

8/3/2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No.1100/2022.

Muhammad Sher Khan SI P/1327 Peshawar..... **Appellant.**

VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others..... **Respondents.**

I n d e x

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No.1100/2022.

Muhammad Sher Khan SI P/1327 Peshawar..... **Appellant.**

VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others..... **Respondents.**

REPLY BY RESPONDENTS NO. 1 & 2.

Respectfully Sheweth:-

PRELIMINARY OBJECTIONS:-

1. That the appeal is badly barred by law & limitation.
2. That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
3. That the appellant has not come to Hon'ble Tribunal with clean hands.
4. That the appellant has no cause of action and locus standi to file the instant appeal.
5. That the appellant is estopped by his own conduct to file the instant appeal.
6. That the appellant has concealed the material facts from Hon'ble Tribunal.
7. That the appeal is not maintainable being devoid of any merit.

REPLY ON FACTS:-

1. Correct to the extent that the appellant was appointed as constable in the year 1988 in the respondent department. However, the performance of appellant during service was not upto the mark and earned 05 bad entries, 02 Minor and 02 Major punishments on his credit on different occasions during his service.
2. Para pertains to personal information and service record of the appellant.
3. Correct to the extent wherein the appellant admitted that he was given promotion/confirmation in list "D" rightly in accordance with law/rules and with his colleagues. The appellant was promoted to the rank of officiating ASI with his colleagues vide notification No.35982/EC-I dated 16.06.2008. (Copy of notification is attached as A).
4. Incorrect. The real facts of the Para are that the appellant was proceeded departmentally on charges of being misused his official authority by threatening and preventing one Amjid Ali from marrying and also developed illicit relation with mother in law of Amjid Ali. In this regard he was issued charge sheet and proper departmental enquiry was conducted against him. During the course of enquiry the charges leveled against him were proved. After completion of all codal formalities he was awarded the major punishment of time scale for the period of 03 years vide OB No.710 dated 24.02.2011. However, on his departmental appeal the punishment order was set aside by the appellate authority due to his long service of about 23 years vide order dated 11.03.2013.(copy of punishment order and departmental appeal are attached as B,C).


5. Incorrect. His confirmation and his "E" list seniority has been correctly ante-dated and there is no hard fast rule that a police Officer will be placed with his batch-mates in seniority of all rank because often promotion leads to earlier confirmation. Furthermore, promotion of offg; Sub Inspector from list "E" is also made on available vacancy. Hence, the appellant was deferred from confirmation in the rank of ASI due to major punishment of time scale as well as non availability of ACRs for the year 2008, 2009, 2010, 2011 and 2012, which were mandatory for confirmation/Promotion(copy of notification is attached as D). Later on the appellant was given revised seniority and confirmation in the rank of ASI and promotion to list E with his other colleagues vide notification No.15761/EC-I dated 10.12.2014.(copy of notification is attached as E).
6. As explained in the above Para. Seniority of the appellant was then revised and confirmed in the rank of ASI and promotion to list "E" with his other colleagues mentioned in the Para. The appellant was also promoted to the rank of Offg: SI with his other colleagues promoted on 10.03.2012. Further, Colleagues of the appellant were confirmed in the Rank of SI after completion of their mandatory period. Confirmation in the rank of S.I requires completion of eligibility criteria under Rule 13-10 (2) of Police Rules 1934 amended 2017, which provides that "no sub inspector shall be confirmed in a substantive vacancy unless he has been tested for at least a year as an officiating SI in independent Incharge of PS, a notified post, or as Incharge investigation of a PS or CTD". Furthermore, confirmation in the rank of SIs is not made on the basis of seniority rather it is done subject to fulfillment of laid down criteria. (Copy of rule and revised seniority of ASI and offg: SI are attached as F, G, H).
7. Incorrect. In fact the appellant was differed from promotion/confirmation due to the punishment of time scale and non availability of ACRs. However, after termination of his punishment order, the appellant was given revised seniority/promotion in the rank of ASI and offg: SI with his other colleagues. Confirmation in the rank of SI requires completion of laid down criteria and those SIs who fulfill the said qualification are confirmed in the rank of SI. However, he will also be confirmed in the rank of SI subject to fulfillment of the laid down criteria mandatory under Rule ibid.
8. Correct, pertains to record.
9. Pertains to record.
10. Incorrect. As explained in the above paras. Further, the appellant was not considered for confirmation to the rank of SI due to non completion of mandatory periods as per the rules ibid. Thus his departmental appeal was rejected /filed based on incomplete mandatory periods. The appellant will be confirmed with his colleagues after completion of his mandatory periods.
11. That the appellant was treated in accordance with prescribed law/rules and he was not discriminated, therefore, the instant Service Appeal may be dismissed on the following grounds:-

