11/1/19</p>
2-	16-1-19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12-2-19</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Abdul Malik Senior Clerk DPO Office Bannu received today i.e. on 07.01.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- ✓ 1- Memorandum of appeal may be got signed by the appellant.
- ✓ 2- Annexures of the appeal may be flagged.
- ✓ 3- Annexures of the appeal may be attested.
- ✓ 4- Affidavit may be got attested by the Oath Commissioner.
- ✓ 5- Copy of First departmental appeal in respect of appellant mentioned in para-5 of the memo of appeal is not attached with the appeal which may be placed on it.
- ✓ 6- Copy of Mercy Petition dated 25.10.2018 mentioned in para-6 of the memo of appeal is not attached with the appeal which may be placed on it.
- ✓ 7- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- ✓ 8- Six more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 45 /S.T,

Dt. 8-1- /2019.

10 Jan 8/1/19
REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Naila Jan Adv. Peshawar.

*Resubmitted and
demanded all the objection
as mention above.
Signed by the appellant and
attested by the oath commissioner
also submitted six more copies.*

*Naila Jan
Adv*
11/1/2019

**BEFORE THE HONBLE KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL PESHAWAR**

S.A. No. 116 of 2019


Abdul Malik

VERSUS

Inspector General of Police Khyber Pakhtunkhwa and
others

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5.	Copy of the impugned ACR	"A"	11-12
6.	Copy of Departmental appeal and rejection order	"B" & "C"	13-14
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 Through
 Advocate, High Court
 Peshawar
 Nails Jan

Dated: 04/01/2019

①

**BEFORE THE HONBLE KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL PESHAWAR**

S.A. 46 /2019

Khyber Pakhtukhwa
Service Tribunal

Diary No. 30

Dated 07-1-2019

Abdul Malik, Senior Clerk, DPO Office Bannu.

-----*(Appellant)*

VERSUS

1. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
2. Additional Inspector General Establish Khyber Pakhtunkhwa Peshawar.
3. Regional Police officer Bannu Region Bannu.
4. District Police officer Bannu.

-----*(Respondents)*

**APPEAL U/S 4 OF THE KHYBER
PAKHTUNKHWA SERVICES TRIBUNAL
ACT, 1974 AGAINST THE ADVERSE
REMARKS FOR THE PERIOD W.E.F
20/05/2017 TO 31/12/2017 COMMUNICATED
VIDE LETTER DATED 03/07/2018 AND
ORDER DATED 25/10/2018 WHEREBY
DEPARTMENTAL APPEAL OF THE
APPELLANT WAS REJECTED AND ORDER
DATED 06/12/2018 WHEREBY MERCY
PETITION OF THE APPELLANT WAS
REJECTED FOR NO GROUNDS.**

Filed to-day

Registrar

7/1/19

Naila Jan Advocate
Peshawar High Court

Naila Jan

Re-submitted to-day
and filed.

Registrar

7/1/19

15 PRAYERS:-

(2)

ON ACCEPTANCE OF THE INSTANT APPEAL
THE IMPUGNED ORDERS DATED 03/07/2018,
25/10/2018 AND ORDER DATED, 06/12/2018
MAY KINDLY BE SET ASIDE AND THE
ADVERSE REMARKS MAY KINDLY BE
EXPUNGED IN THE BEST INTEREST OF
JUSTICE.

Respectfully Sheweth,

The appellant submits as under:-

1. That the appellant was appointed as Junior Clerk on 12/11/1992 and since his appointed the appellant performed his duty with great zeal and zeast and enthusiasm and there was no complaint what so ever against the appellant.
2. That due to his outstanding service record and devotion towards his duties the appellant was promoted as senior Clerk by the Respondents.

Naila Jan Advocate
Peshawar High Court

Naila Jan

3. That though the service cases of the appellant the appellant was never given any adverse ACR which shows the outstanding and unblemished service of the appellant.
4. That the appellant was surprised to receive the ACR for the period from 20/05/2017 to 31/12/2017 vide letter No.2572/18 dated 03/07/2018 which is based on malafide illegal. (Copy of the impugned ACR is annexed as annexure "A")
5. That feeling aggrieved from the impugned adverse ACR's the appellant filed departmental appeal on dated 17/07/2018. However the same appeal was turned down vide order dated 25/10/2018. (Copy of Departmental appeal and rejection order are annexed as annexure "B" & "C")
6. That the appellant thus filed on individual departmental appeal/ mercy petition on

Naila Jan Advocate
Peshawar High Court

Naila Jan
Advocate

(4)

25/10/2018 which was rejected on 06/12/2018 received by the Appellant 10/12/2018. (Copy of mercy petition and order are annexed as annexure "D" & "E")

7. That feeling aggrieved from the impugned ACRs and orders the appellant filing the instant appeal on the following grounds.

GROUND:-

A. That the impugned ACRs as well as orders are against Law, rules principles of Natural Justice and void abinitio hence not sustainable under the law.

B. That the Respondent are under legal obligation to call the appellant for counseling however the opportunity of counseling has not been provided to the appellant hence the impugned remarks are liable to be expunged being contrary to law and rules.

Naila Jan Advocate
Peshawar High Court

Naila Jan

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c. That throughout the service of the Appellant no complaint or explanation, has been called from the appellant which negate the stance of the Respondent.

