

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

C.M No. \_\_\_\_\_/2023  
In  
Service Appeal No. 934/2022

Khyber Pakhtunkhwa  
Service Tribunal

Case No. 4132

Dated 7/3/2023

*Tariq Hayat*

*Versus*

*Inspector General of Police Khyber Pakhtunkhwa etc.*

**APPLICATION FOR SETTING ASIDE IMPUGNED  
OFFICE ORDER NO. 2888-94/2022 DATED 25-11-  
2022 OF THE OFFICE OF ADDITIONAL INSPECTOR  
GENERAL OF POLICE (HQRS) PESHAWAR.**

*Respectfully Sheweth,*

1. That the captioned case is pending adjudication before this Hon'ble Tribunal and is fixed for today, i.e. 07-03-2023.
2. That during the pendency of the instant Service Appeal, the Respondents have passed an order upon the Revision Petition of the Appellant, bearing Office order No. 2888-94/2022 Dated 25-11-2022 of the office of Additional Inspector General of Police (HQRS) Peshawar. (Copy is Annexed)
3. That the captioned Order upon the Revision Petition may kindly be considered as part and parcel of the instant Service Appeal.
4. That there is no legal hedge in allowing the instant Service Appeal.

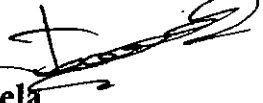
*It is therefore, most humbly prayed that on acceptance of the instant Application, the impugned Office order No. 2888-94/2022 Dated 25-11-2022 of the office of Additional Inspector General of Police (HQRS) Peshawar may kindly be considered as part and parcel of the instant service appeal and by doing so, the captioned order upon the*


*Revision Petition may kindly be set-aside and the Appellant may kindly  
be reinstated into service.*

Dated: 07-03-2023

*Through*

  
**Appellant**

  
**Javed Iqbal Gulbela**  
Advocate, Supreme Court,  
Pakistan,

  
&  
**Saghir Iqbal Gulbela,**  
Advocate, High Court,  
Peshawar

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**AFFIDAVIT**

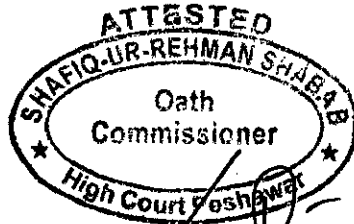
I, the Appellant do hereby solemnly affirm and declare on oath that the contents of the instant application are true and correct and nothing has been concealed from this Hon'ble Court.

Deponent

CNIC 17201-2380409-1

By

Javed Iqbal Gulbal



07/03/23



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR.

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-PASL Tariq Hayat No. 504/MR.

The petitioner was dismissed from service by District Police Officer, Nowshera vide OB No. 136, dated 10.02.2022 on the allegations that he while posted as Incharge Police Post Tariq Abad Police Station Nowshera Kalan was reportedly involved in immoral activities. He preferred appeal to RPO, Mardan. The RPO, Mardan sought fresh report from SDPO, Cantt: Nowshera who submitted his report vide No. 15/ST, dated 28.04.2022, the said report revealed that the petitioner arrested Neelam's brother, who used to beat her, on Afaq's request. In return, the petitioner asked for some kind of physical favour from Afaq. As per the report, this was a clear demand of sodomy by the petitioner which made the said Afaq angry and he gathered all his elders to bring the petitioner to task. However, in the meanwhile some negotiations between elders and other Police Officials present there worked out and the matter was temporarily settled down. His appeal was rejected by Regional Police Officer, Mardan vide order Entst: No. 3829/ES, dated 31.05.2022.

Meeting of the Appellate Board was held on 10.11.2022, wherein the petitioner was present.

The appellant was heard in person. He did not give an evidence or explanation towards his innocence but rather accused people of political linkages or bad characters, which have no relevance to the case. Therefore, the Board decided that his revision petition is hereby rejected.

Sd/-  
MUHAMMAD ALI BABAKHEL, PSP  
(UNPM, NSWC)  
Additional Inspector General of Police,  
HQrs: Khyber Pakhtunkhwa, Peshawar.

No. S/2888-94/22, dated Peshawar, the 25-11-2022.

Copy of the above is forwarded to the:

1. Regional Police Officer, Mardan.
2. District Police Officer, Nowshera.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. Office Supdt: E-III, CPO Peshawar.
7. Officer concerned.

GULBEHAR  
Supreme Court of Pakistan  
(ASC # 5317)

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