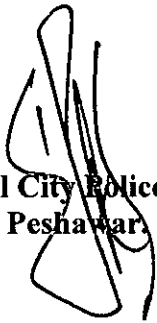
REPLY ON GROUNDS:-

- A. Incorrect. Appellant has been treated strictly in accordance with law/rules and no legal right has ever been violated.
- B. The appellant has been treated as per law/rules and no Article of Constitution of Pakistan 1973 has been violated by the replying respondents. However it is worth to clarify that promotion and confirmation amongst employees of respondent department have been made in accordance with law/rules and no pick and choose formula is followed.
- C. Incorrect as explained in the proceeding paras.
- D. Incorrect. No legal due rights of the appellant have ever been violated by the replying respondents, while dealt him strictly in accordance with law/rules.
- E. Incorrect. As explained in the preceding paras. The point raised by the appellant having no legal footings as promotion/confirmation in the KPK police are given to those SIs who fulfill the said qualification/criteria, the appellant did not fulfill the laid down criteria mandatory for confirmation in the rank of SI hence he is required to fulfill the provisions laid down for gaining seniority with his colleagues.
- F. Incorrect. In the instant case, no irregularity has been occurred. Furthermore, replying respondents are duty bound to follow law/rules and no right of the appellant has been violated. His request for confirmation as SI is devoid of merit. In fact under rule 13.10(2) of Police Rules, he is not entitled for confirmation as SI.
- G. Incorrect. Para already explained in detailed in the proceedings para. However the replying respondents did not stop any one from the promotional courses which was due on their parts nor violated any rules regarding his promotions. The appellant making lame excuses as he was not interested to complete his tenure for promotion to the next higher rank. Actually only those officials confirmed in the next higher ranks who fulfill the laid down criteria and confirmation/promotion of no one considered without completion of requisite criteria. The appellant after completion of the laid down criteria will be promoted to the rank of SI as per law/rules in vogue.
- H. Incorrect. Para established no malafide on the part of answering respondents. As per contention of appellant that his other colleagues have been promoted to the rank of SI, so he was also at liberty to qualify the mandatory courses for promotion to the rank of SI, but due to non completion of mandatory periods for promotion to the rank of SI, the appellant was not considered for promotion. Further, Replying respondents are duty bound to follow law/rules enumerated in the constitution of Pakistan 1973 and no right of the appellant has been violated. Actually as explained confirmation in the rank of Sub Inspector is subject to fulfillment of Rule 13.10 (2) and Standing Orders issued by the Provincial Police Officer from time to time and no pick and choose formula is followed.
- I. That respondent may also be allowed to advance any additional ground at the time of hearing of the appeal.

PRAYERS:-


It is, therefore, most humbly prayed that in light of the above facts and submissions the appeal of the appellant being devoid of merits and legal footing and may kindly be dismissed with costs please.


Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.


Capital City Police Officer,
Peshawar.

POLICE DEPARTMENT
ANNUAL CONFIDENTIAL
ASSTT: SUB: INSPECTOR'S
Name, Provincial or Rank
Where and on what
during the period

| | | | |
|-----|--|----------------------|--|
| 7. | Offg: ASI Khalid Ahmed No.797/108/2246 | Traffic | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2012 and also absented. |
| 8. | Offg: ASI Zakir Ullah No.3113 | Traffic/CCP Peshawar | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2009, 2010,2011, 2012 and also absented. |
| 9. | Offg: ASI Zulfiqar Ali No.21 | CCP,Peshawar | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2010,2011, 2012 and also absented. |
| 10. | Offg: ASI Sabzali No.1708/3825 | CCP,Peshawar | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2009, 2010,2011, 2012 and also absented. |
| 11. | Offg: ASI Muhammad Usman No.956 | CCP,Peshawar | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2010 and also absented. |


CAPITAL CITY POLICE OFFICER,
PESHAWAR

767-76
No. _____/EC-I,

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

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl: Inspector General of Police, Investigation Khyber Pakhtunkhwa, Peshawar, along with two spare copies for Publication, KPK, Gazette Notification, part-II.
3. Deputy Inspector General of Police, Mardan Region Mardan.
4. Senior Superintendent of Police, Operation, Investigation, Traffic Peshawar.
5. District Police Officer, Charsadda & Nowshera.
6. ✓ Asstt: Secret Branch & EC-II, CCP, Peshawar.



Annexure 'D'

ICE DEPTT:

CCP, PESHAWAR.

PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE PART-II
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA, PESHAWAR.

NOTIFICATION.

Dated 10/01/2014.

No. 766 /EC-I, CONFIRMATION IN THE RANK OF ASI AND PROMOTION TO LIST "E". As approved by the Departmental Promotion Committee meeting was held on 04.12.2013, the following Offg: ASIs of Capital City Police, Peshawar are hereby confirmed in the rank of Assistant Sub-Inspectors from the date of their promotion as offg: ASIs and brought their names on promotion list "E" with immediate effect.

