

I withdraw my present appeal
because the appeal of appellant
was dismissed with award by
resp no. 3. If he needed to give
a fresh one.

~~Adm. Officer~~
Adm. Officer

Service Appeal No. 5807/2020

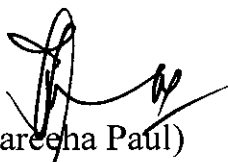
07.02.2023

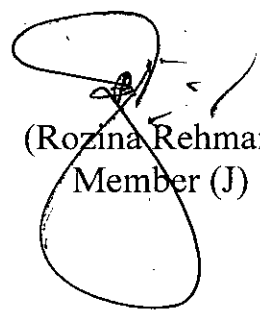
Khalid Khan Mohmand, Advocate for the
appellant present. Naseer Ud Din Shah learned
Assistant Advocate General for respondents
present.

Learned counsel for the appellant requested
for withdrawal of the instant service appeal on the
ground that the grievances of the appellant have
been redressed. In this regard, his signature was
obtained on the margin of the order sheet.

In view of the above, instant service appeal
is dismissed as withdrawn. Parties are left to bear
their own costs. File be consigned to the record
room.

ANNOUNCED
07.02.2023

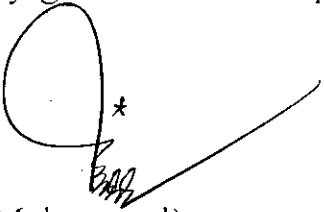

(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member (J)

01.11.2022

Clerk of learned counsel for the appellant present. Mr. Atta-ur-Rehman, Inspector (Legal) and Mr. Hikmat Khan, Head Constable alongwith Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is busy in the august Peshawar High Court, Peshawar. Adjourned. Last opportunity given. To come up for arguments on 02.12.2022 before the D.B.


(Mian Muhammad)
Member (E)


(Salah-Ud-Din)
Member (J)

2-12-22

*Deleted from the list to
come up on the next date
27-2-23*


Reader

14.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 09.06.2022 for the same as before.

9.6.22


*Prasid D.B. is on leave, Reader.
Therefore the case is adjourned to
22-7-22 for same as before.*


22.07.2022

Appellant present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General for respondents present.

Former requested for adjournment as he has not made preparation of the brief. Adjourned. To come up for arguments on 15.09.2022 before D.B.


(Fareeha Paul)
Member(E)


(Rozina Rehman)
Member (J)


15.09.2022

Appellant present through counsel.

Naseer Ud Din Shah, learned Assistant Advocate General alongwith Atta Ur Rehman, Inspector (Legal) for respondents present.

Former made a request for adjournment in order to prepare the brief. Adjourned. To come up for arguments on 01.11.2022 before D.B.

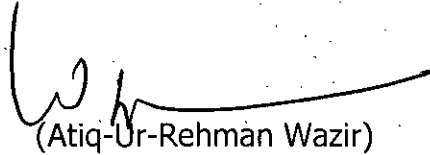

(Fareeha Paul)
Member (E)


(Rozina Rehman)
Member (J)

07.10.2021

Appellant in person present. Mr. Asif Masood Ali Shah, Deputy District Attorney for respondents present

Learned Members of the DBA are observing Sogh over the demise of Qazi Imdadullah Advocate and in this regard request for adjournment was made; allowed. To come up for arguments before the D.B on 08.12.2021 at Camp Court, Swat.



(Atiq-Ur-Rehman Wazir)
Member (E)
Camp Court, Swat



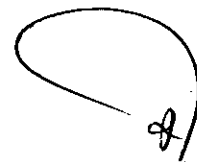
(Rozina Rehman)
Member (J)
Camp Court, Swat

25.11.2021

Appellant in person present.

Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Khyal Roz Inspector for respondents present.

Learned Member Executive (Mr. Atiq-ur-Rehman Wazir), is on leave, therefore, case is adjourned. To come up for arguments on 21.01.2022 before D.B.



(Rozina Rehman)
Member (J)

21.01.2022

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah. Deputy District Attorney alongwith Mr. Hikmat Khan H.C for the respondents present.

Learned counsel for the appellant requested for adjournment as he has not prepared the brief. Adjourned. To come up for arguments before the D.B on 14.03.2022



(Atiq-Ur-Rehman Wazir)
Member (E)



Chairman


05/04/2021

Due to COVID-19, the case is adjourned to
07/06/2021 for the same.


READER

26.07.2021

To come up for reply/comments on 24.08.2021
before S.B at Camp Court, Swat. Notices be issued to
appellant/counsel as well as respondents for the date
fixed.



Chairman

24.08.2021

Junior to counsel for the appellant and Mr. Muhammad
Riaz Khan Paindakhel, Asstt. AG alongwith Khawas Khan for
respondents present.

Representative of respondents No. 1 & 2 has submitted
reply/comments. Learned AAG is required to contact the
respondents for submission of written reply/comments in
office at Peshawar within 10 days, positively. If the written
reply/comments are not submitted within the stipulated time,
or extension of time is not sought through written application
with sufficient cause, the office shall submit the file with a
report of non-compliance. File to come up for arguments on
07.10.2021 before the D.B, at camp court Swat.

Reply submitted.


Chairman
Camp Court Swat.

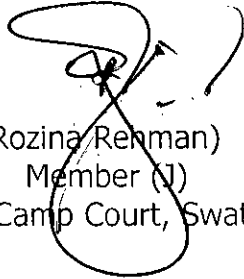
03.02.2021

Appellant present through counsel.

Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for written reply/comments. To come up for written reply/comments on 05.04.2021 before S.B at Camp Court, Swat.

Appellant Deposited
Security & Process Fee

11/2/21


(Rozina Rehman)
Member (I)
Camp Court, Swat

04.11.2020

Nemo for appellant.

Lawyers are on general strike, therefore, case is adjourned to 09.12.2020 for preliminary hearing, before S.B at Camp Court, Swat.

A handwritten signature consisting of a large, loopy 'J' with a small flourish at the end.

Member (J)
Camp Court, Swat

09.12.2020

Due to COVID-19, case is adjourned to 03.02.2021 for the same as before.

A handwritten signature consisting of a large, loopy 'Q' with a small flourish at the end.

Reader

08.10.2020

Clerk of counsel for appellant is present.

Shed Jehanzeb, Advocate, General Secretary District Bar Association, Swat, by virtue of a reference no. nil dated 07.10.2020 communicated a day before that the Members of District Bar Association, Swat, have been invited to participate in the Oath taking ceremony of the President Peshawar High Court Mingora Bench (Bar Association) PHCMBBA to take place on 08.10.2020 therefore, it was requested for extension of cooperation and adjournment of cases after 10:00 A.M while at the moment prescribed time of 10:00 A.M has already passed. The case is adjourned to 04.11.2020 on which to come up for preliminary hearing before S.B at Camp Court, Swat.


(MUHAMMAD JAMAL KHAN)
MEMBER
CAMP COURT SWAT

03.11.2020

~~Appellant in person present.~~

~~(Usman Ghanji, Learned District Attorney along with Shuja)~~

~~(Ali ADEO) respondents present.~~

~~At the very outset, appellant sought withdrawal of her service appeal. To this effect, her statement was recorded on the margin of order sheet and her signature was obtained.~~

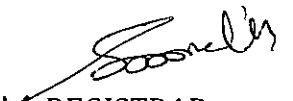


~~In view of her request, instant service appeal is dismissed as withdrawn. No order as to costs. File be assigned to the appeal room.~~

Form- A.

FORM OF ORDER SHEET

Court of _____

Case No.- 5807 /2020

IS.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/06/2020	<p>The appeal of Mr. Nazir Khan presented today by Dr. Adnan Khan 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> <p>This case is entrusted to touring S. Bench at Swat for preliminary hearing to be put up there on <u>07.08.2020</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p style="text-align: center;"><i>Due to Summer vacation the case is adjourned. To come up for the same on 08-10-20</i></p> <p style="text-align: right;"> Reader</p>
2-		

BEFORE THE HON'BLE SERVICE TRIBUNAL, KPK PESHAWAR

Service Appeal No. **5807** of 2020

Nazir Khan, Superintendent of Police, Investigation, Swat.

..... Appellant

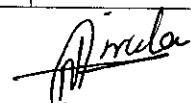
VERSUS


Government of Khyber Pakhtunkhwa and others

..... Respondents

INDEX

S. No.	Description	Annexure	Pages No.
1.	Memo of Service Appeal with Certificate		1-6
2.	Affidavit		7
3.	Addresses of parties		8
4.	Copy of confirmation order with better copy as ASI	A	9-10
5.	Copy of promotion order with better copy dated 01-12-2000	B	11-12
6.	Copy of Notification with better copy dated 28-08-2006	C	13-14
7.	Copy of judgment 7-12-2017.	D	15-19
8.	Copy of recent seniority list	E	20-26
9.	Copy of representation	F	27-28
10.	Wakalatnama		29

Appellant 
Through Counsel


Dr. Adnan Khan, Barrister-at-Law,
Advocate Supreme Court of Pakistan.
Office: Adnan Law Associates,
Opp. Grassy ground Mingora, Swat.
Cell: 0346-9415233

BEFORE THE HON'BLE SERVICE TRIBUNAL, KPK
PESHAWAR

Service Appeal No. **5807** of 2020

Nazir Khan, Superintendent of Police, Investigation, Swat.

VERSUS

..... **Appellant**
Khyber Pakhtunkhwa
Service Tribunal

Din No. **5153**

Date **12/6/2020**

- 1) Government of Khyber Pakhtunkhwa through Provincial Police Officer/IGP at Peshawar.
- 2) The Regional Police Officer, Malakand Region at Saidu Sharif Swat.
- 3) The Regional Police Officer, Mardan Region at Mardan.

..... **Respondents**

APPEAL UNDER SECTION 4 OF THE
KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT, 1974

PRAYER:

On acceptance of this Appeal, the appellant's seniority/confirmation/admission to list "E" & "F" may be revised and he may considered to have been confirmed in service as Sub-Inspector on the date of his promotion as officiating Sub-Inspector.

Filed to-day
Registrar

Respectfully Sheweth:

1. That the appellant is a serving officer of Khyber Pakhtunkhwa Police force, who was initially appointed as ASI on 22-01-1995 through recommendation of Public

Service Commission. Presently, the appellant is serving as Superintendent of Police Investigation, District Swat.

2. That after successfully completing the prescribed probationary period, the probation was terminated and the appellant was confirmed as ASI with effect from 22-01-1995 (Copy of confirmation order with better copy as ASI is attached as Annexure "A").
3. That later on, after serving as ASI for more than five years, the appellant was promoted to the rank of Sub-Inspector on 01-12-2000 (Copy of promotion order with better copy dated 01-12-2000 is attached as Annexure "B").
4. That after promotion as Officiating SI as above, the appellant was aspirant for confirmation as Sub-Inspector. On 28-12-2005, confirmation order was issued, however, the same was later on revised vide order dated 28-08-2006. Consequently, the appellant was given confirmation as Sub-Inspector on List "E" w.e.f 16-11-2005 (Copy of Notification with better copy dated 28-08-2006 is attached as Annexure "C").
5. That later on, the appellant was promoted to the rank of Inspector on 15-03-2007 and subsequently as DSP on 19-07-2013.
6. That confirmation as Sub-Inspector at belated stage adversely affected the appellant's seniority and promotion to the next higher posts. The same was partially attributed to confusion which existed in the prevailing Police Rules.

7. That the above mentioned disparity and confusion in the Rules was clarified by the august Supreme Court of Pakistan in the year 2016, when it was decided that seniority of an officer shall reckon from the date of officiation and not from the date of confirmation
8. That in light of the above mentioned rule laid down by the Hon'ble apex Court, various police officials of Malakand Region approached this Hon'ble Tribunal where it was affirmed and ordered that seniority shall reckon from the date of officiation as ASI and SI (Copy of judgment is attached as Annexure "D").
9. That the above mentioned judgment of this Hon'ble Tribunal has been substantially implemented to the extent of Malakand Region. Hence, through Notification dated 30-10-2019, revised confirmation/admission to List "E" was issued by respondent No.2 to the extent of Malakand Region wherein appellants in the above mentioned judgment of this Hon'ble Tribunal namely Badshah Hazrat and others have benefited.
10. That the appellant recently received fresh seniority list, wherein his grievance has been repeated and communicated to him afresh. As per settled law on the subject, each seniority list gives rise to a fresh cause of action. Furthermore, the appellant on the rule of consistency is also aspirant for similar treatment already made with other police officers (Copy of recent seniority list is attached as Annexure "E").