D. That neither opportunity of personal hearing has been provided to the appellant hence the appellant has been condemned unheard.

E. That adverse remarks for the same period has been recorded in the ACRs of nine others which was expunged by the Respondent however the appellant was subjected to discrimination hence the Respondents violated Article 25 of the constitutional of Islamic Republic of Pakistan 1973, which makes all the impugned orders as void. (Copies of ACRs are annexed as annexure "F")

Naila Jan Advocate
Peshawar High Court



F. That even no Show Cause Notice has ever been issued to the appellant nor did any

(6)

complaint has ever been filed against the appellant by anyone.

G. That the appellant has not been provided opportunity of fair trial as guaranteed by Art. 10-A of the constitution of Islamic Republic of Pakistan 1973.

H. That the appellant seek permission to adduce other grounds during Arguments.

It is, therefore, most humbly prayed that the appeal may kindly be accepted as prayed for in the heading of the appeal.

Any other relief not specifically asked for may also graciously be extended in favour of the appellant in the circumstances of the case.

[Signature]
Appellant
Naila Jan Advocate
Peshawar High Court
[Signature]
Through
Naila Jan
Advocate, High Court
Peshawar.

Dated: 07/01/2019

NOTE:-

No such like appeal for the same appellant, upon the same subject matter has earlier been filed by me, prior to the instant one, before this Hon'ble Tribunal.

Naila Jan Advocate
[Signature]
Advocate

BEFORE THE HONBLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR

S.A _____/2019

Abdul Malik

VERSUS

Inspector General of Police Khyber Pakhtunkhwa and others

AFFIDAVIT

I, Abdul Malik, Senior Clerk, DPO Office Bannu, do hereby solemnly affirm and declare that all the contents of the **accompanied appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Tribunal.

Abdul Malik
DEPONENT

Identified By;

*Naila Jan Advocate
Peshawar High Court
Naila Jan*
NAILA JAN

Advocate High Court
Peshawar.



11.01.19

**BEFORE THE HONBLE KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL PESHAWAR**

S.A _____/2019

Abdul Malik

VERSUS

Inspector General of Police Khyber Pakhtunkhwa and
others

APPLICATION FOR CONDONATION OF DELAY

RESPECTFULLY SHEWETH:-

Applicant submits as under.

1. That the above mentioned appeal is filing before this Hon'ble Tribunal in which no date is fixed for hearing so far.
2. That the final impugned order was communicated to the appellant on 10/12/2018 and the instant appeal is within time, however if this it would be considered time bard then the limitation is condonable on the following grounds

GROUND:

- A. That the impugned order is void order, because the Respondents violated Article 25 of the

9
constitution of Islamic Republic of Pakistan
1973, by subjected the appellant to
discrimination therefore no limitation runs
against such void order.

B. That the final order was communicated to the
applicant on 10/12/2018.

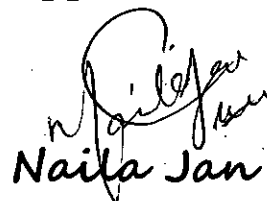
C. That there are number of precedents of
Supreme Court of Pakistan which provides that
the cases shall be decided on merits rather than
technicalities.

*It is therefore requested that the limitation
period (if any) may kindly be condone in the in-
trust of justice.*



Appellant

Through



Naila Jan

Advocate, High Court
Peshawar.

Dated: 07/01/2019

(10)

**BEFORE THE HONBLE KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL PESHAWAR**

S.A _____/2019

Abdul Malik

VERSUS

Inspector General of Police Khyber Pakhtunkhwa and
others

ADDRESSES OF PARTIES

APPELLANT.

Abdul Malik, Senior Clerk, DPO Office Bannu.

RESPONDENTS

1. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
2. Additional Inspector General Establish Khyber Pakhtunkhwa Peshawar.
3. Regional Police officer Bannu Region Bannu.
4. District Police officer Bannu:

[Signature]
Appellant

Through

[Signature]
Naila Jan

Advocate, High Court
Peshawar.

Dated: 07/01/2019

(11)

**GOVERNMENT OF K.P.K
POLICE DEPARTMENT.**

CONFIDENTIAL REPORT

For the period from 20.05.2017 to 31.12.2017.

DyP:
Anwar "A"

PART - I

- 1-Name:- Abdul Malik 1(a) Father's Name:- Ajmal Khan.
 2-Designation:- Senior Clerk.
 3-Date of Birth:- 19.04.1967. 3(a) Qualification: - B.A
 4-Date of Entry into Govt: Service:- 12-11-1992 as a Junior Clerk.
 5-Section/Branches in which employed during the year, with period:-20-05-2017 to 31.12.2017.
Building / Stationery Clerk, DPO Office, Bannu.