On confirmation they are allotted new Capital city Police Peshawar number as noted against their names:-

| S# | Name & No. | Place Of Posting | Allotted New CCP No. |
|-----|--|-------------------|----------------------|
| 1. | Offg: ASI Munawar Khan No.3043 (SI on ACB) | Traffic | 1313/P |
| 2. | Offg: ASI Irshad Ali No.3406/153/NSR | Nowshera | 1314/P |
| 3. | Offg: ASI Mujahid Shah No. 176 | CCP, Peshawar | 1315/P |
| 4. | Offg: ASI Murad Ali No.72/CHD | Charsadda | 1316/P |
| 5. | Offg: ASI Maqbool Jehan | Inv:CCP, Peshawar | 1317/P |
| 6. | Offg: ASI Farid Gul No.1381 | CCP, Peshawar | 1318/P |
| 7. | Offg: ASI Misal Khan No.1398 | CCP, Peshawar | 1319/P |
| 8. | Offg: ASI Muhammad Aftab No.889 | CCP, Peshawar | 1320/P |
| 9. | Offg: ASI Ilyas Khan No.3703 | CCP, Peshawar | 1321/P |
| 10. | Offg: ASI Muhammad Riaz No.3997 | CCP, Peshawar | 1322/P |

The following Offg: ASIs are deferred due to the reason noted against each:-

| S# | Name & No. | Place Of Posting | Reason |
|----|---|--------------------|---|
| 1. | Offg: ASI Abbas Ali No.1642 (SI on ACB) | CCP, Peshawar/Inv: | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2010, 2011, 2012 & also absented. |
| 2. | Offg: ASI Ijaz Ahmed (SI on ACB) | Traffic | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2008, 2009, 2010, 2011, 2012 & also absented. |
| 3. | Offg: ASI Muhammad Israr No. 506/NSR | Nowshera | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2008, 2009, 2010, 2011, 2012. |
| 4. | Offg: ASI Maqsood Ahmed (SI on ACB) | CCP, Peshawar | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2010, 2011, 2012 & also absented. |
| 5. | Offg: ASI Muhammad Sher No.1561 | CCP, Peshawar | Deferred from confirmation in the rank of ASI and promotion to list "E" due to non availability of ACRs 2008, 2009, 2010, 2011, 2012 and also absented. |
| 6. | Offg: ASI Mukamil Shah No.3085/691 | CCP, Peshawar | Deferred from confirmation in the rank of ASI and promotion to list "E" due to suspended and non availability of ACRs 2008, 2009, 2010, 2011, 2012 and also absented. |

ORDER

Annexure (C)

This office order will dispose off departmental appeal of ASI **Mohammad Sher** who was awarded the punishment of time scale for a period of 03 years under RSO by SSP (Ops) Peshawar vide OB No.710 dated 24/2/2011.

The allegations levelled against him were that he while posted as Moharrar ASI at PS Kotwali called complainant Amjad Ali to PS and threatened him not to contract marriage with Mst: Robama. Besides, the appellant also developed illicit relation with mother-in-law of Amjad Ali (complt:). He illegally and unlawfully raided the house of Amjad Ali on the day of Walima and misused his official Authority.

After departmental proceedings and issuance of SCN he was awarded the above punishment.

Being aggrieved with the order passed by SSP/Ops, he preferred departmental appeal and denied the allegations. The appellant stated in his appeal that a complaint was made in PS Kotwali by Chand Bibi mother of Mst: Rubama against Amjad Ali that for kidnapping of her daughter along with cash and ornaments. The complaint was marked to SI Muhammad Ilyas on 13.10.10 for inquiry and after conducting inquiry a case was registered against Amjad Ali vide FIR No. 495 u/s 379/109 and he was also arrested.

He was called in O.R. on 6/3/2011 and heard him in person. The relevant record was perused. The appellant has 23 years long service at his credit with no major/minor punishment. The punishment awarded to him is harsh and there is heavy financial loss on monthly pay due to which his family is badly affected.

In view of the position explained above, the punishment order passed by SSP-Ops: is hereby set-aside.


CAPITAL CITY POLICE OFFICER,
8/3/13 PESHAWAR

OB No. 944 Dt 11-3-2013

No. 334-40 /PA dated Peshawar the 11.3. 2013.

- 1/ SSP/ Ops: Peshawar.
- 2/ PO
- 3/ EC-I
- 4/ EC-II
- 5/ AS
- 6/ FMC encl: (FM)
- 7/ Official concerned.

Annexure 'B'

ORDER.

This order will dispose off the Departmental Enquiry against the following Police

