

Execution Petition No. 20/2018  
Zulfiqar Ali Shah vs Govt

13.02.2019

Learned counsel for the petitioner and Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Sher Muhsin ul Mulk Inspector present. Learned counsel for the petitioner submitted copy of order dated 05.11.2018 and stated that in view of the said order, the grievance of the petitioner has been redressed. Consequently the present execution petition be consigned to the record room being not pressed. No order as to costs. File be consigned to the record room.

  
Member

ANNOUNCED.

13.02.2019

26.09.2018

Mr. Muhammad Ali, Advocate put appearance on behalf of the learned counsel for the petitioner. Mr. Suleman Khan, H.C office of the IGP put appearance on behalf of the respondents and stated that Mr. Mubashir Hussain, H.C, representative of the respondents is engaged in attending his ailing brother in hospital, who met an accident. Request is granted but as a last chance. The respondents are directed to either produce stay/suspension order of the august Supreme Court of Pakistan or to implement the judgment of this Tribunal conditionally and submit the implementation report on 07.11.2018 before S.B.

  
Chairman

7-11-2018 Due to Retirement of Honorable  
Chairman the Tribunal is non-  
functional therefore the case is  
adjourned to come up for the  
same on 25-12-2018

  
Member

26.12.2018

Petitioner absent. Learned counsel for the petitioner absent. Adjourn.  
To come up for implementation report on 13.02.2019 before S.B.

  
Member

05.07.2018

Counsel for the petitioner and Mr. Mubashir, HC alongwith Mr. Sardar Shoukat Hayat, Addl: AG for respondents present. Implementation report has not been submitted by the respondents. Representative of the respondent made a request for adjournment. Last opportunity granted for submission of implementation report. To come up for further proceedings on 06.08.2018 before S.B.

  
(Ahmad Hassan)  
Member

06.08.2018

Mr. Amanullah, Advocate counsel for the petitioner present. Mr. Mubashir Hussain, H.C alongwith Mr. Kabirullah Khattak, Addl: AG for respondents present. Representative produced a letter addressed to the I.G Khyber Pakhtunkhwa Peshawar seeking the implementation of order of this Tribunal if it is not stay by the august Supreme Court of Pakistan. On previous date last chance was given to the respondents but today they again made a request which is granted but as a very last chance.

Need not to mention here that if the stay order or any restraining order could not be produced by the respondents then they are directed to produce conditional implementation report on 26.09.2018 before S.B.

  
Chairman

22.03.2018

~~Mr. Kabirullah Khattak~~  
Junior counsel for the petitioner present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Sher Mohsin-ul-Mulk, Inspector (legal) for the respondents also present. Representative of the department submitted reply on behalf of respondents No. 1 & 2. Copy of the same also handed over to junior counsel for the appellant. Learned junior counsel for the appellant seeks adjournment on the ground that his senior counsel is not available today. Adjourned. To come up for further proceedings/implementation report on 31.05.2018 before S.B.

  
(Muhammad Amin Khan Kundi)  
Member

31.05.2018

Petitioner in person present. Learned Additional Advocate General alongwith Muhsin Ul Mulk Inspector present and stated that respondent department has filed CPLA against the judgment dated 29.08.2017 passed in service appeal No.831/2012 under implementation. Respondent department remained unable to produce any order of august Supreme Court regarding the suspension of operation of the judgment under implementation. Consequently respondent department is directed to either furnish the copy of order of the august Supreme Court of Pakistan regarding suspension of the operation of judgment under implementation otherwise produce the conditional reinstatement order of the appellant on the next date fixed as 05.07.2018. To come up for further proceedings on the date fixed before the S.B.

  
Member

FORM OF ORDER SHEET

Execution Petition No. 20/2018

S.No.	Date of order Proceedings	Order or other proceedings with signature of Judge
1	2	3
1	17.01.2018	<p>The Execution Petition of Mr. Zulfiqar Ali Shah submitted to-day by Mr. Arshad Jamal Qureshi Advocate may be entered in the relevant Register and put up to the Court for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2-	19/01/18.	<p>This Execution Petition be put up before S. Bench on <u>29/01/18.</u></p> <p style="text-align: right;"><i>[Signature]</i> MEMBER</p>
	29.01.2018	<p>Counsel for the petitioner and Asst: AG for respondents present. Notices be issued to the respondents for submission of implementation report. To come up for implementation report on 22.03.2018 before S.B.</p> <p style="text-align: right;"><i>[Signature]</i> (Ahmad Hassan) Member(E)</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