PART-II						
A	PERFORMANCE	A1	A	B	C	D
1	Referencing, paging of notes and correspondence			D		
2	Movement of files & record of suspense cases.			D		
3	Keeping files and papers in tidy conditions.		D			
4	Promptness and accuracy in disposing of work			D		
B PERSONAL TRAITS						
5	Intelligence			D		
6	Knowledge of procedure and regulations			D		
7	Punctuality		D			
8	Cooperation and tact		D			
9	Amenability of discipline			D		
10	Skill in drafting				D	

11. Integrity

Assessment

- | | |
|--|--|
| I. Incorruptible _____ | <input style="width: 100%;" type="text" value="YES"/> |
| II. Reported to be corrupt _____ | <input style="width: 100%;" type="text" value="NO"/> |
| III. Believed to be corrupt, because of. | <input style="width: 100%;" type="text" value="NO"/> |
| (a) Monetary consideration _____ | <input style="width: 100%;" type="text" value="NO"/> |
| (b) Other Consideration _____ | <input style="width: 100%;" type="text" value="NO"/> |
| | Yes No |
| 12. Knowledge of Typing/Computer. | <input checked="" type="checkbox"/> <input type="checkbox"/> |
| 13. Trust worthiness in confidence and secret matters. | <input checked="" type="checkbox"/> <input type="checkbox"/> |
| 14. Any disciplinary action taken during the period under report | <input type="checkbox"/> <input checked="" type="checkbox"/> |

*Watts & Co. Advocates
Peshawar
in Court
M. J. Jai*

PART-III

- (a) Recommended for accelerated promotion.
- (b) Fit for Promotion.
- (c) Recently promoted/appointed consideration for promotion pre-mature.
- (d) Not yet fit for promotion.
- (e) Unfit for further promotion.

By Reporting Officer By Countersigning Officer

<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

PART-IV

General Assessment		By Reporting Officer	By Countersigning Officer
I	Very Good		
II	Good		
III	Average	D	D
IV	Below Average		
V	Poor		

PEN PICTURE

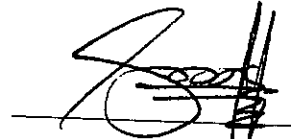
The officer is an easy-going who only passes time and does not bother to improve himself.

Reporting Officer's Signature

Name (in Block letters)

Dated 04/01/2018

Designation



(SADIQ BALOCH)

PSP
District Police Officer,
Bannu.

NOTED AS ADVERSE REMARK

No. 5/2572/18 dated 03/07/18

General Remarks by higher Officer..

I agree

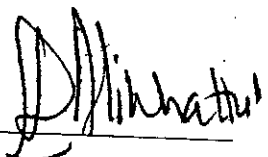
Pl communicate

Countersigning Officer's Signature

Name (in Block letters)

Dated 20/07/20

Designation



DAR ALI KHAN

By: Inspector General
Bannu Region



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

No. S/ 2572 /18, Dated Peshawar the 03/07/2018.

Confidential/In-duplicate

To:- The Regional Police Officer,
Bannu Region, Bannu.

Subject: - ACR/COMMUNICATION OF ADVERSE REMARKS
Memo:

In the Annual Confidential Report on the working of Senior Clerk
Abdul Malik, for the period/year 20.05.2017 to 31.12.2017 it has been mentioned that:-
Remarks of the Reporting Officer:

B) PERSONAL TRAITS

10.	Skill in drafting	"C"
-----	-------------------	-----

PART-III

d.	Not yet fit for promotion	"YES"
----	---------------------------	-------

<u>Pen Picture</u> "The officer is an easy-going who only passes time and does not bother to improve himself"
<u>1st Countersigning Officer Remarks (RPO)</u> "I agree"
<u>2nd Countersigning Officer Remarks (Addl: IGP/HQrs:/KPK)</u> "Please communicate as Adverse"

The above adverse remarks may please be conveyed to the official concerned in order that he may remedy the defects. Representation if made should be sent not later than one month from the date of receipt of this communication.

The acknowledgement as token of the receipt of this memo: may be obtained from him on the attached duplicate copy of this communication and returned to this office for record in his Character Roll Dossier.

(IRFAN ULLAH KHAN)PSP
AIC Establishment
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

2/7/18

Naila Jan Advocate
Peshawar High Court

بخدمت جناب انسپکٹر جنرل آف پولیس صوبہ خیبر پختونخوا

13

مجلس B

ACR/COMMUNICATION OF ADVERSE REMARKS

عنوان:

جناب عالی!

گزارش ہے کہ ذیل کلرکل سٹاف بنوں ریج عرض کرتے ہیں کہ ہم ساکنان کو مورخہ 28.04.2017 تا 31.12.2017 کے ACRs میں ہمارے خلاف ADVERSE REMARKS دئے گئے ہیں جن کو دیکھ کر ہم سب حیران اور پریشان ہے کہ نہ تو ہمارے خلاف کوئی Explanation وغیرہ تھی اور نہ ہی ہم سے دوران ڈیوٹی ایسی کوئی کوتاہی ہوئی ہے کہ جس کی بنیاد پر ہمارے خلاف ADVERSE REMARKS آئے ہیں۔ کیونکہ اگر دیکھا جائے تو سارے صوبے میں ایسے انتقامی ACR کسی بھی ڈیپارٹمنٹ اپنے ماتحتوں کو نہیں دئے ہیں جو کہ ظلم پر مبنی ہیں۔

جناب عالی!

کیونکہ سالانہ ACRs کی بنیاد پر ہی ہماری کارکردگی اور ترقی کا دارومدار ہوتا ہے اور یہ جاننا ہمارا حق ہے کہ اگر ہمارے خلاف 2017 ACRs میں جو ریمارکس دئے گئے ہیں وہ کس بنیاد پر دئے گئے ہیں کیونکہ ذیل ملازمین میں سے کسی کے خلاف کوئی محکمانہ کارروائی جاری نہیں تھی۔ اور نہ ہی کسی کو اس ضمن میں کوئی وارننگ لیٹر جاری ہوا تھا۔ نہ ہی کسی کو ساری سروس میں کوئی خراب ACR دیا گیا ہے۔

جناب عالی!