Officers :-

1. SI Muhammad Ilyas.
2. ASI Muhammad Sher

On the grounds that an enquiry conducted by Deputy Inspector General of Police Enquiry & Inspections, Khyber Pakhtunkhwa Peshawar vide his office memo No.1348/E&I, dated 05.11.2010 that the mother-in-law of the complainant made a report against Amjid Ali r/o Urmer Payan in PS Kotwali at the instigation of ASI Muhammad Sher, as (Moharrir) PS Kotwali. Before his marriage with Mst. Robama, she was called by ASI Muhammad Sher (Moharrir) and was threatened not to contract marriage with him (applicant) and tried to develop illicit relation with his wife. ASI Moharrir Muhammad Sher misused his power, and on the day of Wallima raided the house of the applicant illegally and un lawfully, as ASI Muhammad Sher was not accompanied by lady constable or the local police of PS Urrnar, besides, no entry regarding the raid at his house was made in the daily dairy of police station Urrnar by ASI Muhammad Sher Moharrir of PS Kotwali. The matter caused injuries and also snatched golden ornaments from them. The people of the locality gathered there and on seeing this illegal cruelty, started firing at ASI Muhammad Sher who left the spot and run away. The applicant was challaned under section 107/151 CrPc by the local police of PS Urrnar. ASI Muhammad Sher, Moharrir of PS Kotwali admitted that at the time of raid, ASI was present with police party in plain clothes. According to the contents of enquiry report, it has been established that ASI Muhammad Sher Moharrir PS Kotwali and SI Muhammad Ilyas have violated their lawful authority for some ulterior motive. Furthermore, ASI Muhammad Sher is continuously misusing his official position and threatening the applicant for dire consequences. He lodged a complaint against him to his seniors. Being a member of disciplined force he involved himself in immoral activities and earns a bad name for the department.

They were issued charge sheet with statement of allegations and a departmental enquiry was initiated while SP/City, Peshawar was appointed as Enquiry Officer.

Findings of the Enquiry Officer were received in which ASI Muhammad Sher was found guilty and recommended for major punishment, while SI Ilyas has been recommended for warning.

Upon the findings of the Enquiry Officer, ASI Mohammad Sher was issued Final Show Cause Notice, to which his reply was received and perused but found not satisfactory. He was also heard in person.

I have gone through the case file and perused the entire record. Keeping in view the recommendation of the Enquiry Officer, hence I came to the conclusion to take the decision. As such they are hereby awarded the following punishment as noted against each their names under the NWFP removal from service (Special Power) Ordinance 2000 with immediate effect.

| S.No. | Name of Officer/officials | Punishment awarded |
|-------|---------------------------|---|
| 1. | SI Muhammad Ilyas | Warned to be careful in future |
| 2. | ASI Muhammad Sher | Time scale for 03 year under the NWFP removal from Service. |

**SR: SUPERINTENDENT OF POLICE,
OPERATIONS, PESHAWAR.**

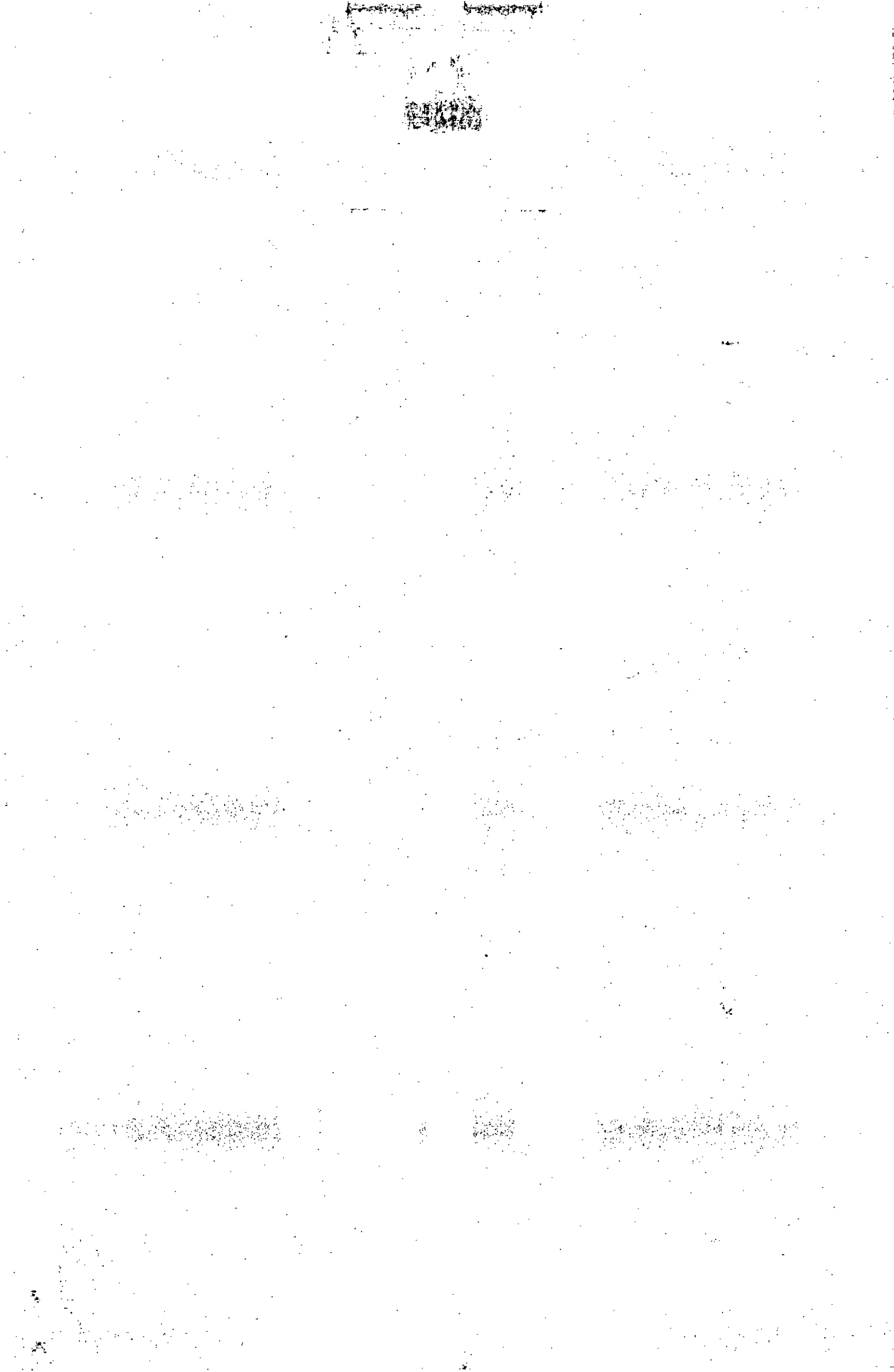
O.B.No. 710 Dated. 24-2-2011.