11. That being so, the appellant presented a representation to respondent No.1 coupled with a covering letter on 24-02-2020 (Copy of representation is attached as Annexure "F").
12. That the above mentioned representation has not been decided as yet. This being despite the fact that statutory period for approaching this Hon'ble Tribunal has already matured.
13. That feeling aggrieved as above and having no other remedy in law, the appellant files this appeal inter alia, on the following grounds:

GROUND:

- A. That the impugned omission on behalf of the respondents to reckon the confirmation/seniority from belated stage is on the face of it is discriminatory, illegal and unconstitutional. Hence, the same is liable to be set aside and the appellant is entitled to back dated confirmation alongwith all benefits arising out from the same.
- B. That as per the relevant case law, seniority of a civil servant starts from the date of initial appointment in respective scale irrespective of confirmation/termination of probation. The appellant being appointed as officiating Sub-Inspector in 2000 is entitled to be in regular and continuous service from the said date. Hence, the appellant is entitled for promotion being his regular service w.e.f 2000 and not 2005.
- C. That the appellant has become the victim of discrimination at the hands of respondents. Other colleagues of the

appellant some of whom were junior to appellant were given confirmation and seniority ahead of the appellant. The appellant being senior to those individuals and more deserving on the ground of having served in the hard areas has fallen junior to those colleagues. Hence, on this score as well the impugned acts and omissions of respondents are liable to be set aside.

- D. That the appellant has a spotless career and exemplary service record in view of rules 13.14 Police Rules 1934. Likewise, the appellant has completed all the requisite courses and trainings prevailing under the relevant dispensation. Furthermore, the appellant has served in different departments like Investigation, Operations and even on deputation in Motorway Police. Hence, there is no bar in confirmation in List "E" and "F" as per the rule laid down by the august apex Court and persistently applied by this Hon'ble Tribunal.
- E. That further grounds with leave of this Hon'ble Tribunal will be raised at the time of oral submissions.

It is, therefore, humbly prayed that on acceptance of this appeal, the impugned confirmation as SI ordered in favour of the appellant w.e.f 16-11-2005 be declared as illegal and the same be set aside. Consequently, the appellant may be held entitled to confirmation as Sub-Inspector from the date of his promotion as Sub-Inspector on 01-12-2000. Consequently, it may be ordered that all benefits of

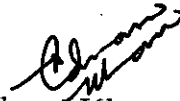
confirmation as requested as above in shape of seniority be given to the appellant. Any other remedy though may not specifically prayed for but which cannons of justice would demand may also be granted.

Appellant



(Nazir Khan)

Through Counsel



Dr. Adnan Khan, Barrister-at-Law,
Advocate Supreme Court of Pakistan.

CERTIFICATE:

Certified that no such like appeal has earlier been filed before this Honourable Tribunal on the subject matter.



Appellant through Counsel



Dr. Adnan Khan, Barrister-at-Law,
Advocate Supreme Court of Pakistan.

7

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

Service Appeal No. _____ of 2020

Nazir khan *Appellant*

VERSUS

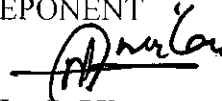
Government of Khyber Pakhtunkhwa through Provincial Police
Officer/IGP and others

..... *Respondents*

AFFIDAVIT

I, **Nazir khan** (Applicant), do hereby solemnly affirm and declare that the contents of the above titled appeal are true and correct to the best of my knowledge and belief.

TESTED
Tarq Aziz Advocate
OATH COMMISSIONER
District Courts Swat.
Licence No-2427
No. 160 Date 16/08/20

DEPONENT

Nazir Khan

F/Name: Shamshad Khan

BEFORE THE HON'BLE SERVICE TRIBUNAL, KPK
PESHAWAR

Service Appeal No. _____ of 2020

Nazir Khan, Superintendent of Police, Investigation, Swat.

..... *Appellant*

VERSUS

Government of Khyber Pakhtunkhwa & others

..... *Respondents*

ADDRESSES OF THE PARTIES

APPELLANT:

Nazir Khan, Superintendent of Police, Investigation, Swat.

Cell # 0300-9177949

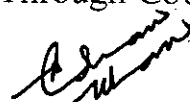
RESPONDENTS:

- 1) Government of Khyber Pakhtunkhwa through Provincial Police Officer/IGP at Peshawar.
- 2) The Regional Police Officer, Malakand Region at Saidu Sharif Swat.
- 3) The Regional Police Officer, Mardan Region at Mardan.

Appellant



Nazir Khan
Through Counsel



Dr. Adnan Khan, Barrister-at-Law,
Advocate Supreme Court of Pakistan.

9

Ann "A"

POLICE DEPARTMENT.

MARDAN RANGE.

FOR PUBLICATION IN THE PESHAWAR POLICE GAZETTE PART-II.
ORDERS BY THE DIRECTOR GENERAL OF POLICE, PESHAWAR RANGE, MARDAN.
NOTIFICATION.

No. 390 / 1995. Dated 26-08 / 1995.

CONFIRMATION:- On completion of their probationary period, the following ASIs of Mardan Range are hereby confirmed in the same rank from the dates noted against each name below:-

Sl. No.	Name.	Date of confirmation.
1.	ASI Fiaz Mohammed No.68/MR. of Mardan District.	19.1.95.
2.	ASI Hameedullah No.60/MR. now in Spl: Branch. Peshawar.	19/1.95.
3.	ASI Fazal Rabbi No.40/MR of Swabi District.	22.1.95
4.	ASI Sajjad Ahmed No.69/MR of Swabi District.	22.1.95
5.	ASI Shah Hassan No.53/MR of Mardan District.	22.1.95.
6.	ASI Nazir Khan No.44/MR of Mardan District.	22.1.95.
7.	ASI Sahibzade Sajjad Ahmed No.52/MR of Swabi District.	22.1.95.
8.	ASI Musamnil Shah No.85/MR of Swabi District.	22.1.95.
9.	ASI Anfiq Ahmed No.51/MR now in Spl: Branch. Peshawar.	22.1.95.
10.	ASI Mushtaq Ahmed No.1/MR of Swabi District.	23.1.95.
11.	ASI Shehket Ali No.58/MR of Mardan District.	23.1.95.
12.	ASI Abdul Samad No.18/MR now in Spl: Range (Distt: Peshawar)	29.1.95.

C.T.C
M

1785
27/8/95

(S. IRSHAD HUSSAIN)
Dy: Inspector General of Police,
Mardan Range, Mardan.

No. 391-95 / 1995.

Copy forwarded for information and necessary action to the:

- 1. Dy: Inspector General of Police, Crim. Branch. Peshawar alongwith 2 spare copies for publication.
- 2. Dy: Inspector General of Police, Spl: Branch. Peshawar.
- 3. Sr. Supt: of Police, Peshawar.
- 4. Supt: of Police, Mardan.
- 5. Supt: of Police, Swabi.

(S. IRSHAD HUSSAIN)
Dy: Inspector General of Police,
Mardan Range, Mardan.

1785/95

Handwritten signature and scribbles at the bottom of the page.

BETTER COPY

POLICE DEPARTMENT:

MARDAN RANGE.

10

FOR PUBLICATION IN THE NWFP POLICE GAZETTE PART-II, ORDERS BY
THE Dy: INSPECTOR GENERAL OF POLICE MARDAN RANGE, MARDAN.

NOTIFICATION

Dated: 26-02-1998.

No.390/ES. CONFIRMATION:- Confirmation of their probationary period, the following ASIs of Mardan Range are hereby confirmed in the same rank from the dates noted against each names below:-

<u>S.No.</u>	<u>Name & No.</u>	<u>Date of Confirmation.</u>
1.	ASI Niaz Muhammad No.68/MR of Mardan District	19.1.95
2.	ASI Hameedullah No.60/MR now in Spl: Branch. NWFP, Peshawar.	19.1.95
3.	ASI Fazal Rabbi No.40/MR of Swabi District	22.1.95
4.	ASI Sajjad Ahmad No.69/MR of Swabi District	22.1.95
5.	ASI Shah Hassan No.53/MR of Mardan District	22.1.95
6.	ASI Nazir Khan No.44/MR of Mardan District	22.1.95
7.	ASI Sahibzada Sajjad Ahmad No.52/MR of Swabi	22.1.95
8.	ASI Muzammil Shah No.85/MR of Swabi District	22.1.95
9.	ASI Ashfaq Ahmad No.51/MR now in Spl: Branch NWFP Peshawar.	22.1.95
10.	ASI Mushtaq Ahmad No.1/MR of Swabi District	23.1.95
11.	ASI Shaukat Ali No.58/MR of Mardan District	23.1.95
12.	ASI Abdul Samad No.18/MR now in Pesh: Range, Peshawar	29.1.95

Sd/-

(S. IRSHAD HUSSAIN)

Dy: Inspector General of Police,
Mardan Range, Mardan.

No.391-95/ES

Copy forwarded for information and necessary action to the:-

1. Dy: Inspector General of Police, Crime Branch, NWFP, Peshawar alongwith 02 spare copies for publication.
2. Dy: Inspector General of Police, Spl: Branch, NWFP Peshawar.
3. Sr. Supd: of Police, Peshawar.
4. Supd: of Police, Mardan.
5. Supdt: of Police, Swabi.

C.T.C
M

Sd/-

(S. IRSHAD HUSSAIN)

Dy: Inspector General of Police,
Mardan Range, Mardan.

From: The Deputy Inspector General of Police,
Mardan Range, Mardan.

To: 1. The Deputy Inspector General of Police,
Peshawar Range, Peshawar.

2. The Asstt. Inspector General of Police,
(Entire) Govt. of Pak. P/O Communication
National Highway Motorway Police A/B,
Alpha Khan Road, Section 6/4, Islamabad.

3. The Sr. Supdt. of Police, Peshawar.

4. The Supdt. of Police, Charsadda.

5. The Sr. Supdt. of Police, Mardan.

6. The Supdt. of Police, Swabi.

11

No. 153-59 /ES, dated Mardan, the 1-11-2000

Subject: - PROMOTION.

Memorandum.

The following ASI's on list "E" of Mardan Range have been considered suitable for promotion to the rank of Offg SI till further order :-

1. ASI Hameedullah No. 60/MR now in Motor-Way Police Islamabad.
2. ASI Faraz Rabbi No. 40/MR of Swabi District.
3. ASI Sajjad Ahmed No. 69/MR now in Motorway Police Islamabad.
4. ASI Shah Hassan No. 53/MR now in Motorway Police Islamabad.
5. ASI Amir Khan No. 44/MR now in Motorway Police Islamabad.
6. ASI Bahi Bada Sajjad Ahmed 52/MR now Motorway Islamabad.
7. ASI Muqamul Shah No. 85/MR now in Motorway Police Islamabad.
8. ASI Mushtaq Ahmed No. 1/MR now in Motorway Police Islamabad.
9. ASI Shaukat Ali No. 58/MR of Mardan District.
10. ASI Abdul Samad No. 78/MR now in Peshawar District.
11. ASI Linqat Ali No. 20/MR of Swabi District.
12. ASI Zarullah No. 77/MR now in Charsadda District.
13. ASI Faraz Wahid No. 79/MR of Mardan District.
14. ASI Alizer Shah No. 35/MR of Mardan District.
15. ASI Salar Khan No. 105/MR of Swabi District.
16. ASI Noor Ali No. 54/MR of Bahawal District.
17. ASI Amir Nosh No. 57/MR of Swabi District.
18. ASI Saidul Ibrar No. 2/MR of Mardan District.

The ASI's mentioned at serial No. 1, 3, 6, 7, 8, 9, 12 and 16 have been promoted conditionally as given below :-

1. Subject to his satisfactory ACR for the year 2000.
3. Subject to his satisfactory ACR for the years 1999 & 2000.
6. Subject to his satisfactory ACR for the years 1996 & 2000.
7. Subject to his satisfactory ACR for the years 1996, 1998, suitability report and no departmental enquiry certificate.
8. Subject to his satisfactory ACR for the year 1996.
9. Subject to his satisfactory ACR for the year 1998 & 2000.
12. Subject to his satisfactory ACR for the year 1999.
16. Subject to his satisfactory ACR for the year 1999 & 2000.

The above deficiencies may please be rectified and inform this office accordingly.

(ABDUL LATIF KHAN)
Dy: Inspector General of Police,
Mardan Range, Mardan.

No. /ES
Copy submitted to the Inspector General of Police, NWFP, Peshawar for favor of information w/r to his Memo. No. 12731-57/C-I, dated 13.11.2001.

(ABDUL LATIF KHAN)
Inspector General of Police.