ہمارے سابقہ ریکارڈ آپ جناب کے دفتر CPO میں موجود ہیں جس سے ہمارے سابقہ کارکردگی جانچی اور پرکھی جاسکتی ہے لہذا استدعا کرتے ہیں کہ ہم جملہ سٹاف بنوں ریج آپ کے حضور پیش ہو کر اپنی عرضداشت بیان کرنا چاہتے ہیں ہمیں پیشی کا موقع فراہم کیا جائے اور ہمارے سابقہ کارکردگی کو دیکھتے ہوئے 2017 ACRs کی Adverse Remarks ختم کی جائے۔ اور EXPUNGE کیا جائے۔

نوٹ:- جملہ سٹاف ٹوٹل 23 سٹاف ممبران (DPO آفس بنوں سٹاف، ریج آفس بنوں سٹاف) کی لسٹ درخواست کے ہمراہ لف ہے۔

مورخہ: 17.07.2018

Naila Jan Advocate
Peshawar High Court

ساکنان

جملہ سٹاف ممبران (DPO آفس بنوں، ریج آفس بنوں)



Amir C

No. S/4392-95/18, Dated Peshawar the 25/10/2018.

ORDER

This order pertains to the representation preferred by Senior Clerk Abdul Malik of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 20.05.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 20.05.2017 to 31.12.2017 is hereby rejected and remarks maintained.

Sd/-
Dr. Ishtiaq Ahmad, PSP/PPM
Addl: IGP/HQrs:
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/r to his memo: No. 52/CC, dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt: "E-V" Branch, CPO.

DPo/Bxu/ce

(ZAIBULLAH KHAN)PSP
AIG/Establishment
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

To inform the official concerned and one copy at's please in his Character Roll.

DPo/Bxu
29/10/18

Naila Jan Advocate
Peshawar High Court

بخدمت جناب انسپکٹر جنرل آف پولیس صوبہ خیبر پختونخوا

رحم درخواست

عنوان:

جناب عالی!

گزارش ہے کہ میں بذریعہ رحم درخواست معروض ہوں کو مجھے سال 2017 کے ACR میں ایڈورسری مارکس Convey کئے گئے ہیں جن کو دیکھ کر میں انتہائی حیران و پریشان ہوا، کہ نہ تو میرے خلاف کوئی Explanation وغیرہ تھی اور نہ ہی دوران ڈیوٹی کوئی ایسا جرم سرزد ہوا ہے۔ جس کی بنیاد پر ایڈورسری مارکس دئے گئے ہیں۔ کیوں کہ اگر دیکھا جائے تو سارے صوبے میں ایسے انتظامی ACRs اتنے بڑے پیمانے پر جملہ ماتحمان کو دئے گئے ہوں۔ جو کہ ظلم پر مبنی ہے کیونکہ سالانہ ACRs کی بنیاد پر ہی ہم سرکاری اہلکاروں کی ترقی کا دار و مدار ہوتا ہے۔ اور یہ جاننا میرا حق ہے کہ میرے خلاف 2017 ACR میں ایڈورسری مارکس کس بنیاد پر دئے گئے ہیں۔ کیونکہ میرے خلاف کوئی بھی حکمانہ کاروائی وغیرہ نہیں تھی۔ اور نہ ہی مجھے کوئی نوٹس وغیرہ جاری ہوا تھا۔ اس سلسلے میں میں پورے وثوق سے کہتا ہوں کہ مجھے ساری سروس میں کوئی بھی خراب ACRs نہیں دئے گئے ہیں۔ اور تقریباً A-1 ACRs حاصل کر چکا ہوں۔ میرا اس سلسلے میں سابقہ ریکارڈ آپ جناب کے دفتر یعنی CPO میں موجود ہے۔ جس سے میری سابقہ کارکردگی جانچی اور پرکھی جاسکتی ہے۔ لہذا استدعا ہے کہ آپ کے حضور پیش ہو کر اپنی آرزوداشت پیش کرنے کا موقع فراہم کیا جائے اور میری سابقہ کارکردگی کو دیکھتے ہوئے 2017 ACRs میں جو ریمارکس دئے گئے ہیں انکو Expunge کیا جاوے۔

جناب عالی!

اس سلسلے میں DPO آفس بنوں اور ریج آفس بنوں کے جملہ 24 مینیسٹرکل سٹاف نے ایک متنفقہ درخواست آپ جناب کو گزاری تھی اس درخواست میں بھی پیش ہونے کی استدعا کی گئی تھی نتیجاً ان میں سے کچھ اہلکاروں کے ACRs پیشی کر کے Expunge کئے گئے لیکن بقایا کو اس حق سے محروم رکھا گیا اور نہ ہی Expunge کرنے کے لئے سنا گیا۔ میری درخواست کیساتھ جملہ بقایا اہلکاران کی لسٹ بھی لف ہے۔

مورخہ: 12.11.2018

Naila Jan Advocate
Peshawar High Court

(Signature)

(Signature)

سائل
عبدلماک (سینئر کلرک)

DPO آفس بنوں



16

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

Amir E

No. S/ 4844 /18, Dated Peshawar the 06/12/2018.