*Execution Petition No. 20/2018*

Zulfiqar Ali Shah

Versus

D.I.G and another

**INDEX**

S.No	Description	Annexure	Page No
1.	Application for the implementation along with affidavit	-	01-02
2.	Order and Judgment Dated 29-08-2017	<u>"A"</u>	03-07
3.	Wakalat Nama (In Original )	-	8

Applicant

Through

*(Arshad Jamal Qureshi)*

(Arshad Jamal Qureshi)  
Advocate  
Supreme Court of Pakistan

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

①

*Execution Petition No. 20/2018*

Zulfiqar Ali Shah Ex H,C Of Police Chitral S/O Sarfaraz Shah R/O Kaju Tehsil and District Chitral (Applicant)

Versus

1. D.I.G (Police) Region-III (Now) Regional Police Officer Malakand, at Saidu Sharif, Swat
2. District Police Officer, Chitral (Respondents)

Application for the implementation of the Order and Judgment Dated 29/08/2017 passed in Appeal: 831/2012 title as "Zulfiqar Ali Shah Versus D.I.G Police and another"

Khyber Pakhtunkhwa Service Tribunal

Diary No. 75

Dated 17/01/2018

**Respectfully Sheweth:**

1. That Applicant/Appellant has filed an appeal before this Honorable Court which was accepted and Applicant/Appellant was reinstated in service vide Order and Judgment Dated 29/08/2017. (Copy of Order and Judgment Dated 29/08/2017 is Annexure "A")
2. That Applicant/Appellant has submitted the Order and Judgment Dated 29/08/2017 passed by this honorable Court to Respondents for the needful but Respondents are reluctant to act upon as per the Order and Judgment Dated 29/08/2017 in its true letter and spirit but have made Applicant/Appellant as a rolling stone which amounts contumacious of the Order for which Applicant/Appellant has reserve the right to initiate contempt of Court proceedings.
3. That Respondents are bound to obey the Orders of this honourable Court without any hesitation but Respondents have not till yet implemented the order by issuing the reinstatement Order. As such, there is no legal bar for issuance of direction to the Respondents for the implementation of the Order and Judgment Dated 29/08/2017 rather it would be larger interest of justice.

It is, therefore, respectfully prayed that the Order and Judgment Dated 29/08/2017 passed by this honorable Court in favour of Applicant against Respondents may very graciously be implemented in its true letter and spirit and Respondents may also be directed to submit compliance report before this honorable Court And any other order deemed proper may also be passed in favour of Applicant against Respondents.

*Zulfiqar Ali Shah*  
Applicant

Through

*Arshad Jamal Qureshi*  
(Arshad Jamal Qureshi)  
Advocate  
Supreme Court of Pakistan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

2

C.Misc. No. \_\_\_\_\_/2018

In

Service Appeal No. 831/2012

Zulfiqar Ali Shah

Versus

D.I.G. and another

AFFIDAVIT

It is hereby solemnly affirm and declare on oath that contents of Stay Application are true and correct to the best of my knowledge and belief and nothing has been kept from this honorable Court.



Deponent

Deponent



3

BEFORE THE NWFP SERVICE TRIBUNAL, PESHAWAR



Service Appeal No. 831 /2012

Zulfiqar Ali Shah, Ex H.C of Police, Chitral, S/o Sarfaraz Shah R/O Kaju Tehsil and District Chitral. ....Appellant.

Versus

A.W.F. Province  
Justice V. B. Khan  
Case No. 793  
Date 11-7-12

- 1. The D I G(Police) Region-III, at Saidu Sharif, Swat.
- 2. The D P O(Police) District, Chitral. ..Respondents.

Prayer:-

On acceptance of the instant service appeal this Hon'ble Tribunal may graciously be pleased to set aside the impugned order of dismissal dated 12-04-2012 passed by respondent No.2 and re instate the appellant with all back benefits.

Respectfully Sheweth,

Facts giving rise to the present service appeal are as under:-

~~Not to file~~  
*[Signature]*  
11/7/12

- 1. That appellant had filed Service Appeal No.782/2010 before this Honourable Tribunal, which has been decided vide Order/judgment dated 07-07-2009(Annexure-A). The operative part is reproduced for kind consideration of this Honourable Tribunal.....

~~Not submitted to~~  
~~and filed.~~  
*[Signature]*  
23/7/12

ATTESTED

Para No.9 "We therefore, accept the present appeal partially, we order the official respondent to re instate the appellant immediately, and provide him

*[Signature]*  
Secretary  
North West Frontier Province  
Service Tribunal,  
Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

Appeal No. 831/2012

Date of Institution ... 11.07.2012

Date of Decision ... 29.08.2017



Zulfiqar Ali Shah Ex-H.C of Police, Chitral son of Sarfaraz Shah, R/O Kuju,  
Tehsil and District, Chitral. ... (Appellant)

VERSUS

1. The D.I.G of Police, Region-III at Saidu Sharif, Swat. (Respondents)  
and another.

MST. UZMA SYED  
Advocate

--- For appellant.