C.T.C

BETTER COPY

12

- From:- The Deputy Inspector General of Police,
Mardan Range, Mardan.
- To:- 1. The Deputy Inspector General of Police,
Peshawar Range, Peshawar.
2. The Asstt: Inspector General of Police, Estt: Govt: of Pak: R/O
Communication
National Highway & Motorway Police 14-A/B, Agha Kha Road Sector
F-6/4, Islamabad.
3. The Sr.Suptd: of Police, Peshawar.
4. The Sr.Suptd: of Police, Charsadda.
5. The Sr.Suptd: of Police, Mardan.
6. The Sr.Suptd: of Police, Swabi.

No.1553-59/ES, dated Mardan, the 01-12-2000

Subject: PROMOTION

The following ASIs on list "E" of Mardan Range have been considered suitable for promotion to the rank of Offg: SI till further order:-

1. ASI Hamedullah No.60/MR now in Motorway Police, Islamabad.
2. ASI Fazal Rabbi No.40/MR of Swabi District.
3. ASI Sajjad Ahmad No.69/MR now in Motorway Police, Islamabad.
4. ASI Shah Hassan No.53/MR now in Motorway Police, Islamabad.
5. **ASI Nazir Ahmamd No.44/MR now in Motorway Police, Islamabad.**
6. SSI Sahibzada Sajjad Ahmad 52/MR now Motorway Police, Islamabad.
7. ASI Muzamil Shah No. 85/MR now in Motorway Police, Islamabad.
8. ASI Mushtaq Ahmad No. 1/MR now in Motorway Police, Islamabad.
9. ASI Shaukat Ali No.58/MR of Mardan District.
10. ASI Abdul Samad No.18/MR of Mardan District.
11. ASI Liaqat Ali No.20/MR of Swabi District.
12. ASI Zarullah No.17/MR now in Charsadda District.
13. ASI Fazal Wahid No. 19/MR of Mardan District.
14. ASI Alizar Shah No. 35/MR of Mardan District.
15. ASI Salar Khan No.105/MR of Swabi District.
16. ASI Noor Ali No. 54/MR of Peshawar District.
17. ASI Amir Nosh No.57/MR of Swabi District.
18. ASI Saidul Ibrar No.2/MR of Mardan District.

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The ASIs mentioned at S.No. 1,3,6,7,8,9,12 and 16 have been promoted conditionally as given below:-

1. Subject to his satisfactory ACR for the year 2000.
3. Subject to his satisfactory ACR for the year 1999 & 2000.
6. Subject to his satisfactory ACR for the year 1996 & 2000.
7. Subject to his satisfactory ACR for the year 1996 & 1998, suitability report and no departmental enquiry certificate.
8. Subject to his satisfactory ACR for the year 1996.
9. Subject to his satisfactory ACR for the year 1998 & 2000.
12. Subject to his satisfactory ACR for the year 1999.
16. Subject to his satisfactory ACR for the year 1999 & 2000.

The above mentioned deficiencies may please be recorded and informed this office, accordingly.

Sd/-
(ABDUL LATIF KHAN)
Dy: Inspector General of Police,
Mardan Range, Mardan.

No. _____/ES

Copy submitted to the Inspector General of Police, NWFP for favour of Information w/r to his Memo No. 127331-67, dated 13-11-2001.

Sd/-
(ABDUL LATIF KHAN)
Dy: Inspector General of Police,
Mardan Range, Mardan.

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DEPARTMENT **HARDAN REGION-I**
FOR PUBLICATION IN THE NWFP POLICE GAZETTE PART-II
ORDERS BY THE DIR OF POLICE HARDAN REGION-I, HARDAN

NOTIFICATION

Dated 28/11 /2006.

No. 3844/ES CONFIRMATION IN THE RANK OF SI:- In pursuance of O.P.O/Peshawar Memo: No. 2488/E-II, dated 28.12.2005, the confirmation order issued over this office Memo: No. 1264-68/ES, dated 22.3.2006 is hereby revised and after the completion of 2 years probation period the following SIs on List 'E' of Mardan Region-1 are confirmed on the dates noted against their names.

Sl. No.	Name and No.	Date of Confirmation.
1.	SI Iftikhar Shah No. MR/42. ✓	25.2.2000.
2.	SI Shaukat Ali No. MR/53. ✓	11.4.2003.
3.	SI Abdul Samad No. MR/54. ✓	10.01.2004.
4.	SI Manswar Khan No. MR/9 ✓	13.02.2004.
5.	SI Mushtaq Ahmad No. MR/52. ✓	30.03.2004.
6.	SI Sajjad Ahmad No. MR/48. ✓	24.04.2004.
7.	SI Abdur Rashid No. MR/55. ✓	31.05.2004. ✓
8.	SI Musammi Shah No. MR/51. ✓	16.08.2004.
9.	SI Bahadar Khan No. MR/28. ✓	01.11.2004.
10.	SI Nias Muhammad No. MR/13. ✓	25.02.2005.
11.	SI Shah Hassan No. MR/49. ✓	13.04.2005.
12.	SI S. Sahib Zada Sajjad Ahmad No. MR/50. ✓	10.06.2005.
13.	SI Nazir Khan No. MR/56.	16.11.2005.

M. M. Khan
(MUHAMMAD SULAMAN KHAN)
Deputy Inspector General of Police,
Mardan Region-I, Mardan.

No. 3845-SI /ES,

- Copy forwarded to the :-
1. Provincial Police Officer, NWFP, Peshawar for favour of information v/r to his office Memo: No. 9057/E-II, dated 16.5.2006 and Memo: No. 13780/E-II, dated 09.8.2006.
 2. Addl. Inspector General of Police, Investigation, NWFP, Peshawar alongwith 02 spare copies for publication.
 3. D.P.O/Mardan.
 4. D.P.O/Jharsadda. | For information and necessary
 5. D.P.O/Nowshera. | action.
 6. D.P.O/Basbi.
 7. A.O.S Region-I Office, Mardan.

M. M. Khan
(MUHAMMAD SULAMAN KHAN)
Deputy Inspector General of Police,
Mardan Region-I, Mardan.

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[Signature]

BETTER COPY

DEPARTMENT:

MARDAN REGION-I

(14)

FOR PUBLICATION IN THE NWFP POLICE GAZETTE PART-II,
ORDERS BY THE DIG OF POLICE MARDAN REGION-I, MARDAN.

NOTIFICATION

Dated 28/8/2006.

No.3844/ES, CONFIRMATION IN THE RANK OF SI:- In pursuance of O.P.O/Peshawar Memo No.24488/E-II, dated 28-12-2005, the confirmation order issued over this office Memo: No.1264-68/ES, dated 22-03-2006 is hereby revised and after the completion of 2 years probation period the following Sis on List "E" of Mardan Region-I are confirmed on the dates noted against their names.

<u>S.No.</u>	<u>Name & No.</u>	<u>Date of Confirmation.</u>
1.	SI Iftikhar Shah No.MR/42	25.02.2000.
2.	SI Shuakat Ali No. MR/53	11.04.2003
3.	SI Abdul Samad No.MR/54	10.01.2004
4.	SI Manawar Khan No.MR/9	13.02.2004
5.	SI Mushtaq Ahmad No.MR/32	30.03.2004
6.	SI Sajjad Ahmad No. MR /48	24.04.2004
7.	SI Abdur Rashid No. MR/55	31.05.2004
8.	SI Muzamil Shah No./MR/51	16.08.2004
9.	SI Bahadar Khan No.MR/28	01.11.2004
10.	SI Niaz Muhammad No.MR/	25.02.2005
11.	SI Shah Hassan No.MR/49	13.04.2005
12.	SI S.Sahib Zada Sajjad Ahmad No.MR/50 16.11.2005	
13.	SI Nazir Khan No. MR/56	16.11.2005

Sd/-

(MUHAMMAD SULEMAN KHAN)
Deputy Inspector General of Police,
Mardan Region-I, Mardan.

No.3845-51/ES

Copy forwarded to the:-

1. Provincial Police Officer, NWFP, Peshawar for: favour of information w/r to his office Memo: No.9057/E-II, dated 16.05.2006 and Memo: No.13780/E-II, dated 09.08.2006.
2. Addl: Inspector General of Police, Investigation, NWFP, Peshawar alongwith 02 spare copies for publication.
3. D.P.O/Mardan.
4. D.P.O/Charsadda.
5. D.P.O/Nowshera.
6. D.P.O/Swabi.
7. A.O.S Region-I Office, Mardan

} For information and necessary action.

Sd/-

(MUHAMMAD SULEMAN KHAN)
Deputy Inspector General of Police,
Mardan Region-I, Mardan.

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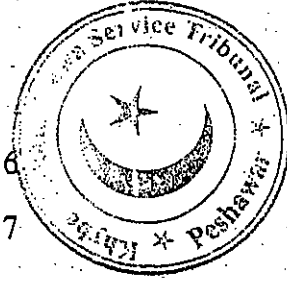
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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
CAMP COURT SWAT**

Service Appeal No. 573/2016

Date of Institution... 30.05.2016

Date of decision... 07.12.2017



Bacha Hazrat s/o Muhammad Hazrat r/o Dherai Talash, Tehsil Chakara Dir Lower (currently serving as DSP H/Q District Shangla. ... (Appellant)

Versus

1. Government of Khyber Pakhtunkhwa through Provincial Police Officer/IGP at Peshawar and 2 others (Respondents)

MR. Adnan Khan Barrister-at-law

For appellant.

MR. Kabir Ullah Khattak, Additional AG

For respondents.

MR. NIAZ MUHAMMAD KHAN,
MR. MUHAMMAD HAMID MUGHAL,

CHAIRMAN
MEMBER

JUDGMENT

NIAZ MUHAMMAD KHAN, CHAIRMAN: - This judgment shall also dispose of connected service appeals No. 572/2016 Zahid Khan and No. 252/2017 Muhammad Saeed Khan. as in all the appeals common questions of law and facts are involved.

2. Arguments of the learned counsel for the parties heard and record perused.

FACTS

3. The appellants were promoted as officiating Sub-Inspectors on 20.10.2007. Thereafter they were confirmed as Sub-Inspectors on 10.08.2012.

Then they were promoted as officiating Inspectors on 30.01.2013. Prior to that

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Khyber Pakhtunkhwa
Service Tribunal

they were confirmed as Sub-Inspectors on 10.08.2012 after more than five years of their promotion as officiating Sub-Inspectors. In the seniority list ~~which~~ the date of confirmation of appellant was shown as 10.08.2012 which was further circulated on 02.06.2014.

4. Bacha Hazrat appellant filed a representation against this seniority qua the date of confirmation on 09.06.2014 which was finally rejected on 10.05.2016 thereafter he filed the present service appeal on 30.05.2016. Zahid Khan, appellant filed departmental appeal on 27.01.2015 against the said date of confirmation which was rejected on 10.05.2016 and he filed the present service appeal on 30.05.2016. Muhammad Saeed appellant filed similar departmental appeal on 15.02.2016 which was rejected on 16.02.2017 and then he filed the present service appeal on 15.03.2017.

ARGUMENTS

5. Learned counsel for the appellants argued that in the order dismissing the representation of appellant Bacha Hazrat reference is made to rule 12.2 (3) of Police Rules 1934 which deal entirely with a different situation. That in accordance with the judgment of august Supreme Court reported as 1997 SCMR 1514 seniority would be counted from the date of continuous officiation in that grade and not from the date of confirmation. Learned counsel for the appellant further referred to judgment of this Tribunal in service appeal bearing No. 1504/2013 decided on 08.03.2017 in which similar relief was granted to many Sub-Inspectors. That in the said judgment this Tribunal further directed that the appellants (of the said appeals) as well as similarly placed other employees shall be extended the benefit of the said judgment.

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Khyber Pakhtunkhwa
Government

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6. On the other hand the learned Addl. AG argued that the present appeals are not maintainable being time barred and this Tribunal has no jurisdiction to entertain the present service appeals. The grounds of the objections of the Learned Addl; AG are that the appellants have not assailed on original or appellate order which is *sine qua non* for assuming jurisdiction by this Tribunal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974. That the appellants have filed the departmental appeals belatedly and therefore the present Service Appeals are also time barred. That the appellants are estopped from agitating their right in this Tribunal for laches. That if relief is granted to the appellants then the seniority of so many Police Officers shall be affected who have not been made party to the present appeals. That the appellate order has not been challenged by the appellants in the present appeals.

CONCLUSION

7. This Tribunal would first deal with the objections of the learned AAG regarding limitation. Since the issue of confirmation of the appellants is linked with their seniority, each seniority list would give the appellant a fresh cause of action and at least one of the appellants namely Bacha Hazrat had timely filed representation within 30 days after the circulation of the seniority list. Secondly when this Tribunal has extended the same benefits to similarly placed Police Officers then in view of the judgment reported as 2002-PLC(C.S)-268, no limitation shall run in cases of similarly placed employees. Hence all these appeals are within time. Second objection is that of availability of original or appellate order. The very seniority list circulated is an original order and the appellate order is also there on the file rejecting the departmental appeals of the appellants. This

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Khyber Pakhtunkhwa



objection is also over ruled. The third objection is that the appellants have not challenged the appellate orders. In Para 13 & 14 of the appeal of Bacha Hazrat and similarly in all other appeals there is every mention of the appellate order. This objection is also not sustained.