To: The Regional Police Officer,
Bannu Region, Bannu.

Subject:- Applications—(Mercy Petitions)

Memo:

Please refer to your office memo: 8571/PA, 8572/PA, 8573/PA, 8574/PA, 8575/PA, 8576/PA, 8577/PA, 8578/PA, 8579/PA, 8580/PA, 8581/PA, 8582/PA, dated 13.11.2018 on the subject cited above.

The competent authority has examined the cases submitted by Ministerial Staff of Bannu Region, as per "Instructions on Performance Evaluation Report (PER)" Article 6.2 (iv), which is reproduced below:-

"According to the existing instructions, there is scope for only one representation against adverse remarks, which should be submitted, if desired, by the officer concerned, within (30 days), of the receipt of those remarks".

There is no provision of Mercy Petition in the rules.

PA

10/12/2018

محمد الہاگ سید علی

(SADIQ BALOCH)PSP
AIG/Establishment

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

Naila Jan Advocate
Peshawar High Court



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

No. SI/4368-7/18, Dated Peshawar the 29/10/2018

ORDER

This order pertains to the representation preferred by Senior Clerk Mir Muhammad of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 28.04.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground, the Adverse Remarks recorded in his ACR for the period from 28.04.2017 to 31.12.2017, is hereby expunged.

Sd/-
Dr. Ishtiaq Ahmad, PSP/PPM
Addl: IGP/HQ's
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/r to his memo. No. 52/CC dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt. "E-V" Branch, CPO.

cc

Placed on vis
Character Roll

Muhammad

R.P.O/Bk

29/10

(ZAIBULLAH KHAN) PSP
AIG/Establishment
For Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

Naila Jan Advocate
Peshawar High Court

Naila Jan Advocate
Peshawar High Court

No. S-4364-67/18 Dated Peshawar 25/10/18

ORDER

This order pertains to the representation preferred by Senior Clerk Sibghatullah s/o Noor Nawaz Khan of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 28.04.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 28.04.2017 to 31.12.2017, is hereby expunged.

Sd/-

Dr. Ishtiaq Ahmad, PSP/PPM

Addl: IGP/HQs

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

Ends: No. & date even.

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

1. Regional Police Officer, Bannu Region, w/r to his memo. No. 52/CC, dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt. "E-V" Branch, CPO.

cc

Placed on file
Character Roll.

Handwritten signature

RPD/BXU

29/10

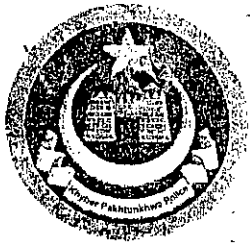
Handwritten mark

(ZAIBULLAH KHAN) PSP

AIG/Establishment

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

Handwritten signature
Mulla Advocate
Peshawar High Court



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

No. S/ 4205-08 /18, Dated Peshawar the 24/10 /2018.

ORDER

This order pertains to the representation preferred by Junior Clerk Waseem Ullah of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 28.04.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 28.04.2017 to 31.12.2017 is hereby expunged. He was also heard in person by the Deputy Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar.

Sd/-

Sher Akbar, PSP

DIG/HQrs:

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/r to his memo: No. 52/CC, dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt: "E-V" Branch, CPO.

cc

Placed on his

Character Roll.

[Handwritten Signature]
RPO/Bx

29/10

(SYED ANIS-UL-HASSAN)

Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

18/10/18

Naila Jan Advocate
Peshawar High Court

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA

Central Police Office, Peshawar

No. S/ 4197-4200/18; Dated Peshawar, the 21/10/2018

ORDER

This order pertains to the representation preferred by Junior Clerk Muhammad Younas of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 20.05.2017 to 31.12.2017, recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 20.05.2017 to 31.12.2017 is hereby expunged. He was also heard in person by the Deputy Inspector General of Police, Headquarters Khyber Pakhtunkhwa, Peshawar.

Sd/
Sher Akbar PSP
DIG/HQrs.
For Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/r to his memo No. 52/CC dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt. "E-V" Branch, CPO.

DPo/Bxu/ce

To inform the official concerned and one copy placed on his Character Roll.

M. Akbar

R.Po/Bxu

29/10

(SYED ANIS-UL-HASSAN)

Registrar
For Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

Peshawar High Court



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

No S/4201-4204/18, Dated Peshawar the 29/10/2018

ORDER

This order pertains to the representation preferred by Junior Clerk Farmanullah of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 20.05.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 20.05.2017 to 31.12.2017 is hereby expunged. He was also heard in person by the Deputy Inspector General of Police, Headquarters Khyber Pakhtunkhwa, Peshawar.

Sd/-
Sher Akbar, PSP
DIG/HQ
For Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/r to his memo: No: 52/CC, dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt: "E-V" Branch, CPO.

DPo/BxO/CC

To inform the official
and placed on his
Character Roll.

M.A.A.
R Po/BxO
29/10

Syed Anis-ul-Hassan
(SYED ANIS-UL-HASSAN)
Registrar
For Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

Advocate
High Court

ORDER

This order pertains to the representation preferred by Junior Clerk Muhammad Javed Khan of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 28.04.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 28.04.2017 to 31.12.2017, is hereby expunged. He was also heard in person by the Deputy Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar.