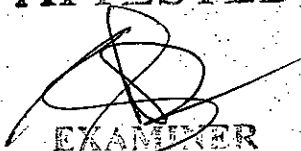
MR. MUHAMMAD ADEEL BUTT,,  
Addl. Advocate General

... For respondents.

MR. NIAZ MUHAMMAD KHAN,  
MR. AHMAD HASSAN

... CHAIRMAN  
... MEMBER

**ATTESTED**

  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

JUDGMENT

NIAZ MUIHAMMAD KHAN, CHAIRMAN.-

Arguments of the---

learned counsel for the parties heard and record perused.

FACTS

2. The appellant impugned his dismissal order dated 25.4.2012, against which he filed a departmental appeal on 06.05.2012 which was not responded to and hence the present appeal before this Tribunal on 11.07.2012. The proceedings against the appellant were initiated and concluded under the Khyber Pakhtunkhwa Removal from Service (Special Powers) Ordinance, 2000.

5

The appellant was charged mainly on the ground of registration of a criminal case against him which ended in his conviction. After serving the conviction, the appellant approached this Tribunal in the first round and this Tribunal vide judgment dated 07.07.2009 reinstated the appellant in service with the direction to the department to conduct and conclude the enquiry within a period of two months after affording opportunity of defence and fulfilling the elements of due process. The department initiated disciplinary proceedings on 27.01.2010 which culminated into impugned order dated 25.4.2012. The department undertook 3 different enquiries against the appellant. The first two enquiries had recommended exoneration of the appellant but final enquiry report recommended imposition of major penalty upon him.

### ARGUMENTS

3. The learned counsel for the appellant argued that since the criminal case did not involve the charge of corruption or moral turpitude, this Tribunal in its judgment dated 07.07.2009 ordered the department to follow the procedure given in Section-3-A(2)(b) of the said Ordinance. That the department without following the elements of due process, conducted three enquiries. The first two enquiries went in favour of the appellant whereas the third enquiry was conducted in order to punish the appellant. That the whole proceedings of the department show that the department was bent upon imposition of penalty on the appellant. That no reasons much less the plausible have been shown by the competent authority for his disagreement with the first two enquiries. That no charge sheet and statement of allegations were issued to the appellant on any of the occasions. That no right of defence was afforded to the appellant nor right of cross-examination was given to him. That the department concluded the enquiry

**ATTESTED**

EXAMINED  
Khyber Pakhtunkhwa  
Service Tribunal  
Chawar

6

after almost three years in violation of the order of this Tribunal and in this respect the learned counsel for the appellant relied upon a judgment reported as 2017-PLC(C.S) Note-20. The learned counsel for the appellant also relied upon another judgment reported as 2004-SCMIR-316 in order to highlight on the successive enquiries conducted without assigning any valid reason cannot be made basis for the imposition of penalty to the delinquent.

4, On the other hand, the learned Addl. Advocate General argued that the appellant was convicted by a court of law for a considerable period of 7 years R.I and this conviction was maintained by the august Supreme Court of Pakistan. That the department under the directions of this Tribunal has conducted the enquiry in accordance with letter and spirit of the Ordinance, 2000. That there was no occasion to enter into proof of factual controversy as the whole case is based on the judgment of a court of law. That it would be highly embarrassing for the department to continue with a servant who had undergone material conviction.

#### CONCLUSION:

5. The non honoring of the time period of two months in conclusion of enquiry is fatal to the outcome of the departmental proceedings in the light of the judgment pressed into service by the learned counsel for the appellant. The conduct of the successive enquiries by the department without any plausible reason is an added factor which marked the validity of the enquiry proceedings and specially when no reason has been shown by the authority. If the arguments of the learned AAG are taken into consideration that the department was only to conclude on the basis of judgment of the court of law then it was very easy for

**ATTESTED**

EXAMINED  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

(7)

the department to have concluded the same within a period of two months. But the department violated the time period just to get a report against the appellant.

6. In view of the above discussion, this appeal is accepted and the appellant is reinstated in service. The intervening period be converted into kind of the leave due. Parties are left to bear their own costs. File be consigned to the record room.