8. On merits the very appellate order has referred to rule 12.2 (3) of the Police Rules 1934. This Tribunal without touching this aspect whether the Police Rules 1934 relating to Punjab are applicable to this province would take this rule on the face value. (the applicability of the Police Rules 1934 to Khyber Pakhtunkhwa would be decided subsequently in some relevant case). If we go through relevant Sub-Rule 3 it is clearly written that the seniority in the case of upper subordinate will be reckoned in the first instance from the date of first appointment. It is next added that seniority shall however be finalized by dates of confirmation. It means that the decisions shall be made on the date of confirmation but seniority shall reckon from the date of first appointment. Therefore, the very interpretation placed by the appellate authority on this rule is misconceived. The judgment of the august Supreme Court of Pakistan pressed into service by the learned counsel for the appellants is in accord with the interpretation of the sub rule mentioned above. Secondly the very judgment of this Tribunal referred to by the learned counsel for the appellant in similar cases had already decided this issue and had already directed the department to extend the benefits of that judgment to all similarly placed employees. The cases of the present appellants squarely fall within the preview of similarly placed employee and the department cannot ignore the appellants from extending the benefit of that very judgment. Coming to the objections of learned AAG regarding non impleadment of those Police Officer

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Khyber Pakhtunkhwa
Service Tribunal

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whose seniority would be affected. This Tribunal is of the view that the issue in the present appeals is one of confirmation and the very judgment of this Tribunal has also decided the issue of confirmation. Secondly in such situation when the appellants are entitled to relief then non impleading of any party would not be made basis for rejection of this appeals. Reliance is placed on 2006-SCMR-1938. It may be pertinent to refer to one of the orders of the RPO dated 14.06.2010 turning down the recommendation by DPO with regard to the confirmation of the appellant in which reference was Rule 13.14 of the Police Rules 1934. Similarly the respondents have also mentioned this rule in their comments. This rule does not regulate the issue of confirmation and is therefore, irrelevant.

9. As a sequel to above discussion, the present appeals are accepted. Parties are left to bear their own costs. File be consigned to the record room.

Announced
07.12.2017 *Sd/- Niaz Muhammad Khan*
Chairman
Camp Court Swat

Certified true copy
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Sd/- M. Hamid Mughal
Member

Date of Presentation of Application 14-12-17
 Number of Words 200
 Copying Fee 12
 Urgent 2
 Total 14
 Name of Copy [Signature]
 Date of Completion of Copy 14-12-17
 Date of Delivery of Copy 14-12-17



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No. 840

/SE-I, The Seniority List of DSsP BS-17 of Khyber Pakhtunkhwa Police is hereby published for information to all concerned.

Dated, 30.04.2020

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S.No.	Name of Officers	Date of Birth	Domicile	Quf	D.O Promotion as DSP	Promotion of Notification	Remarks
1.	Mr. Bakht Zada	15.02.1962	Buner	BA	07.11.2012		
2.	Mr. Amjid Ali	18.03.1963	Swat	MA	24.01.2014	Notification No. S/8083/2012 dt. 07.11.2012	Revised seniority was granted vide Notification No. CPO/E-II/Revised Seniority/142/E-II dated 29.04.2020
3.	Mr. Arif Javed	08.02.1964	Haripur	BA	20.01.2011	Notification No. S/418/14 dt. 24.01.2014 Notification No S/432/2011 dt. 20.01.2011	Revised seniority was granted vide Notification No. CPO/E-II/Revised Seniority/142/E-II dated 29.04.2020 Appointed as (SP BS -18) on Acting Charge Basis vide Govt: of Khyber Pakhtunkhwa Establishment Department Notification No. SO (E-I) E&AD/2-4/2019, dated 28 th January 2019.
4.	Mr. Aman Ullah	09.07.1964	Bannu	BA	20.01.2011	Notification No S/432/2011 dt. 20.01.2011	
5.	Mr. Tariq Mehmood	28.04.1965	Abbottabad	BA	30.06.2011	Notification No S/3887/2011 dt. 30.06.2011	Appointed as (SP BS -18) on Acting Charge Basis vide Govt: of Khyber Pakhtunkhwa Establishment Department Notification No. SO (E-I) E&AD/2-4/2019, dated 28 th January 2019.
6.	Mr. Ijaz Ahmed	15.06.1966	Abbottabad	BA	20.01.2011	Notification No S/432/2011 dt. 20.01.2011	
7.	Mr. Janas Khan	10.02.1965	Abbottabad	BA	20.01.2011	Notification No S/432/2011 dt. 20.01.2011	
8.	Mr. Mukhtiar Ahmad	04.02.1969	Abbottabad	FA	30.06.2011	Notification No S/3887/2011 dt. 30.06.2011	
9.	Mr. Muhammad Suleman	28.07.1970	Mansehra	MA	30.06.2011	Notification No S/3887/2011 dt. 30.06.2011	
10.	Mr. Asif Gohar	07.08.1964	Mansehra	10 th	20.01.2011	Notification No S/432/2011 dt. 20.01.2011	
11.	Mr. Aamir Shahzad	09.08.1968	Peshawar	MA	30.06.2011	Notification No S/3887/2011 dt. 30.06.2011	
12.	Mr. Amir Muhammad Khan	07.01.1970	Buner	BA	19.03.2012	Notification No S/1957/2012 dt. 19.03.2012	
13.	Mr. Sanaullah	10.01.1969	Lakki	BA	31.03.2012	Notification No. S/2383/2012 dt. 31.03.2012	Revised seniority was granted vide Notification No. CPO/E-II/Revised Seniority/ 33, dated 27.01.2020.-
14.	Mr. Gul Naseeb	09.11.1968	Bannu	F.Sc	19.03.2012	Notification No S/1957/2012 dt. 19.03.2012	
15.	Mr. Waqar Ahmad	03.01.1968	Nowshera	BA	19.03.2012	Notification No S/1957/2012 dt. 19.03.2012	
16.	Mr. Nasir Khan	20.12.1972	Peshawar	BA	30.01.2018	Notification No. 115/SE-I dt. 30.01.2018	Revised seniority was granted vide Notification No. CPO/E-II/Revised Seniority/ 34, dated 27.01.2020.
17.	Mr. Muhammad Shafiq	13.01.1963	Bannu	BA	19.03.2012	Notification No S/1957/2012 dt. 19.03.2012	
18.	Mr. Muhammad Arif	10.03.1969	Peshawar	MA/LLB	19.03.2012	Notification No S/6949/2012 dt. 25.09.2012	
19.	Mr. Tahir ur Rahman	28.02.1969	Haripur	BA	19.03.2012	Notification No S/1957/2012 dt. 19.03.2012	
20.	Mr. Darvesh Khan	14.06.1962	Mardan	MA/LLB	19.03.2012	Notification No S/1957/2012 dt. 19.03.2012	
21.	Mr. Tauheed Khan	20.10.1963	DIKhan	BA	19.03.2012	Notification No S/1957/2012 dt. 19.03.2012	
22.	Mr. Salah-ud-Din	15.01.1970	Tank	MA	07.11.2012	Notification No. S/8083/2012 dt. 07.11.2012	
23.	Mr. Noor Jamal	10.01.1966	Mardan	MA	31.03.2012	Notification No. S/2383/2012 dt. 31.03.2012	
24.	Mr. Muhammad Arif	22.04.1964	Bannu	BA	07.11.2012	Notification No. S/8083/2012 dt. 07.11.2012	
25.	Mr. Tariq Habib	05.09.1968	Peshawar	MA	31.03.2012	Notification No. S/2383/2012 dt. 31.03.2012	
26.	Mr. Nisar Ahmad	02.11.1973	Charsadda	BA	31.03.2012	Notification No. S/2383/2012 dt. 31.03.2012	
27.	Mr. Aslam Nawaz	01.03.1972	Bannu	MA/LLB	31.03.2012	Notification No. S/2383/2012 dt. 31.03.2012	

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S.No.	Name of Officers	Date of Birth	Domicile	Qual	Promotion as DSF	Promotion of Notification	Remarks
28.	Mr. Tariq Iqbal	13.04.1974	Peshawar	M.Sc/LLB	31.03.2012	Notification No. S/2383/2012 dt: 31.03.2012	
29.	Mr. Qaid Kamal	01.01.1963	Charsadda	BA	07.11.2012	Notification No. S/8083/2012 dt: 07.11.2012	
30.	Mr. Banātas Khan	05.01.1962	Nowshera	BA	07.11.2012	Notification No. S/8083/2012 dt: 07.11.2012	
31.	Mr. Shafiullah	01.04.1971	DIKhan	MA	07.11.2012	Notification No. S/8083/2012 dt: 07.11.2012	
32.	Mr. Munir Hussain	30.05.1966	Mansehra	BA	07.11.2012	Notification No. S/8083/2012 dt: 07.11.2012	
33.	Mr. Tahir Iqbal	20.01.1969	Haripur	B.Sc	25.03.2013	Notification No. S/1791/13 dt: 25.03.2013	Revised seniority was granted vide Order No. 909/E-11 dated 12.12.2018
34.	Mr. Qamar Hayat	08.04.1971	Haripur	BA	07.11.2012	Notification No. S/8083/2012 dt: 07.11.2012	
35.	Mr. Zulfiqar Khan Jadoon	15.06.1963	Abbottabad	BA	25.03.2013	Notification No. S/1791/2013 dt: 25.03.2013	
36.	Mr. Nazir Ahmad	02.02.1970	Abbottabad	MA/B.Ed	07.11.2012	Notification No. S/8083/12 dt: 07.11.2012	
37.	Mr. Saeed Akhtar	02.02.1971	Haripur	M.Sc	07.11.2012	Notification No. S/8083/12 dt: 07.11.2012	
38.	Mr. Muhammad Ayaz	03.03.1975	Abbottabad	B.Sc	07.11.2012	Notification No. S/8083/12 dt: 07.11.2012	
39.	Muhammad Jamil Akhtar	22.02.1977	Haripur	B.Sc	07.11.2012	Notification No. S/8083/12 dt: 07.11.2012	
40.	Mr. Falak Niaz	01.04.1965	Swabi	MA	07.11.2012	Notification No. S/8083/12 dt: 07.11.2012	
41.	Mr. Ishtiaq Ahmad	01.11.1971	Lakki	BA	07.11.2012	Notification No. S/8083/12 dt: 07.11.2012	
42.	Mr. Ifikhar Shah	30.04.1966	Mardan	M.A	25.03.2016	Notification No. 312/SE-1 dt: 25.03.2016	Assigned revised seniority vide Notification No. 575/CPB dated 19.05.2017
43.	Mr. Shaukat Ali	05.03.1971	Swabi	B.Sc	30.11.2012	Notification No. S/8772/2012 dt: 30.11.2012	
44.	Mr. Abdul Samad	14.04.1969	Swabi	MA	25.03.2013	Notification No. S/1791/13 dt: 25.03.2013	
45.	Mr. Mushtaq Ahmad	15.03.1970	Swabi	MA	25.03.2013	Notification No. S/1791/13 dt: 25.03.2013	
46.	Mr. Sajjad Ahmad	01.04.1968	Swabi	MA	25.03.2013	Notification No. S/1791/13 dt: 25.03.2013	
47.	Mr. Abdur Rashid Marwat	30.03.1963	Lakki	10 th	25.03.2013	Notification No. S/1791/13 dt: 25.03.2013	
48.	Mr. Muzamil Shah	08.03.1972	Swabi	M.A	25.03.2013	Notification No. S/1791/13 dt: 25.03.2013	
49.	Mr. Niaz Muhammad	11.02.1971	Swabi	MA/LLB	25.03.2013	Notification No. S/1791/13 dt: 25.03.2013	
50.	Mr. Shah Hassan	01.05.1968	Mardan	MA	08.04.2013	Notification No. S/2119/13 dt: 08.04.2013	
51.	Sajjad Ahmad Sahibzada	02.02.1971	Swabi	BA	08.04.2013	Notification No. S/2119/13 dt: 08.04.2013	
52.	Mr. Nazir Khan	18.10.1970	Mardan	MA	19.07.2013	Notification No. S/2119/13 dt: 19.07.2013	
53.	Mr. Abdul Hai	01.08.1972	D.I.Khan	MA	19.07.2013	Notification No. S/2119/13 dt: 19.07.2013	
54.	Mr. Saleem Aman Ullah	23.03.1970	Peshawar	FA	19.07.2013	Notification No. S/2119/13 dt: 19.07.2013	
55.	Muhammad Javed	03.06.1963	Mansehra	10 th	27.10.2015	Notification No. 4029/SE-1 dt: 27.10.2015	Revised seniority was granted vide Notification No. 110/SE-1 dated 17.01.2019. Revised seniority was granted vide Notification No. 20/SE-1 dated 03.01.2019
56.	Mr. Zia Hassan	01.11.1974	DIKhan	M.A/ Pol	02.01.2014	Notification No. S/20/14 dt: 02.01.2014	
57.	Mr. Abdus Salam Khalid	24.06.1976	Lakki	M.A	25.03.2016	Notification No. 312/SE-1 dt: 25.03.2016	Assigned revised seniority vide Notification No. 261/SE-1 dated 07.03.2018
58.	Arbab Shafiullah Jan	09.10.1966	Peshawar	BA	02.01.2014	Notification No. S/20/14 dt: 02.01.2014	
59.	Mr. Rafiullah	12.03.1968	Peshawar	FA	02.01.2014	Notification No. S/20/14 dt: 02.01.2014	
60.	Mr. Muhammad Naeem	10.10.1960	MKD	10 th	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
61.	Mr. Muhammad Khalid	01.01.1970	Chitral	MA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
62.	Syed Inayat Ali Shah	10.01.1972	D.I.Khan	MA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
63.	Mr. Niaz Gul	07.03.1971	Abbottabad	B.Sc	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	