NO. 193-95 /PA dated Peshawar, the

25/2 /2011.

Copy to:-

1. The Capital City Police Officer Peshawar for information please. *copy to his office No. 21518/25*
2. SP/City for information please. *25.11.10*
3. PO, EC-I, EC-II, CC, AS and FMC with enquiry papers.



Annexure A'

1/EC-I, dated Peshawar the 16.7/2008.

Police No. 9
POLICE DE
Annual of
Inspector of

- 1. Copy of above is forwarded for information and necessary action to the Provincial Police Officer NWFP, Peshawar. He is requested to please issue the reversion order of IHC Wazir Muhammad No.159 at serial No. 2, IHC Fazal Khalil No. 2560 at serial No.39 and IHC Akbar Khan No.1919 at serial No. 77 to their parent district CCP, Peshawar.
- 2. Addl. Inspector General of Police Investigation NWFP, Peshawar with 2 spare copies for publication in the NWFP, Police Gazette Part-II.
- 3. Commandant Police Training College, Hangu.
- 4. Dy. Inspector General of Police Special Branch NWFP, Peshawar.
- 5. Assistant Inspector General of Police NH/Motorway, Police House No. 7, Main Kaghan Road F-8/3-Islamabad.
- 6. Commandant Campus Peace Corps U/ Campus, Peshawar.
- 7. Assst. Inspector General of Police Traffic NWFP, Peshawar.
- 8. Senior Superintendents of Police Operations, Investigation and Traffic Peshawar.
- 9. SPs/Hqrs. Cantt. City, Rural, Peshawar.
- 10. Pay Officer/EC-II/Assst. Secret. OSI and FMC Branches, CCP, Peshawar.

M. M. M.
CAPITAL CITY POLICE OFFICER
PESHAWAR

PROMOTION IN THE NWFP POLICE GAZETTE PART-II BY THE CAPITAL CITY POLICE OFFICER, PESHAWAR

NOTIFICATION

Dated Peshawar the 16/6/2008

No. 182 / EC-I PROMOTION TO THE RANK OF OFFG. ASI - In the list of recommendations submitted by Departmental Promotion Committee held on 04.06.08. The following 'D' List Head Constables of Capital City Police, Peshawar are hereby promoted to the rank of Offg. ASI with immediate effect:-

| S.No | Name, Rank & No. | Place of Posting |
|------|-----------------------------|-------------------|
| 1. | IHC Famaqullah # 1792 | Mitani Inv. |
| 2. | IHC Anwar Shah # 2629 | Chankai |
| 3. | IHC Safdar Khan # 2471 | Nasir Bagh |
| 4. | IHC Inamullah # 575/2397 | Chakras |
| 5. | IHC Post Muhammad # 266 | West Cantt. (MVC) |
| 6. | IHC Faz Muhammad # 283 | CPC |
| 7. | IHC Komaz Shah # 471 | Traffic Police |
| 8. | IHC Khan Gul # 1592 | Lower Courts |
| 9. | IHC Bahadur Shah # 230 | CPC/Traffic |
| 10. | IHC Umar Zamin # 1051 | Banawal |
| 11. | IHC Muhammad Ayub # 454 | Sol Branch |
| 12. | IHC Aurangzeb # 2012 | Urner |
| 13. | IHC Yaved Iqbal # 2938 | MHC Tattar |
| 14. | IHC Gul Iqbal # 3206 | Mitani |
| 15. | IHC Abdul Rashid # 3155 | Police Lines |
| 16. | IHC Zubair Chishti # 3822 | West Cantt. |
| 17. | IHC Javed Akhtar # 3973 | CPC/Airline |
| 18. | IHC Fida Muhammad # 1156 | CPC/Traffic |
| 19. | IHC Muhammad Akram # 12 | CPC |
| 20. | IHC Iqbal Muhammad # 13/397 | Tehsil/Inv. |
| 21. | IHC Naik Zaman # 2567 | PS Gulberg |
| 22. | IHC Khalid Roy # 3761 | Traffic |
| 23. | IHC Raza Dildar # 3640 | Sobroh Inv. |
| 24. | IHC Muhammad Raghob # 1557 | Pabbkhana Inv. |
| 25. | IHC Malik Ahmad # 2767 | West Cantt. |
| 26. | IHC Gul Saer # 300 | PS Rang Abad |
| 27. | IHC Noor Rahman # 781 | East Cantt Inv. |
| 28. | IHC Syed Afzal # 3660 | PS Badaber Inv. |