Sd/-
Sher Akbar, PSP
DIG/HQ

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/r to his memo No. 52/GC dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt: "E-V" Branch, CPO.

ce
Placed on his
Character Roll.

RPO/Bnu
29/10

High Court

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



23

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

No. S/ 4209-12 18, Dated Peshawar the 29/10/2018.

ORDER

This order pertains to the representation preferred by Junior Clerk Haroon Rasheed of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 28.04.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on record, Adverse Remarks recorded in his ACR for the period from 28.04.2017 to 31.12.2017 is hereby expunged. He was also heard in person by the Deputy Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar.

Sd/-
Sher Akbar, PSP
DIG/HQs
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region wr to his memo: No. 52 CC, dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt: "E-V" Branch, CPO.

cc

Placed on his
Character Roll.

RPO/Bnu
29/10

(SYED ANIS UL-HASSAN)
Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Advocate
High Court



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

No. SI/4217-20/18, Dated Peshawar the 24/10/2018

ORDER

This order pertains to the representation preferred by Junior Clerk Saad Khan of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 28.04.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 28.04.2017 to 31.12.2017 is hereby expunged. He was also heard in person by the Deputy Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar.

Sd -

Sher Akbar, PSP

DIG-HQrs

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region wr to his memo: No. 52/CC, dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Suptd: "E-V" Branch, CPO.

CC

Placed on his
Character roll.

R.P.O./Bannu

29/10

(SYED ANISUL-HASSAN)
Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

Advocate
Peshawar High Court



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

No. SI 4221-24 '18, Dated Peshawar 24/10/2018

ORDER

This order pertains to the representation preferred by Junior J. J. Sulman Khan of Bannu Region for the expungement of Adverse Remarks contained in his ACR for the period from 28.04.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 28.04.2017 to 31.12.2017 is hereby expunged. He was also heard in person by the Deputy Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar

Sd/-
Sher Akbar, PSP
DIG/HQs
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/ to his memo No. 52/CC dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt: "E-V" Branch, CPO.

cc

Placed on Character Roll.

deal
RPS/RSU

29/10/18

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

Advocate
High Court

**(DPO OFFICE BANNU, RANGE OFFICE BANNU)
HAVING ADVERSE REMARKS**

26

S.No	Name & Rank	Place of Posting	Period From	Period To	Signature
1	Asstt: Grade Clerk Ghulam Muhammad	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
2	Asstt: Grade Clerk Nazar Hayat	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
3	Senior Clerk Rahim Ullah Khan	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
4	Senior Clerk Gul Aslam	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
5	Senior Clerk Abdul Malik	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
6	Senior Clerk Shareen Zaman	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
7	Senior Clerk Kifayat Ullah Khan	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
8	Junior Clerk Tariq Hayat	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
9	Junior Clerk Farman Ullah	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
10	Junior Clerk Muhammad Ismail	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
11	Junior Clerk Muhammad Youns	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
12	Junior Clerk Muhammad Asif Qurashi	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
13	Junior Clerk Tariq Hayat	DPO Office Bannu	20.05.2017	31.12.2017	[Signature]
14	Stenographer Muhammad Anwar Shah	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
15	Asstt: Grade Clerk Muhammad Riaz	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
16	Senior Clerk Sibghat Ullah Khan	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
17	Senior Clerk Tahseen Ullah Khan	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
18	Senior Clerk Mir Muhammad	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
19	Senior Clerk Sibghat Ullah Khan	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
20	Junior Clerk Wasim Ullah Khan	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
21	Junior Clerk Haroon Rashid	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
22	Junior Clerk Muhammad javid	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
23	Junior Clerk Saud Khan	Range Office Bannu	28.04.2017	31.12.2017	[Signature]
24	Junior Clerk Muhammad Sulaman Khan	Range Office Bannu	28.04.2017	31.12.2017	[Signature]

Naila Jan Advocate
Peshawar High Court
[Signature]

وکالت نامہ

بعدالت ICP Service Tribunal Peshawar

نام ABDUL MALIK Police

مخانب 7/1/2019 تاریخ Appellant

ایڈیشن نمبر 46/19 باعث تحریر آنکھ

مقدمہ مندرجہ بالا بعنوان میں اپنی طرف سے واسطے پیروی و جوابدہی بمقام Peshawar کے لئے

نانکہ جان ایڈوکیٹ ہائی کورٹ استر و حنا علی ابوالکلیج

کو بدین شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختیار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور یوقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا اگر پیشی پر من مظہر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پشوری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا پشوری کے کسی اور جگہ سماعت ہونے پر من مظہر کو کوئی نقصان پہنچنے تو اس کے ذمہ دار یا اس کے واسطے کسی محاذ سے ادا کرنے یا اختیار نامہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پرواختہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی و دعویٰ و جواب دعویٰ اور درخواست اجراء کے ذمہ داری نظر ثانی اپیل و گمانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپرد دائی و راضی نامہ کو فیصلہ برخلاف کرنے، اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یا طرفہ درخواست حکم انتہائی یا ترقی یا گرفتاری قبل اجراء ڈگری بھی موصوف کو بشرط ادا جنگی علیحدہ مختیار نامہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزو کی کارروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے کسی دوسرے وکیل یا پیر منظر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں۔ اور ایسے مشیر قانون کو ہر امر میں وہی اور ویسے ہی اختیارات حاصل ہوں گے۔ جیسے کہ صاحب موصوف کو حاصل ہیں اور پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا یہ مختیار نامہ لکھ دیا تاکہ سند رہے مورخ 7/1/2019 مضمون مختیار نامہ سن لیا ہے اور اچھی طرح سمجھ لیا اور منظور ہے۔