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No.	Name of Officers	Date of Birth	Domicile	Qual	Promotion as DSP	Promotion of Notification	Remarks
64.	Mr. Muhammad Ishiaq	04.05.1973	Mansehra	B.Sc	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	Assigned revised seniority vide Notification No. 261/SE-I dated 07.03.2018
65.	Mr. Zahid-ur-Rehman	25.03.1970	Haripur	M.Sc	08.04.2016	Notification No. 373/SE-I dt: 08.04.2016	
66.	Syed Mukhtiar Shah	18.10.1967	Haripur	MA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
67.	Muhammad Tahir Shah	01.03.1972	Bannu	BA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
68.	Mr. Nisar Muhammad	20.01.1973	Lakki	BA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
69.	Mr. Nogr Zamin Shah	30.01.1962	Mardan	BA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
70.	Mr. Khan Khel	10.04.1969	Mardan	BA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
71.	Muhammad Aleem Jan	11.04.1967	Peshawar	B.Sc	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
72.	Mr. Tajamul Khan	30.09.1965	Swabi	MA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
73.	Mr. Hameedullah	25.04.1974	Mardan	BA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
74.	Mr. Taj Malook	10.04.1961	Swabi	FA	24.01.2014	Notification No. S/418/14, dt: 24.01.2014	
75.	Muhammad Atiq Shah	01.09.1978	Charsadda	FA	06.02.2014	Notification No. S/677/14 dt: 06.02.2014	
76.	Mr. Zar Wali	20.01.1961	Peshawar	FA	06.02.2014	Notification No. S/677/14 dt: 06.02.2014	
77.	Mr. Ijaz Ahmad	05.04.1963	Mansehra	FA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
78.	Mr. Arshad Mehmood	15.08.1964	Mansehra	FA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
79.	Mr. Shakeel Ahmad	14.04.1969	Charsadda	BSc	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
80.	Mr. Muhammad Saeed	04.05.1969	Mardan	BA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
81.	Mr. Khabir Muhammad	01.01.1972	Abbottabad	BA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
82.	Ms. Nazia Naureen	01.12.1970	Abbottabad	FA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
83.	Mrs. Shahzadi Noshad	10.04.1972	Hangu	BA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
84.	Mr. Rahim Hussain	11.05.1970	Shangla	BA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
85.	Mr. Amjad Hussain	24.03.1971	Mansehra	FA	12.09.2014	Notification No 1092/E-II dt 12.09.2014	
86.	Mr. Rizwan Habib	19.04.1974	Mansehra	BA	12.09.2014	Notification No S/3528/14 dt:24.10.2014	
87.	Mr. Jehangir Khan	10.11.1965	Abbottabad	10 th	24.10.2014	Notification No S/3528/14 dt:24.10.2014	
88.	Mr. Rahmat Ullah	05.03.1971	Nowshera	FA	24.10.2014	Notification No S/3528/14 dt:24.10.2014	
89.	Mr. Rashid Iqbal	15.01.1974	Mardan	MSc	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Revised seniority was granted vide Notification No. 20/SE-I dated 03.01.2019
90.	Mr. Alamzeb	12.02.1980	Mardan	F.Sc	24.10.2014	Notification No S/3528/14 dt:24.10.2014	
91.	Mr. Zahir Shah	01.04.1962	Buner	FA	24.10.2014	Notification No S/3528/14 dt:24.10.2014	
92.	Mr. Zafar Khan	10.01.1963	Buner	10 th	24.10.2014	Notification No S/3528/14 dt:24.10.2014	
93.	Mr. Asad Mehmood	08.03.1968	Swabi	BA	24.10.2014	Notification No S/3528/14 dt:24.10.2014	
94.	Mr. Muzakir Shah	01.06.1961	Dir Lower	10 th	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
95.	Mr. Muhammad Aslam	08.04.1962	Karak	F.A	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
96.	Mr. Safdar Khan	30.04.1971	Kohat	MA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
97.	Mr. Murad Ali	09.01.1973	Bannu	F.A	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
98.	Mr. Mujeeb Ur Rehman	02.04.1969	Bannu	BA/LLB	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
99.	Ms. Aneela Naz	09.10.1971	Peshawar	M.A	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
100.	Ms. Asmat Ara	15.04.1975	Swabi	MA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
101.	Mrs. Shazia Shahid	30.04.1976	Charsadda	MA/LLB	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
102.	Mrs. Rozia Altaf	30.07.1969	Peshawar	MA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
103.	Ms. Hamida Bano	04.12.1970	Peshawar	BA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
104.	Mr. Mustafa Kamal Pasha	01.09.1969	Bannu	MA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	

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No.	Name of Officer	Date of Birth	Domicile	Qual	Promotion as DSP	Notification	Remarks
105.	Mr. Azmat Ali Khan	06.01.1970	Bannu	MA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
106.	Mr. Waqar Ahmad	12.04.1974	Charsadda	MA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
107.	Mr. Sajjad Hussain	23.03.1976	Nowshera	B.Sc	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
108.	Mr. Yasir Aman	11.08.1970	Peshawar	D.Com	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
109.	Mr. Muhammad Maroof	05.10.1974	Abbottabad	B.Sc	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
110.	Mr. Usman Ghani	09.07.1960	Peshawar	10 th	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
111.	Mr. Ali Gohar	23.03.1968	K. Agency	MA	02.04.2015	Notification No. 2573/SE-I dt: 02.04.2015	
112.	Muhammad Ilyas	25.12.1973	Mardan	B.A	18.08.2015	Notification No. 3806/SE-I dt: 18.08.2015	
113.	Mr. Rokhan Zeb	07.04.1965	Swabi	B.A	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Assigned revised seniority vide Notification No.261/SE-I dated 07.03.2018
114.	Mr. Fazal Dad	16.03.1966	Charsadda	M.A/LLB	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	Revised seniority was granted vide Notification No. 911/E-11 dated 12.12.2018
115.	Mr. Janzada	01.04.1963	Charsadda	M.A	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Assigned revised seniority vide Notification No.261/SE-I dated 07.03.2018
116.	Mr. Naseer Ali	03.10.1975	Charsadda	BA	30.09.2016	Notification No. 1033/SE-I dt: 30.09.2016	Revised seniority was granted vide Notification No. 20/SE-I dated 03.01.2019
117.	Mr. Muhammad Rauf	04.04.1963	Mardan	10th	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Assigned revised seniority vide Notification No.261/SE-I dated 07.03.2018
118.	Mr. Hidayat Ullah shah	20.04.1965	Swabi	10th	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Assigned revised seniority vide Notification No.261/SE-I dated 07.03.2018
119.	Mr. Muhammad Ismail	12.06.1966	Lakki	F.A	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Assigned revised seniority vide Notification No.261/SE-I dated 07.03.2018
120.	Mr. Shakeel Ahmed	12.01.1974	Peshawar	FA	30.12.2019	Notification No.1723/SE-I dt: 30.12.2019	Revised seniority was granted in compliance with the judgment of Honorable Khyber Pakhtunkhwa Service Tribunal in Service Appeal No.626/2018, vide order dated 13.02.2019 and Execution Petition No.157/2019, dated 10.05.2019 and DSC minutes held on 01.07.2019
121.	Mr. Shabir Hussain Shah	15.06.1972	Lakki	MA	18.08.2015	Notification No. 3806/SE-I dt: 18.08.2015	
122.	Mr. Aqiq Hussain	01.04.1965	Kohat	BA/LLB	18.08.2015	Notification No. 3806/SE-I dt: 18.08.2015	
123.	Mr. Falak Nawaz	03.02.1969	Kohat	F.A	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Revised seniority was granted vide Notification No. 20/SE-I dated 03.01.2019
124.	Mr. Shoukat Ali Shah	09.10.1960	Kohat	10th	18.08.2015	Notification No. 3806/SE-I dt: 18.08.2015	
125.	Mr. Afsar Khan	30.01.1961	Karak	10th	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	Assigned revised seniority vide Notification No.261/SE-I dated 07.03.2018
126.	Mr. Khalid Usman	06.01.1967	Karak	FA	18.08.2015	Notification No. 3806/SE-I dt: 18.08.2015	
127.	Mr. Gharib Nawaz	06.09.1961	Karak	F.A	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	
128.	Mr. Muhammad Sattar Khan	04.04.1964	Chitral	10th	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	
129.	Mr. Muhammad Zaman	01.01.1965	Buner	B.A	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	
130.	Mr. Hayat Ullah	04.08.1965	Mardan	10th	25.03.2016	Notification No. 312/SE-I dt: 25.03.2016	

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No.	Name of Officers	Date of Birth	Domicile	Qual	Promotion as DSP	Notification	Remarks
131.	Mr. Muhammad Fayaz	07.03.1974	Mardan	FA	25.03.2016	Notification No. 312/SE-1 dt: 25.03.2016	Re-instated in Service with all back benefits. Order No. S/5323/19 dated 28.06.2019
132.	Mr. Amir Hussain	25.05.1965	Swabi	FA	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
133.	Mr. Gran Ullah	15.06.1963	Charsadda	10th	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
134.	Mr. Fazal Wahid	12.01.1971	Malakand	10th	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
135.	Mr. Gohar Ali	15.11.1974	Peshawar	BSc	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
136.	Mr. Riaz Khan	03.02.1975	Peshawar	10th	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
137.	Mr. Izhar Shah	06.03.1966	Mardan	BA	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
138.	Mr. Habib Ur Rehman	04.03.1966	Manshehra	FA	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
139.	Mr. Aurang Zeb	05.01.1970	Manshehra	10th	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
140.	Mr. Shah Nawaz	08.08.1965	Manshehra	10th	30.09.2016	Notification No. 1033/SE-1 dt: 30.09.2016	
141.	Mr. Muhammad Altaf	12.03.1969	Haripur	FA	30.09.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
142.	Mr. Amjid Ali	24.04.1969	Swabi	BA	30.09.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
143.	Mr. Sher Rehman	05.04.1964	Mardan	10th	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
144.	Mr. Khalid Mehmood	21.05.1961	Abbottabad	B.A	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
145.	Mr. Riaz Muhammad	10.12.1962	Swabi	FA	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
146.	Mr. Ifikhar Ali Shah	11.05.1976	Bannu	BA	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
147.	Mr. Murad Ali	13.04.1965	Charsadda	10th	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
148.	Mr. Ziarat Gul	05.10.1960	Charsadda	10th	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
149.	Mr. Naseer Khan	01.04.1962	Charsadda	BA	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
150.	Mr. Arab Nawaz	11.02.1969	Charsadda	BA	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
151.	Mr. Inayatullah	11.04.1962	Peshawar	10th	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
152.	Mr. Muhammad Yaseen	30.03.1975	Charsadda	BA	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
153.	Mr. Zahoor-Ud-Din Khan	05.05.1963	D.I.Khan	10th	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
154.	Mr. Sawab Gul	12.04.1961	Mardan	BA	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	Revised seniority was granted vide Notification No. 20/SE-1 dated 03.01.2019
155.	Mr. Muhammad Ijaz Khan	01.09.1977	Charsadda	BA	07.03.2017	Notification No. 202/SE-1 dt: 07.03.2017	
156.	Mr. Shaheen Shah Gohar	03.03.1971	Charsadda	BA	07.03.2017	Notification No. 202/SE-1 dt: 07.03.2017	
157.	Mr. Sajjad Haider	20.04.1970	Abbottabad	10th	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
158.	Mr. Ibrar Khan	20.05.1970	Abbottabad	FA	15.11.2016	Notification No. 1198/SE-1 dt: 15.11.2016	
159.	Mr. Arshad Khan	30.05.1974	Peshawar	F.Sc	07.03.2017	Notification No. 202/SE-1 dt: 07.03.2017	
160.	Mr. Muhammad Khurshid	12.01.1963	Manshehra	10th	07.03.2017	Notification No. 202/SE-1 dt: 07.03.2017	
161.	Mr. Muhammad Yaseen	28.12.1973	Haripur	BA	07.03.2017	Notification No. 231/SE-1 dt: 14.03.2017	Revised seniority was granted vide Notification No. 20/SE-1 dated 03.01.2019
162.	Mr. Ifikhar Ahmad	10.05.1968	Manshehra	BA	14.03.2017	Notification No. 115/SE-1 dt: 30.01.2018	
163.	Mr. Zakir Hussain	09.03.1966	Abbottabad	10th	30.01.2018	Notification No. 115/SE-1 dt: 30.01.2018	Revised seniority was granted vide Notification No. 20/SE-1 dated 03.01.2019
164.	Mrs. Samina Zafar	25.12.1975	Haripur	10th	07.03.2017	Notification No. 202/SE-1 dt: 07.03.2017	
165.	Mr. Bashir Ahmad	11.05.1962	Haripur	10th	30.01.2018	Notification No. 115/SE-1 dt: 30.01.2018	
166.	Mr. Mehboob	16.12.1965	Abbottabad	10th	07.03.2017	Notification No. 202/SE-1 dt: 07.03.2017	
167.	Mr. Jamil-ur-Rehman	16.04.1974	Abbottabad	BA	12.03.2018	Notification No. 274/SE-1 dt: 12.03.2018	
168.	Mr. Shahid Adnan	27.03.1973	D.I.Khan	MA	30.01.2018	Notification No. 115/SE-1 dt: 30.01.2018	
169.	Mr. Maqsood Shah	07.01.1968	Manshehra	FA	30.01.2018	Notification No. 115/SE-1 dt: 30.01.2018	