The following IHCs are also recommended by the DPC for promotion to the rank of Offg. ASI conditionally subject to the clearance of their missing ACRs within 10 days.

- IHC Berman Shah No. 3431
- IHC Mukhtiar Ahmad No. 2987
- IHC Wazir Muhammad No. 159
- IHC Muhammad She. No. 1561

IHC Gul Berr
CIA/SIU
Motorway Police
On loan Traffic

CAPITAL CITY POLICE OFFICER PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No.1100/2022.

Muhammad Sher Khan SI P/1327 Peshawar..... **Appellant.**

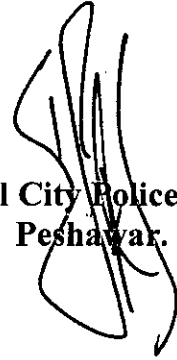
VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others..... **Respondents.**

AUTHORITY.

I, **Capital City Police Officer, Peshawar**, hereby authorize **Mr.Ahmad Jan** SI legal of Capital City Police, Peshawar to attend the Hon'ble Court and submit written reply, statement and affidavit required for the defense of above service appeal on behalf of respondent department.

**Capital City Police Officer,
Peshawar.**



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No.1100/2022.

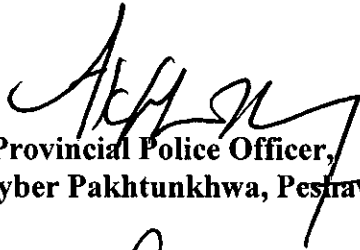
Muhammad Sher Khan SI P/1327 Peshawar..... **Appellant.**


VERSUS

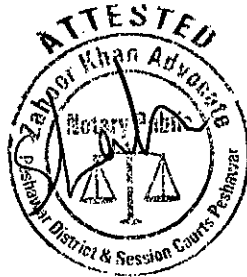
Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others..... **Respondents.**

AFFIDAVIT.

We respondents 1 and 2 do hereby solemnly affirm and declare that the contents of the written reply are true and correct to the best of our knowledge and belief and nothing has concealed/kept secret from this Honorable Tribunal.


Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar.


Capital City Police Officer,
Peshawar.



06 MAR 2023

ICE DEPTT

CCP, PESHAWAR

Annexure 'E'

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA POLICE GAZETTE PART-II
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA, PESHAWAR

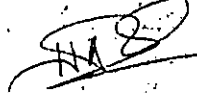
NOTIFICATION

Dated 10/12/2014

No. 15761/EC-I, REVISED SENIORITY OF CONFIRMATION IN THE RANK OF ASI & PROMOTION TO LIST "E". As per Recommendation of Departmental Promotion Committee meeting held on 14-11-2014, the following offg: ASIs of Capital City Police Peshawar are hereby given confirmation in rank of ASI and promotion to list "E" with their colleagues as noted against each:-

On confirmation they are allotted new Capital City Police, Peshawar Numbers as noted against each:-

| S.No. | Rank, Name & No | Present Posting | New CCP, No. | Date of confirmation and list "E" | Name placed between their colleagues |
|-------|----------------------------|-----------------|--------------|-----------------------------------|---|
| 1. | Muhammad Iqbal No. 506/NSR | CTD KPK | 1326/P | 27-09-2011 | SI Fazel Dad No. 868/P and Nasrat Ali No. 869/P |
| 2. | Muhammad Shar No. 1561 | CCP, Peshawar | 1327/P | 27-09-2011 | Sis Noor Rahman No. 972/P and Zafar Khan No. 973/P |
| 3. | Muhammad Usman No. 956 | CCP, Peshawar | 1328/P | 02-08-2013 | ASIs Sabz Ali No. 3825 and Shah Jehan No. 1307/P |
| 4. | Murad Khan No. 1316/P | Charsadda | 1329/P | 02-08-2013 | Sis Ihsan Ullah No. 1187/P and Ghaffar Ali No. 1188/P |


O/C CAPITAL CITY POLICE OFFICER,
PESHAWAR.

No. 15762-68/EC-I

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

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl. Inspector General of Police, Investigation Khyber Pakhtunkhwa, Peshawar, alongwith two spare copies for Publication, KPK Gazette Notification part-II.
3. Deputy Inspector General of Police, CTD KPK, Peshawar.
5. SSP/Operation & Traffic, Peshawar.
9. District Police Officer, Charsadda.
10. Asstt. Secret Branch, & EC-II, CCP, Peshawar.