ATTESTED & ACCEPTED
Naila Jai
Peshawar High Court
Huma Khan
فائلہ جان ایڈوکیٹ پشاور ہائی کورٹ پشاور

Huma Khan
Huma Khan

عبدالمالک سید گل

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Appeal No.46 /2019

Abdul MalikAppellant

Versus

The Inspector General of Police, KPK, Peshawar and others

..... Respondents

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DEPONENT

11101-1483421-1

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Appeal No.46 /2019

Abdul MalikAppellant

Versus

The Inspector General of Police, KPK, Peshawar and others

..... Respondents

PARA WISE COMMENTS/REPLY ON BEHALF OF RESPONDENTS NO.1,2,3 & 4

Preliminary Objections

1. That the appeal of the appellant is badly time-barred.
2. That the appeal is not maintainable in its present form.
3. That the appellant has concealed the actual facts from this Honourable Tribunal.
4. That the appeal is bad in law due to non-joinder and mis-joinder of unnecessary parties.
5. That the appellant has approached the Honourable Tribunal with unclean hands.
6. That the appellant has got no cause of action and locus-standi to file the instant appeal.
7. That the appellant has been estopped by his own conduct to file the instant appeal.
8. That the instant appeal is badly time barred.

OBJECTIONS ON FACTS:

Respectfully Sheweth

1. Pertains to record. Hence, Needs no comments.
2. Pertains to record. However, the appellant has not annexed any document in support of his claim.
3. Pertains to record. Hence, Needs no comments.
4. Incorrect. The Respondent No.3 has the authority to assign performance evaluation report to the appellant on the basis of his performance. Hence, respondent No.3 acted in accordance with law.
5. Correct to the extent that the appellant preferred an appeal before the Respondent No.1. After perusing the relevant record, comments and material on grounds, the adverse remarks recorded in ACR of the appellant for the period w/e from 20.05.2017 to 31.12.2017 the appeal was rejected being devoid of merit. (Copy of the order, is annexed as annexure "A").
6. Correct to the extent that the appellant filed an appeal/mercy petition on 12.11.2018 to Respondent No.1 but was rejected according to Police Rules 16-29

(2) "There shall be one appeal only from the original order, and the order of the appellate authority shall be final". As per law and rules.

7. The respondent Department also submit his reply on the following grounds:-

OBJECTIONS ON GROUNDS

- A. Incorrect. The impugned ACR as well as ACRs orders issued by the Respondents Department is in according to law/rules.
- B. Incorrect. The appellant was afforded all legal opportunities for his self defense but he badly failed to mend his way.
- C. Pertains to record. Hence, needs no comments.
- D. Incorrect. Reply has already been given in para "B".
- E. Pertains to record. Hence, needs no comments.
- F. Incorrect. The appellant was provided all opportunities of personal hearing and self defense but he badly failed to substantiate stance further there is no need of issuing a show cause before recording adverse remarks.
- G. Incorrect. Reply has already been given in the above para.
- H. That the respondent department may be allowed to advance any other grounds & material as evidence at the time of arguments.

PRAYER:

In view of the above replies, it is most humbly prayed that the appeal of the appellant may kindly be dismissed with cost please.

2nd ✓
District Police Officer,
Bannu
(Respondent No.4)

Regional Police Officer
Bannu Region, Bannu
(Respondent No.3)

AIG Establishment,
Khyber Pakhtunkhwa Peshawar
(Respondent No.2)

Provincial Police Officer,
Khyber Pakhtunkhwa Peshawar
(Respondent No.1)

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Appeal No.46 /2019

Abdul MalikAppellant


Versus

The Inspector General of Police, KPK, Peshawar and others
..... Respondents

AUTHORITY LETTER.


Mr. Muhammad Farooq Khan, Inspector Legal is hereby authorized to appear before The Service Tribunal Khyber Pakhtunkhwa Peshawar on behalf of the undersigned in the above cited case.

He is authorized to submit and sign all documents pertaining to the present appeal.


District Police Officer,
Bannu
(Respondent No.4)


Regional Police Officer,
Bannu Region, Bannu
(Respondent No.3)


AIG Establishment,
Khyber Pakhtunkhwa Peshawar
(Respondent No.2)


Provincial Police Officer,
Khyber Pakhtunkhwa Peshawar
(Respondent No.1)

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Appeal No.46 /2019

Abdul MalikAppellant

Versus

The Inspector General of Police, KPK, Peshawar and others

..... Respondents

AFFIDAVIT

I, **Muhammad Farooq Khan**, Inspector Legal representative for Respondent Nos. 1,2,3 and 4 do hereby solemnly affirm and declare that the contents of the accompanying comments submitted by me are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Tribunal.


DEPONENT

11101-1483421-1

No. S/ 2572 /18, Dated Peshawar the 03/07/2018.

Confidential/In-duplicate

To:- The Regional Police Officer,
Bannu Region, Bannu.