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S.No.	Name of Officer	Date of Birth	Domicile	Quf	Promotion as DSP.	Notification No. & Date	Remarks
170.	Mr. Muhammad Hamayun	06.12.1963	Abbottabad	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
171.	Mr. Ashiq Hussain	06.12.1960	Mansehra	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
172.	Mr. Mukhtar Ahmad	06.04.1962	Mansehra	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
173.	Mr. Adalat Khan	04.08.1960	Abbottabad	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
174.	Mr. Ghulam Muhammad	01.11.1963	Mansehra	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
175.	Mr. Muhammad Nabi	09.10.1966	Charsadda	BA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
176.	Mr. Ayaz Mehmood	20.02.1971	Mardan	BA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
177.	Mr. Shah Mumtaz	20.02.1965	Dir Lower	BA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
178.	Mr. Zafar Ahmad	10.01.1979	Chitral	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
179.	Mr. Farmanullah	27.10.1978	Dir Lower	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
180.	Mr. Muslim Khan	16.02.1970	Mardan	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
181.	Mr. Said Rahim	08.02.1962	Mardan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
182.	Mr. Hukam Khan	14.03.1969	Charsadda	MA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
183.	Mr. Wilayat Khan	20.12.1960	Peshawar	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
184.	Mr. Mehar Ali	01.01.1969	Nowshera	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
185.	Mr. Yar Nawab	05.11.1963	Mardan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
186.	Mr. Ifikhar Ali	10.02.1968	Charsadda	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
187.	Mr. Ifikhar Ali	10.02.1968	Charsadda	MA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
187.	Mr. Nasir Khan	22.11.1968	Charsadda	MA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
188.	Mr. Noor Zaman	21.08.1961	Mardan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
189.	Mr. Hazrat Ullah	05.01.1964	Charsadda	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
190.	Mr. Liaqat Ali	08.04.1964	Charsadda	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
191.	Mr. Mehmood Nawaz	27.03.1974	Lakki	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
192.	Mr. Muhammad Yousof	10.02.1961	DI Khan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
193.	Mr. Umar Daraz Khan	11.08.1961	D.I.Khan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
194.	Mr. Bashir Dad	14.04.1972	Mardan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
195.	Mr. Roshan Zeb	16.02.1964	Mardan	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
196.	Mr. Gul Sheed	01.06.1980	Charsadda	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
197.	Mr. Gul Sheed	01.06.1980	Charsadda	BA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
197.	Mr. Taj Malook	10.02.1961	Charsadda	BA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
198.	Mr. Muhammad Saddique	16.11.1968	Abbottabad	BA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
199.	Mr. Abdur Rehman	17.11.1960	Peshawar	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
199.	Mr. Abdur Rehman	17.11.1960	Peshawar	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
200.	Mr. Samin Jan	06.03.1961	Peshawar	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
201.	Mr. Tayyab Jan	01.05.1970	Charsadda	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
202.	Mr. Fazal Subhan	02.05.1968	Nowshera	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
203.	Mr. Alam Zeb	10.11.1963	Mardan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
204.	Mr. Saeed Khan	15.04.1964	Peshawar	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
205.	Mr. Noor-Ullah	10.05.1964	Peshawar	D.Com	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
205.	Mr. Noor-Ullah	10.05.1964	Peshawar	D.Com	16.05.2019	Notification No. 558/SE-I dt: 16.05.2019	Revised seniority was granted vide Notification No. 632/SE-I dated 30.05.2019
206.	Mr. Muhammad Ishaq	21.12.1968	Nowshera	F.A	16.05.2019	Notification No. 558/SE-I dt: 16.05.2019	
207.	Mr. Pasham Gul	29.04.1963	Mardan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
207.	Mr. Pasham Gul	29.04.1963	Mardan	10th	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
208.	Mr. Mukhtiar Ahmad	03.12.1964	Charsadda	FA	30.01.2018	Notification No. 115/SE-I dt: 30.01.2018	
208.	Mr. Mukhtiar Ahmad	03.12.1964	Charsadda	FA	30.01.2018	Notification No. 1078/SE-I dt: 29.11.2018	
209.	Mr. Zahir ur Rehman	10.01.1962	Shangha	10th	29.11.2018	Notification No. 1078/SE-I dt: 29.11.2018	
209.	Mr. Zahir ur Rehman	10.01.1962	Shangha	10th	29.11.2018	Notification No. 1078/SE-I dt: 29.11.2018	
210.	Mr. Sher Afsar	09.02.1963	Swabi	10th	29.11.2018	Notification No. 1078/SE-I dt: 29.11.2018	
210.	Mr. Sher Afsar	09.02.1963	Swabi	10th	29.11.2018	Notification No. 1078/SE-I dt: 29.11.2018	
211.	Mr. Asad Zubair	15.01.1980	Kohat	F.Sc	29.11.2018	Notification No. 1078/SE-I dt: 29.11.2018	
211.	Mr. Asad Zubair	15.01.1980	Kohat	F.Sc	29.11.2018	Notification No. 1078/SE-I dt: 29.11.2018	
212.	Mr. Muhammad Saleem	01.03.1969	DIKhan	FA	29.11.2018	Notification No. 1078/SE-I dt: 29.11.2018	

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No.	Name of Officer	Date of Birth	Domicile	Qual	Promotion as DSP	Promotion of Notification	Remarks
	Tariq						
213.	Mr. Fazal Wahid	01.12.1968	Mardan	10th	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
214.	Mr. Amir Nawaz	20.03.1970	Charsadda	FA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
215.	Mr. Liaqat Khan	10.06.1962	Peshawar	10th	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
216.	Mr. Muhammed Shoaib	29.03.1962	Mardan	FA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
217.	Mr. Afsar Zaman	01.09.1969	Mardan	FA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
218.	Mr. Abdur Rashid	03.05.1968	Charsadda	BA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
219.	Mr. Khalid Khan	02.01.1969	Nowshera	MA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
220.	Mr. Niaz Muhammad	14.09.1973	Charsadda	BA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
221.	Mr. Allama Iqbal	05.03.1979	Charsadda	BA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
222.	Mr. Tauheed Ullah	08.04.1982	Charsadda	MA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
223.	Mr. Faqir Hussain	02.02.1967	Peshawar	10th	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
224.	Mr. Zahid Khan	08.04.1967	Mkd. Agency	FA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
225.	Mr. Badshah Hazrat	15.02.1969	Dir Lower	BA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
226.	Mr. Naveed Iqbal	13.03.1981	Swat	FA	29.11.2018	Notification No.1078/SE-I dt: 29.11.2018	
227.	Mr. Ajmal Khan	15.05.1982	Mkd. Agency	F.A	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
228.	Mr. Ghulam Sadiq	01.02.1968	Mkd. Agency	B.A	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
229.	Mr. Muhammad Irfan	01.08.1970	Karak	B.A	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
230.	Mr. Saifullah Khan	08.08.1959	Kohat	M.Sc/LLB	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
231.	Mr. Hussain Ghulam	10.03.1970	Hangu	F.A	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
232.	Mr. Muhammad Iqbal	11.02.1963	Mansehra	10th	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
233.	Mr. Farhad Ali	16.11.1962	Mardan	10th	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
234.	Mr. Azam Ali Shah	01.01.1963	Abbottabad	10th	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	
235.	Mr. Arshad Hussain	15.05.1967	Shangla	10th	16.05.2019	Notification No.558/SE-I dt: 16.05.2019	

26

Spunmy 36/4
(SALMAN CHOUDHRY) PSP
 Deputy Inspector General of Police, HQrs.,
 For Inspector General of Police,
 Khyber Pakhtunkhwa,
 Peshawar

Endst: No. & date even.
 Copy to all concerned

CJC
12



(27)

Ann u P

**OFFICE OF THE
SUPERINTENDENT OF POLICE
INVESTIGATION SWAT.**
Ph# 0946-9240319 & Fax # 0946-9240396
Email Address: spinvswat@yahoo.com


No. 1047 /GB/Inv: , dated Saidu Sharif the : 24/2/2020.

**To: The Regional Police Officer,
Malakand at Saidu Sharif Swat.**

Subject: APPLICATION..

Respected Sir,
Enclosed please find herewith an application of the undersigned w/
self-explanatory for favour of consideration, please.

Encls: (Application)


**Superintendent of Police
Investigation Swat.**

C.T.C
M

13-10

To:

The Worthy Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

28

THROUGH PROPER CHANNEL.

Subject:

REQUEST FOR REVISED CONFIRMATION/ ADMISSION
LIST E IN THE RANK OF ASI AND SI UNDER POLICE RU
13-18.

Respected Sir,

1. That I was appointed as ASI in Police Department on date 22-01-1995 through Public Service Commission Khyber Pakhtunkhwa successfully completed probationary period i.e three years as well as basic course under Police Rule 19-25.
2. That I was promoted to the rank of SI on dated 01-12-2000 vide order No. 1553 dated 01-12-2000, where my name was placed on serial No. 05 i.e below the name of Mr. Shah Hasan and Mr. Sajad Ahmad by the Regional Departmental Selection Committee and successfully completed probationer period of two years on date 01-12-2002 but I was confirmed in the rank of SI on dated 16-11-2005 and admission to Provincial list F on dated 08-01-2007.
3. That on dated 15-03-2007 I was promoted to the rank of Inspector by the Provincial Departmental Committee and thereafter promoted to the rank of DSP on date 19-07-2013.
4. That I have completed all the relevant courses and trainings in time in accordance with Police Laws/Rules but unfortunately I have not been confirmed on due date in the rank of ASI, SI and Inspector nor admitted to list E and F in accordance with Police Rules while as per Notification No.11644-68/E, dated 30-10-2019 of Malakand Region and Notification No. 60/E-II, dated 12-02-2020 of Central Police Region Peshawar seniorities/confirmation of my colleagues of Malakand Region and others have been revised at Regional level as well as Provincial level. (Copies of Notifications are enclosed).
5. That my batch mates namely (1) Mr. Tauheed Khan and (2) Mr. Salah Uddin were appointed with the undersigned in the year 1995 have been placed in seniority list of DSPs year 2019 at serial No.19 and 20 respectively while I have been placed at serial No.54. Similarly DSPs namely (1) Mr. Nazir Ahmad (2) Mr. Saeed Ahmad (3) Mr. Muhammad Ayaz and (4) Mr. Muhammad Jamil Akhtar which were appointed as PASI in the year 1998 have been placed in the seniority list at serial No.38 and also shown senior from the undersigned.
6. It is pertinent to mention that the Honorable Supreme Court of Pakistan has passed a detailed judgment on dated 06-05-2016 regarding fixation of seniority of Police Officers and the same has been implemented by the Sindh Police, which is worth perusal (copy enclosed).
7. That discriminating treatment of the Department with the undersigned is against the Rules and Justice.