10. In 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:

“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.”.

POLICE DEPTT

CCP, PESHAWAR.

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA POLICE GAZETTE PART-II
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA, PESHAWAR.

NOTIFICATION.

Dated 10/12/2014.

No. 15761/EC-I, REVISED SENIORITY OF CONFIRMATION IN THE RANK OF ASI & PROMOTION TO LIST "E". As per Recommendation of Departmental Promotion Committee meeting held on 14-11-2014, the following offg. ASIs of Capital City Police Peshawar are hereby given confirmation in rank of ASI and promotion to list "E" with their colleagues as noted against each:

On confirmation they are allotted new Capital City Police, Peshawar Number as noted against each:

| S.No. | Rank, Name & No. | Present Posting. | New CCP, INo. | Date of confirmation and list "E" | Name placed between their colleagues. |
|-------|----------------------------|------------------|---------------|-----------------------------------|---|
| 1. | Muhammad Iqbal No. 506/NSR | CTD KPK | 1326/P | 27-09-2011 | SI Fazal Dad No. 858/P and Nasrat Aif. No. 869/P |
| 2. | Muhammad Iqbal No. 156 | CCP, Peshawar | 1327/P | 27-09-2011 | SI Noor Rehman No. 972/P and Zafar Khan No. 973/P |
| 3. | Muhammad Usman No. 956 | CCP, Peshawar | 1328/P | 02-08-2013 | ASIs Sabz Ail No. 3825 and Sheh Jehan No. 1307/P |
| 4. | Murad Khan No. 1316/P | Charzadda | 1329/P | 02-08-2013 | SIs Ihsan Ullah No. 1187/P and Ghaffar Ail No. 1188/P |

CCP CAPITAL CITY POLICE OFFICER, PESHAWAR.

No. 15762-68/EC-I

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

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl. Inspector General of Police, Investigation Khyber Pakhtunkhwa, Peshawar, alongwith two spare copies for Publication, KPK Gazette Notification part-II.
3. Deputy Inspector General of Police, CTD KPK, Peshawar.
5. SSP/Operation & Traffic, Peshawar.
9. District Police Officer, Charzadda.
10. Asstt: Secret Branch, & EC-II, CCP, Peshawar.

DEPTT:

CCP, PESHAWAR.

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA POLICE GAZETTE PART-II
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA, PESHAWAR.

NOTIFICATION

Dated 03/03/2017.

No. 6922 JEC-I, PROMOTION TO THE RANK OF OFFICER SIs: As approved by the Departmental Promotion Committee meeting held on 31-01-2017; the following "E" list ASIs (BPS-9) & SIs (BPS-14) on Acting Charge basis of Capital City Police, Peshawar are hereby promoted to the rank of Offg: SIs (BPS-14) with immediate effect.

| S# | Rank, Name & No. | Place of Posting. | Remarks |
|-----|--|-------------------|---|
| 1. | SI Muhammad Israr No. 506/HSR/1326/P (Acting charge Basis) | CTD, KPK. | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 2. | ASI Javed Khan No. 1125/P | Nowshera | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 3. | SI Muhammad Farhan No. 1327/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 06 more points. |
| 4. | SI Bahar Ahmad No. 1129/P (Acting charge Basis) | Charsadda | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 05 more points. |
| 5. | SI Hayat Ullah No. 1148/P (Acting charge Basis) | Charsadda | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 6. | SI Jamshid Khan No. 1163/P (Acting charge Basis) | Nowshera | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 7. | SI Inayat ur Rehman No. 1168/P (Acting charge Basis) | Nowshera | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 8. | ASI Ahmad Ali No. 1331/P | Charsadda | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 06 more points. |
| 9. | SI Muhammad Alam No. 1181/P (Acting charge Basis) | Nowshera | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 08 more points. |
| 10. | SI Murad Ali No. 1316/1329/P (Acting charge Basis) | Charsadda | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 11. | SI Masood Jan No. 584/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 12. | SI Dawa Noor No. 1111/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 13. | SI Muhammad Iqbal No. 1218/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |

Notification

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| 15. | SI Muhammad Gul No.1219/P (Acting charge Basis) | Special Branch | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 16. | SI Sarta] No. 12/P (Acting charge Basis) | CTD KPK | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 01 more point. |
| 17. | SI Ghulam Hussain No.1221/P (Acting charge Basis) | Special Branch | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 18. | SI Hayat Gul No.1222/P (Acting charge Basis) | Special Branch | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 19. | SI Fida Muhammad No.1224/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 20. | SI Subhan Ullah No.1225/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 21. | SI Khalid Khan No.1227/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 22. | SI Hamid Khan No.1228/P (Acting charge Basis) | Special Branch | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 23. | SI Sarta] Khan No.1229/P (Acting charge Basis) | Police Lines CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 24. | SI Wasif ur Rehman No.1230/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 25. | SI Sardar Hussain No.1231/P (Acting charge Basis) | CTD KPK | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 26. | SI Farid Khan No.1232/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 27. | SI Tehseen Ullah No.1233/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 08 more points. |
| 28. | SI Yasin Gul No.1224/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 29. | SI Atta Ullah No.3/P (Acting charge Basis) | Reader SSP/Oct: | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 30. | SI Sajjad Ahined No.1236/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| | SI Wa]id Ali No.1237/P (Acting charge Basis) | CCP Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |

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| | SI Khial Muhammad No.1238/P (Acting charge Basis) | Anti-corruption | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 32. | SI Jawad Hussain No.1240/P (Acting charge Basis) | Elite Force KPK | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 33. | SI Rikhmeen No.1239/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 34. | SI Jehan Zeb No.1241/P (Acting charge Basis) | Special Branch | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 35. | SI Abdul-Wali No.1242/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 36. | SI Nowsherawan No.1243/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 37. | SI Zahir Shah No.1244/P (Acting charge Basis) | Elite Force | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 38. | SI Momin Shah No.1245/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 39. | SI Yahya Jani No.1246/P (Acting charge Basis) | Traffic Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 40. | SI Saif Ullah No.1247/P (Acting charge Basis) | Traffic, Pesh: | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 41. | SI Irfikhar Ahmed No. 1248/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 42. | SI Ijaz Ullah No.1249/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 43. | SI Noor Saeed No.1251/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 44. | SI Muhammad Riaz No.1252/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 45. | SI Hajj Rehman No.1253/P (Acting charge Basis) | Inv: CCP, Pesh: | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 46. | SI Siraj No.1254/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 47. | SI Nasim Akbar No. 1255/P (Acting charge Basis) | CCP, Peshawar /Traffic, | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |

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| 48. | SI Qaim Khan No.1256/P (Acting charge Basis) | CCP, Peshawar. | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 06 more points. |
| 49. | SI Bakht Munir No.1257/P (Acting charge Basis) | CPC, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 50. | SI Shamshad Ali No.1258/P (Acting charge Basis) | CCP/Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 51. | SI Gul Muhammad No.1259/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 52. | SI Khalid Khan No.1261/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 53. | SI Jehangir Khan No.1262 (Acting charge Basis) | Special Branch | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 54. | SI Sher Alam No.1263/P (Acting charge Basis) | Traffic Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 06 more points. |
| 55. | SI Ihsan ul Haq No.1264/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 56. | SI Hashmat Khan No.1265/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 05 more points. |
| 57. | SI Waheed Ali No. 473/R (Acting charge Basis) | Elite Force | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 04 more points. |
| 58. | SI Muslim Khan No.1266/P (Acting charge Basis) | CCP, Peshawar/ Traffic | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 59. | SI Nazeef ur Rehman No.1267/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 60. | SI Tariq Naz No.1268/P (Acting charge Basis) | CCP, Peshawar. | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 61. | SI Aurang Zeb No.1269/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 07 more points. |
| 62. | SI Gul Jafar No.1270/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 06 more points. |
| 63. | SI Javid Akhtar No.1271/P (Acting charge Basis) | Traffic, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 64. | SI Taha Muhammad No.1272/P (Acting charge Basis) | Special Branch | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |

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| 65. | SI Falak Taj No. 1273/P (Acting charge Basis) | Traffic, Pesh: | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 09 points. |
| 66. | SI Murad Ali No. 1274/P (Acting charge Basis) | CCP, Peshawar | However, according to Standing Order 03/2015 he will complete and qualify mandatory Training / course and will earn 06 more points. |

Their transfer/posting order will be issued separately.

ASI Imran-ud-Din No. 643/P is deferred from promotion to the rank of offg: SI due to non-availability of ACR 2011, 12, 13, 14 & 15 and also absent

Those Offg: SIs who's have not completed Mandatory Training/Courses under Standing order No. 3/2015 working under your command may be selected for the said courses on priority basis and will earn marks noted against each. After completion of their courses reports may be sent to this office for completion of record please.

[Handwritten Signature]

CAPITAL CITY POLICE OFFICER,
PESHAWAR

No. 4923-38 / EC-I, dated Peshawar the 02.03 / 2017.

Copy of above is forwarded for information and necessary action to

the:-

1. Inspector General of Police Khyber Pakhtunkhwa, Peshawar,
2. Addl: Inspector General of Police, Investigation Khyber Pakhtunkhwa, Peshawar, along with two spare copies for Publication, KPK Gazette Notification part-II.
3. Addl: Inspector General of Police Special Branch, KPK, Peshawar.
4. Addl: Inspector General of Police Elite Force KPK, Peshawar.
5. Deputy Inspector General of Police CTD KPK, Peshawar.
6. Deputy Inspector General of Police Mardan Region.
7. Director Anti Corruption Establishment KPK.
8. SSSP/Operations, Investigation & Traffic, Peshawar.
9. District Police Officers, Nowshera & Charsadda
10. Commandant CPC University Campus, Peshawar.
11. EC-II, PO, & AS.

Notification