Subject:- ACR/COMMUNICATION OF ADVERSE REMARKS

Memo: In the Annual Confidential Report on the working of Senior Clerk
Abdul Malik, for the period/year 20.05.2017 to 31.12.2017 it has been mentioned that:-
Remarks of the Reporting Officer:

B) PERSONAL TRAITS

10.	Skill in drafting	"C"
-----	-------------------	-----

PART-III

d.	Not yet fit for promotion	"YES"
----	---------------------------	-------

<u>Pen Picture</u> "The officer is an easy-going who only passes time and does not bother to improve himself"
<u>1st Countersigning Officer Remarks (RPO)</u> "I agree"
<u>2nd Countersigning Officer Remarks (Addl: IGR/HQrs:/KPK)</u> "Please communicate as Adverse"

The above adverse remarks may please be conveyed to the official concerned in order that he may remedy the defects. Representation if made should be sent not later than one month from the date of receipt of this communication.

The acknowledgement as token of the receipt of this memo: may be obtained from him on the attached duplicate copy of this communication and returned to this office for record in his Character Roll Dossier.

~~(IRFAN ULLAH KHAN)PSP
AIC Establishment
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar~~
2/7/18

Naila Jan Advocate
Peshawar High Court

No. S/4392-95/18, Dated Peshawar the 25/10/2018.

ORDER

This order pertains to the representation preferred by Senior Clerk Abdul Malik of Bannu Region for the expunction of Adverse Remarks contained in his ACR for the period from 20.05.2017 to 31.12.2017 recorded by the reporting/countersigning officer. Comments were also obtained.

After going through the relevant record, comments and material on ground the Adverse Remarks recorded in his ACR for the period from 20.05.2017 to 31.12.2017 is hereby rejected and remarks maintained.

Sd/-

Dr. Ishtiaq Ahmad, PSP/PPM
Addl: IGP/HQrs:
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Endst: No. & date even.

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

1. Regional Police Officer, Bannu Region w/r to his memo: No. 52/CC, dated 18.07.2018. Necessary entry into this effect may also be made in his Duplicate Character Roll Dossier. The applicant may also please be informed accordingly.
2. District Police Officer, Bannu.
3. Supdt: "E-V" Branch, CPO.

DPO/Bnu/ce

To inform the official concerned and one copy at his place in his Character Roll.

Naila Jan
RPO/Bnu
29/10/18

(ZAIBULLAH KHAN)PSP
AIG/Establishment
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar I

Naila Jan Advocate
Peshawar High Court

GOVERNMENT OF KHYBER PAKHTUNKHWA

POLICE DEPARTMENT

PERFORMANCE EVALUATION REPORT

For the period from 01.01.2018 to 22.06.2018

PART-I

1- Name (in block letters): KIFAYAT ULLAH KHAN

2. Father's Name: Shah Sawar Khan

3-Designation: Senior Clerk

4-Date of Birth: 14.03.1988

5. Qualification: M.A (Islamiyat)

6-Date of Entry into Government Service: 12.06.2009

7-Sections/Branches in which employed during the year, with period: 01.01.2018 to 22.06.2018.

PA to DPO office, Bannu.

PART-II

(A) PERFORMANCE		A1	A	B	C	D
(1)	Referencing, paging of notes and correspondence		✓			
(2)	Movement of files & record of suspense cases.		✓			
(3)	Keeping files and papers in tidy conditions.		✓			
(4)	Promptness and accuracy in disposing of work		✓			
(B) PERSONAL TRAITS						
(5)	Intelligence			✓		
(6)	Knowledge of procedure and regulations			✓		
(7)	Punctuality	✓				
(8)	Cooperation and tact	✓				
(9)	Amenability to discipline	✓				
(10)	Skill in drafting		✓			

(11) Integrity:-

Assessment

I. Incorruptible.....

Yes

II. Reported to be corrupt.....

No

III. Believed to be corrupt, because of.

(a) Monetary consideration.....

No

(b) Other Consideration.....

No

Yes

No

(12) Knowledge of Typing/Computer.

Yes

(13) Trust worthiness in confidence and secret matters.

Yes

(14) Any disciplinary action taken during the period under report.

No

PART-III

	By Reporting Officer	By Countersigning Officer
(a) Recommended for accelerated promotion.....	<input type="checkbox"/>	<input type="checkbox"/>
(b) Fit for Promotion.....	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(c) Recently promoted/appointed consideration for promotion pre-mature.	<input type="checkbox"/>	<input type="checkbox"/>
(d) Not yet fit for promotion.....	<input type="checkbox"/>	<input type="checkbox"/>
(e) Unfit for further promotion.....	<input type="checkbox"/>	<input type="checkbox"/>

PART-IV

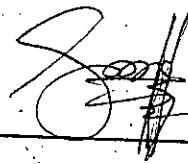
General Assessment	By Reporting Officer	By Countersigning Officer
(i) Very Good		
(ii) Good	<input checked="" type="checkbox"/>	
(iii) Average		
(iv) Below Average		

(3)

PEN PICTURE

The officer is honest, hardworking
and highly disciplined.

Reporting Officer's Signature: _____



Name (in Block letters): _____

SADIQ BALOCH (PSP)

Dated: _____

22/11/18

Designation: _____

District Police Officer, Bannu

Remarks by Countersigning Officer:-

Countersigning Officer's Signature _____

Name (in Block letters) _____

Dated _____

Designation _____