In view of the above it is requested that my seniority/ confirmation admission to list E and F may kindly be revised in accordance with Police Rules as well as referred revised Notification of Malakand Region and others.

C.T.C
M

بعدالت خیر بختوخواہ سروکس ٹریبونل پشاور / کیمپ کورٹ سوات



مورخہ 16 جون 2020ء منجانب اسپلانٹ
مقدمہ نذیر خان بنام حکومت وغیرہ
دعویٰ سروکس اور
جرم باعث تحریر آنکہ

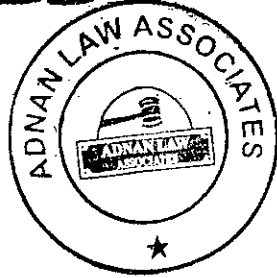
مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام پشاور / کیمپ کورٹ سوات کیلئے سٹریٹ لٹریٹریٹ خان ASC مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل احتیاط ہوگا۔ نیز وکیل صاحب کو راضی نامہ و تقرر ثالث و فیصلہ پر حلف دینے کے جواب دی اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زرا اور اس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری ایک طرف یا اپیل کی برآمد ہوگی اور منسوخ مذکور کے نسل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقررہ شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اس کا ساختہ برواختہ منظور و قبول ہوگا۔ اور دوران مقدمہ میں جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب سے ہوگا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا و خرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام دورہ ہر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہذا وکالت نامہ لکھ دیا کہ سند ہے

المرقوم 16 ماہ جون 20

العبد گواہ شدہ العبد

Attested & Accepted

بمقام پشاور / سوات کے لئے منظور ہے



Barrister
Dr. Adnan Khan
Advocate Supreme Court of Pakistan

نذیر خان دل شہشاہ خان

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, Swat

..... Appellant

VERSUS

Government of Khyber Pukhtunkhwa through Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar & others.

....Respondents

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District Police Officer, Swat

District Police Officer.
Swat

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, Swat

..... Appellant

VERSUS

Government of Khyber Pukhtunkhwa through Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar & others.

....Respondents

PARAWISE REPLY BY RESPONDENTS

Respectfully Shewith,

Preliminary Objections.

1. That the appeal is badly barred by Law & limitation.
2. That the appellant has got no cause of action and locus standi to file the present appeal.
3. That the appeal is bad due to misjoinder and nonjoinder of necessary parties.
4. That the appellant has not come to the Tribunal with clean hands.
5. That the instant appeal is not maintainable in its present form.
6. That the appellant has concealed the material facts from this Hon'ble Tribunal.

FACTS:

1. Pertain to record, hence needs no comments.
2. Pertain to record, hence needs no comments.
3. Pertain to record and Mardan Region, hence needs no comments.
4. That Police Department is a discipline force having its rules and regulations which are being followed in letter and spirit. Promotion from one rank to another rank is being dealt in accordance with seniority cum fitness as envisaged in Police Rules 13.1. Similarly confirmation in the substantive rank is also governed by Police Rule which are being strictly adhered by the respondent department. Prior to confirmation in the rank of Sub-Inspector, one has to fulfill some criteria mentioned for the confirmation in the rank of Sub-Inspector. The appellant was promoted to the rank of Sub-Inspector on 01/12/2000, however for the confirmation in the rank of Sub-Inspector, the appellant was required to fulfill certain criteria for the confirmation i.e passing

Upper College Course and criteria mentioned in Police Rules 13.10(2) which have been completed and thereby confirmed in the rank of Sub-Inspector after fulfilling the required criteria.

5. Pertain to record, hence needs no comments.
6. As already explained above at Para No.04. Prior to the confirmation in the rank of Sub-Inspector, one has to fulfill the criteria mentioned Police Rules 13.10(2) and 13.10(2) (3) of Police Amended Rules, 2017. The appellant was confirmed at relevant time in the rank of Sub-Inspector when he fulfilled the criteria required for confirmation in the rank of Sub-Inspector.
7. Pertain to record, hence needs no comments.
8. As already explained above, prior to confirmation in the rank of Sub-Inspector mandatory criteria mentioned in Police Rules 13.10(2) (**Annexed "A"**) and 13.10(2)(3) (**Annexed "B"**) of Police Amended Rule 2017 has to be completed which is pre-requisite for the confirmation in the rank of Sub-Inspector. The appellant after fulfilling the said criteria was confirmed in the rank of Sub-Inspector accordingly.
9. Pertain to record, hence needs no comments.
10. Prior to the confirmation in the rank of Sub-Inspector, appellant was supposed to fulfill the criteria as required for the confirmation and when he fulfilled the subject criteria i.e passing of Upper College Course and SHO ship period, he was confirmed in the rank of Sub-Inspector by RPO Mardan as per rules and criteria.
11. Pertain to record, hence needs no comments.
12. Pertain to record, hence needs no comments.
13. The appellant has wrongly challenged the legal and valid order of respondents before this honorable Tribunal through unsound grounds.

GROUND

- A. Incorrect. No discrimination and illegality has been committed by the answering respondents to the appellant and his confirmation in the rank of Sub-Inspector was rightly confirmed at relevant time when he fulfilled the prescribed criteria for the confirmation in the rank of Sub-Inspector.

B. Incorrect. As explained above.


C. Incorrect. The appellant was treated in accordance with law/rules, merits and no discrimination has been done to the appellant by the respondents.

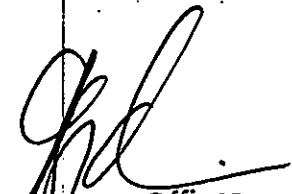
D. First portion of this Para is subject to proof, however with respect to remaining Para, the appellant was confirmed after fulfilling the prescribed criteria for the confirmation in the rank of Sub-Inspector by the RPO Mardan.

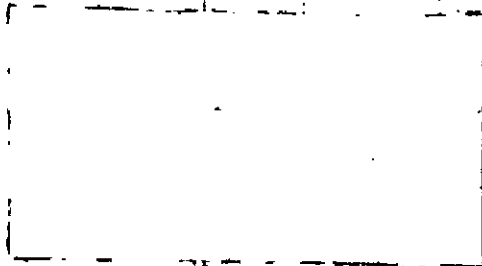
E. That the respondents may be allowed to add any other grounds at the time of hearing of appeal.

PRAYER:

Keeping in views the above facts and circumstances, it is humbly prayed that the appeal of appellant being devoid of legal force may kindly be dismissed with costs.


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


Regional Police Officer,
Saidu Sharif, Swat,
Malakand Region
(Respondent No.02)



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR:

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, Swat

..... Appellant

VERSUS

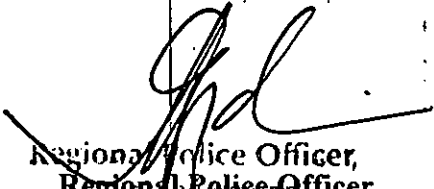
Government of Khyber Pukhtunkhwa through Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar & others.

.... Respondents

AFFIDAVIT

We, the above respondents do hereby solemnly affirm on oath and declare that the contents of the appeal are correct/true to the best of our knowledge/ belief and nothing has been kept secret from the honorable Tribunal.


Provincial Police Officer
Khyber Pakhtunkhwa Peshawar
(Respondents No.1)


Regional Police Officer,
Regional Police Officer
Sawalakant Region
(Respondents No.2)

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, Swat

..... Appellant


VERSUS


Government of Khyber Pukhtunkhwa through Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar & others.

....Respondents

AUTHORITY LETTER

We, the above respondents do hereby authorize Mr. Naeem Hussain DSP/Legal Swat to appear before the Tribunal on our behalf and submit reply etc in connection with titled Service Appeal.


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


Regional Police Officer,
Regional Police Officer
Saidu Sharif Swat
Malakand Region
(Respondent No. 2)

recognition of his devotion to duty and his displaying
 in apprehending a culprit and was promoted to rank
 continued to perform his duties as A.S.I. and enjoyed
 about three years. Civil servant, subsequently was
 intermediate course which was a prerequisite to qu
 Head Constable to rank of A.S.-I. Civil servant hav
 examination even in three attempts, was reverted
 Constable. Competent Authority in relaxation of Rule
 granted accelerated promotion to civil servant to rank
 noted on mere ground that he had failed in th
 prerequisite for promotion. In ordinary course as pro
 vide Blue Rules, 1934, certain examinations were n
 whereafter name of official was enlisted in List "D"
 could be promoted on his turn. If competent Authority
 Masso promotion for any reason such as displaying
 in performance of his duties, considered it fit to rela
 considered promotion of official to rank of A.S.-I. an
 promoted as such and started performing his duties
 considerable time without any objection from
 official could not be subjected to undergo ordinary
 training. Accelerated promotion as was granted to
 connection where an official was exempted from a
 class. If such exemption was given in recognition of
 record of official, it was a reward and reward once given
 should not be taken away on mere ground that such an official was
 any other official. Civil servant, thus could not be re
 Constable from rank of A.S.I. on ground that he had not
 which was prerequisite for his promotion. 1996 PLC (C

Pro forma promotion.--Promotion of Head C
 of Assistant Sub-Inspector. Conditions. Head Constable
 rank pro forma promotion to the rank of A.S.-I. as h
 against substantive vacancy on regular or on officiating,
 is established that any other A.S.-I. who was junior to
 been promoted earlier to his promotion then he can agi
 from promotion from the date when a Junior Official
 was promoted, otherwise legally he has no claim for pro
 form promotion under law. 2000 SCMR 1842.

DRUGS List E. Promotion to sub-inspector
 assistant sub-inspectors, who have been approved by th
 General as fit for trial in independent charge of a p

C

BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, Swat
.....Appellant

VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & others

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Swat Bench - next date 07/10/2021

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

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, SwatAppellant

VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & others

Para-wise comments on behalf of respondent No. 03:-

Respectfully Sheweth,

PRELIMINARY OBJECTIONS

1. That the appellant has not approached this Hon'ble Tribunal with clean hands.
2. That the appellant has concealed the actual facts from this Hon'ble Tribunal.
3. That the appellant has got no cause of action or locus standi to file the instant appeal.
4. That the appellant is estopped by his own conduct to file the instant Service Appeal.
5. That the appeal is unjustifiable, baseless, false, flawless and vexatious and the same is liable to be dismissed with special compensatory cost in favour of respondents.
6. That the Hon'ble Tribunal has no jurisdiction to adjudicate the matter.

REPLY ON FACTS

1. Correct to the extent that the appellant is serving as acting SP investigation Swat, while rest of the para regarding appointment of appellant that as ASI pertains to record needs no comments
2. Correct to the extent the appellant was confirmed as ASI after completing the prescribe probation period as enunciated in Police Rules 1934.
3. Correct to the extent that the appellant was promoted to the rank of Sub Inspector vide Notification mentioned in the para however, plea of the appellant regarding serving as ASI for more than five years is not plausible because when the vacancy of Sub Inspector fell vacant, the appellant along with those who were in promotion Zone, got promoted to the rank of Sub Inspector.
4. Correct to the extent the appellant was accorded revised confirmation in the rank of Sub Inspector with effect from 16.11.2005.
5. Para not related as the same pertains to "F" list which is the domain of Central Police Office Peshawar.
6. Plea of the appellant is not plausible now, because the appellant alongwith others had submitted applications wherein they aggrieved from their confirmation in the rank Sub Inspector. Consequently a committee was constituted vide this office order endorsement No. 2503-5/ES dated 19.05.2021 in light of the recommendations of the afore-referred committee, the appellant was accorded confirmation in the rank of Sub Inspector after completion of 02 years probation period in light of Police Rules 1934, Chapter - 13, Rule 18.



7. As discuss earlier, the appellant has been accorded revised confirmation in the rank of Sub Inspector after completion of his two years probation period.
8. Para already explained needs no comments
9. Para not related needs no comments.
10. Para to the extent of receiving fresh seniority list is not related needs no comments, because he has been accorded revised confirmation in the rank of Sub Inspector as per Police Rules, 1934 already mentioned in preceding Para.
11. Para not related needs no comments.
12. Para not related needs no comments.
13. That appeal of the appellant is liable to be dismissed on the following grounds amongst the others.

②

REPLY ON GROUNDS

- A. Para to the extent of discrimination and illegality is totally ill founded hence no comments. However, as discussed earlier the appellant has been accorded revised confirmation in the rank of Sub Inspector.
- B. The seniority of Police Officers is regulated by Police Rules 1934. However, plea of the appellant in terms of his appointment as Sub Inspector in 2000 is a self contradictory because initially the appellant was appointed as probationer Assistant Sub Inspector and not appointed as Sub Inspector.
- C. As discussed earlier the appellant alongwith others have been given revised confirmed in the rank of Sub Inspector in light of relevant Rules.
- D. Plea of the appellant is not plausible because spotless career and exemplary service record do not entitled any police officer to be treated out of the way. Moreover, every member of Police Force is under obligation to serve in any branch, to which the high-ups transfer him/them.
- E. The respondents also seek permission of this honorable tribunal to adduce additional grounds at the time of arguments.

PRAYER:-

It is therefore most humbly prayed that on acceptance of above submissions, appeal of the appellant may very kindly be dismissed with costs.


**Regional Police Officer,
Mardan.**
(Respondent No. 03)

BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.

3

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, SwatAppellant

VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & others

.....Respondents

COUNTER AFFIDAVIT.

We, the respondents do hereby declare and solemnly affirm on oath that the contents of the Para-wise comments in the service appeal cited as subject are true and correct to the best of our knowledge and belief and nothing has been concealed from this Honourable Tribunal.


Regional Police Officer,
Mardan
(Respondent No. 03)

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

4

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, SwatAppellant

VERSUS

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

AUTHORITY LETTER.

Mr. Khyal Roz Inspector Legal, (Police) Mardan is hereby authorized to appear before the Honourable Service Tribunal, Khyber Pakhtunkhwa, Peshawar in the above captioned service appeal on behalf of the respondents. He is also authorized to submit all required documents and replies etc. as representative of the respondents through the Addl: Advocate General/Govt. Pleader, Khyber Pakhtunkhwa Service Tribunal, Peshawar.


**Regional Police Officer,
Mardan**
(Respondent No. 03)

W O A A G

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

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, Swat
.....Appellant

VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & others

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BEFORE THE HONOURABLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.

Service Appeal No. 5807/2020

①

Nazir Khan, Superintendent of Police, Investigation, SwatAppellant

VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & others

Para-wise comments on behalf of respondent No. 03:-

Respectfully Sheweth,

PRELIMINARY OBJECTIONS

1. That the appellant has not approached this Hon'ble Tribunal with clean hands.
2. That the appellant has concealed the actual facts from this Hon'ble Tribunal.
3. That the appellant has got no cause of action or locus standi to file the instant appeal.
4. That the appellant is estopped by his own conduct to file the instant Service Appeal.
5. That the appeal is unjustifiable, baseless, false, flawless and vexatious and the same is liable to be dismissed with special compensatory cost in favour of respondents.
6. That the Hon'ble Tribunal has no jurisdiction to adjudicate the matter.

REPLY ON FACTS

1. Correct to the extent that the appellant is serving as acting SP investigation Swat, while rest of the para regarding appointment of appellant that as ASI pertains to record needs no comments
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3. Correct to the extent that the appellant was promoted to the rank of Sub Inspector vide Notification mentioned in the para however, plea of the appellant regarding serving as ASI for more than five years is not plausible because when the vacancy of Sub Inspector fell vacant, the appellant along with those who were in promotion Zone, got promoted to the rank of Sub Inspector.
4. Correct to the extent the appellant was accorded revised confirmation in the rank of Sub Inspector with effect from 16.11.2005.
5. Para not related as the same pertains to "F" list which is the domain of Central Police Office Peshawar.
6. Plea of the appellant is not plausible now, because the appellant alongwith others had submitted applications wherein they aggrieved from their confirmation in the rank Sub Inspector. Consequently a committee was constituted vide this office order endorsement No. 2503-5/ES dated 19.05.2021 in light of the recommendations of the afore-referred committee, the appellant was accorded confirmation in the rank of Sub Inspector after completion of 02 years probation period in light of Police Rules 1934, Chapter - 13, Rule 18.

7. As discuss earlier, the appellant has been accorded revised confirmation in the rank of Sub Inspector after completion of his two years probation period.
8. Para already explained needs no comments
9. Para not related needs no comments.
10. Para to the extent of receiving fresh seniority list is not related needs no comments, because he has been accorded revised confirmation in the rank of Sub Inspector as per Police Rules, 1934 already mentioned in preceding Para.
11. Para not related needs no comments.
12. Para not related needs no comments.
13. That appeal of the appellant is liable to be dismissed on the following grounds amongst the others.

2

REPLY ON GROUNDS

- A. Para to the extent of discrimination and illegality is totally ill founded hence no comments. However, as discussed earlier the appellant has been accorded revised confirmation in the rank of Sub Inspector.
- B. The seniority of Police Officers is regulated by Police Rules 1934. However, plea of the appellant in terms of his appointment as Sub Inspector in 2000 is a self contradictory because initially the appellant was appointed as probationer Assistant Sub Inspector and not appointed as Sub Inspector.
- C. As discussed earlier the appellant alongwith others have been given revised confirmed in the rank of Sub Inspector in light of relevant Rules.
- D. Plea of the appellant is not plausible because spotless career and exemplary service record do not entitled any police officer to be treated out of the way. Moreover, every member of Police Force is under obligation to serve in any branch, to which the high-ups transfer him/them.
- E. The respondents also seek permission of this honorable tribunal to adduce additional grounds at the time of arguments.

PRAYER:-

It is therefore most humbly prayed that on acceptance of above submissions, appeal of the appellant may very kindly be dismissed with costs.


**Regional Police Officer,
Mardan:**
(Respondent No. 03)

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

3

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, SwatAppellant


VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & others

.....Respondents

COUNTER AFFIDAVIT.

We, the respondents do hereby declare and solemnly affirm on oath that the contents of the Para-wise comments in the service appeal cited as subject are true and correct to the best of our knowledge and belief and nothing has been concealed from this Honourable Tribunal.


**Regional Police Officer,
Mardan**
(Respondent No. 03)

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

Service Appeal No. 5807/2020

(4)

Nazir Khan, Superintendent of Police, Investigation, SwatAppellant

VERSUS

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

AUTHORITY LETTER.

Mr. Khyal Roz Inspector Legal, (Police) Mardan is hereby authorized to appear before the Honourable Service Tribunal, Khyber Pakhtunkhwa, Peshawar in the above captioned service appeal on behalf of the respondents. He is also authorized to submit all required documents and replies etc. as representative of the respondents through the Addl: Advocate General/Govt. Pleader, Khyber Pakhtunkhwa Service Tribunal, Peshawar.


**Regional Police Officer,
Mardan**
(Respondent No. 03)

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

Service Appeal No. 5807/2020

Nazir Khan, Superintendent of Police, Investigation, SwatAppellant

VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & others

Para-wise comments on behalf of respondent No. 03:-

Respectfully Sheweth,

PRELIMINARY OBJECTIONS

1. That appellant has not approached this Hon'ble Court with clean hands.
2. That appellant has concealed actual facts from this Hon'ble Court.
3. That the appellant has got no cause of action or locus standi to file the instant petition.
4. That the appellant is estopped by his own conduct to file the instant writ petition.
5. That the appellant is unjustifiable, baseless, false, flawless and vexatious and the same is liable to be dismissed with special compensatory cost in favour of respondents.

REPLY ON FACTS

1. Correct to the extent that the appellant is serving as acting SP investigation Swat, while rest of the ^{Para} pray regarding appellant that as ASI pertains to record needs no comments
 ↓ appointment of
2. Correct to the extent the appellant was conformed as ASI after completing the prescribe ^{Probation} ~~profession~~ period as enunciated in Police Rules 1934.
3. Correct to the extent that the appellant was promoted to the rank ^{of} Sub Inspector vide Notification mentioned in the ^{Para} ~~pray~~ however, ^{plea of} the appellant regarding serving as ASI for more than ^{five} ~~the~~ year is not plausible because when the vacancy of Sub Inspector ^{fell} ~~is~~ vacant, the appellant ^{those} along with who were in promotion Zone, got promoted to the rank of Sub Inspector.
4. Correct to the extent the appellant was accorded revised confirmation in the rank of Sub Inspector with effect from 16.11.2005.
5. Para not related as the same pertains to 'F' list which is the domain of Central Police Office Peshawar.
6. Plea of the appellant is not plausible now, because the appellant along with others had submitted applications wherein they aggrieved from their confirmation in the rank Sub Inspector. Consequently a committee was constituted vide this office order endorsement No. 2503-5/ES dated 19.05.2021 in light of the recommendations of the afore-referred committee, the appellant was accorded confirmation in the rank of Sub Inspector after completion of 02 years probation period in light of Police Rules 1934, Chapter - 13, Rule 18.
7. As discuss earlier, the appellant has been accorded revised confirmation in the rank of Sub Inspector after completion of his two years probation period.

13/8/2021

8. Para already explained needs no comments
9. Para not related needs no comments.
10. Para to the extent of receiving fresh seniority list is not related needs no comments, because he has been accorded revised confirmation in the rank of Sub Inspector as per Police Rules, 1934 already mentioned in preceding Para.
11. Para not related needs no comments.
12. Para not related needs no comments.
13. That appeal of the appellant is liable to be dismissed on the following grounds amongst the others.

REPLY ON GROUNDS

- A. Para to the extent of discrimination and illegality is totally ill founded hence no comments. However, as discussed earlier the appellant has been accorded revised confirmation in the rank of Sub Inspector.
- B. The seniority of Police Officers is regulated by Police Rules 1934. However, plea of the appellant in terms of his appointment as Sub Inspector in 2000 is a self contradictory because initially the appellant was appointed as probationer Assistant Sub Inspector and not appointed as Sub Inspector.
- C. As discussed earlier the appellant alongwith others have been given revised confirmed in the rank of Sub Inspector in light of relevant Rules.
- D. Plea of the appellant is not plausible because spotless career and exemplary service record do not entitled any police officer to be treated out of the way. Moreover, every member of Police Force is under obligation to serve in any branch, to which the high-ups transfer him/them.
- E. The respondents also seek permission of this honorable tribunal to adduce additional grounds at the time of arguments.

PRAYER:-

It is therefore most humbly prayed that on acceptance of above submissions, appeal of the appellant may very kindly be dismissed with costs.

Siv Submitted for favour of getting P.Dus.

LuadAl

OSPIL

*Noted subject to necessary
connection, attachment
of annexures and
affidavit.*

**Regional Police Officer,
Mardan.**

(Respondent No. 03)

13/8/2021

rule 13.10, for sub rule (2) the following shall be substituted namely:

“(2) No Sub-Inspector shall be confirmed in a substantive vacancy unless he has been tested for at least a year as an officiating Sub-Inspector in independent charge of a Police Station, a notified Police Post, or as in-charge Investigation of a Police Station or in Counter Terrorism Department:

Provided further that he shall also have to spend one year in any other Unit excluding the period spent on long leave, deputation or promotional training course i.e. upper college course”.

11. After rule 13.16, the following new rule shall be added, namely:

*Standing Order No. 3/2016
Advance course for inspectors.*

“13.16A. One year mandatory tenure for promotion to Deputy Superintendent of Police.---An Inspector shall be promoted to the post of Deputy Superintendent of Police after successful completion of mandatory training i.e. Advance Course and completion of one year tenure as Inspector in the Investigation Branch, or Counter Terrorism Department, or Special Branch, or any police training institution.”.

12. After Form No. 13.7, the following new Appendices shall be added, namely:

“Appendix 13.7A (I)
(See sub-rule (1) of rule 13.7A)

S.No	SUBJECTS	MARKS
1.	Approved Syllabus of Recruit Course	200
2.	Basic General Knowledge (General Knowledge regarding Pakistan & Khyber Pakhtunkhwa)	30
3.	English Communication	20

Appendix 13.7B (I)
(See sub-rule (2) of rule 13.7A)

S.No	SUBJECTS	MARKS
1.	<u>LAWS</u> i. Pakistan Penal Code ii. Criminal Procedure Code iii. Local and Special Laws iv. Qanoon-e- Shahdat v. Khyber Pakhtunkhwa Police Act, 2017 vi. Huddood Laws	60
2.	Police Rules, 1934	50
3.	English Translation	30
4.	General Knowledge	30
5.	Police Initiatives	30

Note: The subjects mentioned at serial No. 1 and 2 shall include selected portion of the relevant laws to be approved by the Provincial Police Officer.”.

13. In rule 19.2, after sub-clause (2), the following new sub-rule shall be added, namely:

“(3) Written examination of recruit course shall be conducted through an accredited testing agency approved by the Provincial Police Officer.”.