Announced  
29.08.2017

Sd/- Niaz Muhammad Khan  
Chairman

Certified to be true copy  
EX-101/101  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Sd/- Ahmad Hassan  
Member

Date of Presentation of Application 11-01-2018  
 Number of Words 1600  
 Copying Fee 10.00  
 Urgent 2.00  
 Total 12.00  
 Name of Copyist [Signature]  
 Date of Completion of Copy 11-01-2018  
 Date of Delivery of Copy 11-01-2018

بعدالت سردس ٹریڈ سروس (صوبہ خیبر پختونخواہ)

8

2018ء منجانب  
دیوانہ پالیس بنام

مورخہ  
مقدمہ  
دعویٰ  
جرم

### باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ  
آن مقام کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی  
اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت  
مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے  
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے  
اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے  
سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں  
گے۔ کہ پیروی مذکور کریں۔ لہذا کالت نامہ لکھد یا کہ سندر ہے۔

2018

ماہ

المرقوم 2018-1-26

Handwritten signature and stamp of the lawyer.

مقام کے لئے منظور ہے۔

**Before the Khyber Pakhtunkhwa Service Tribunal.**

Zulfiqar Ali Shah Ex H.C of Police Chitral s/o Sarfaraz Shah R/O Kaju Tehsil and District Chitral (Applicant)

Versus

1. D.I.G (Police) Region-III (Now) Regional Police Officer Malakand, at Saidu Sharif Swat

2. District Police Officer, Chitral. (Respondents)

Application for the implementation of the Order and Judgment Dated 29.08.2017 Passed in Appeal: 831/2002 title as "Zulfiqar Ali Shah Versus D.I.G Police and another"

Ex/ Petition No.20/2018

**Reply on behalf of Respondents No.1 and 2.**

Respectfully Sheweth!

(1) That Para No.1 is admitted as correct.

(2) That Para NO.2 is incorrect. Against the decision of the Tribunal an application to file CPLA in the Apex Court of Pakistan, the office of Advocate General Khyber Pakhtunkhwa has been approached and accordingly which has been processed and fixation of date of hearing in the apex Court is awaited.

Copy of receipt of Advocate on record is attached as annexure ..... "A").

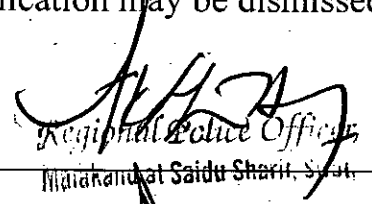
(3) That the Para No.3 is incorrect.

The application is premature and infructuous.

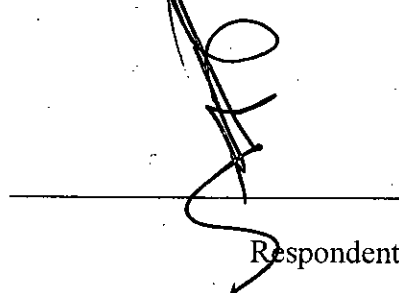
Prayer:

In light of the above facts, it is prayed that the application may be dismissed.

1. Regional Police Officer Malakand Region Swat.

  
Regional Police Officer  
Malakand at Saidu Sharif, Swat

2. District Police Officer Chitral

  
Respondents.

**Before the Khyber Pakhtunkhwa Service Tribunal.**

Zulfiqar Ali Shah Ex H.C of Police Chitral s/o Sarfaraz Shah R/O Kaju Tehsil and District Chitral (Applicant)

Versus

1. D.I.G (Police) Region-III (Now) Regional Police Officer Malakand, at Saidu Sharif Swat

2. District Police Officer, Chitral. (Respondents)


Application for the implementation of the Order and Judgment Dated 29.08.2017 Passed in Appeal: 831/2002 title as "Zulfiqar Ali Shah Versus D.I.G Police and another"

Ex/ Petition No.20/2018

Affidavit

It is solemnly affirm that the contents of the attached reply are true and nothing has been concealed from the Tribunal.

1. Regional Police Officer Malakand Region Swat.

  
Regional Police Officer,  
Malakand at Saidu Sharif, Swat.

2. District Police Officer Chitral

  
Deponents/ Respondents.





1/2 P

**DISTRICT POLICE OFFICER  
CHITRAL**

Khyber Pakhtunkhwa

Ph. No: 0943-412077 Fax No: 0943-412228  
No. 5546 /Legal, Dated 03 /08 /2018

To,

The Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar

Subject:

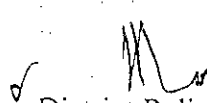
**FILING OF CPLA IN SERVICE APPEAL NO.831/2012 TITLE  
ZULFIQAR ALI SHAH VS PPO ETC.**

Memo:

Kindly refer to this office memo: No. 4484/Legal, dated 26.06.2018 on the subject cited above (copy attached for ready reference).

It is submitted that the honorable Court/Tribunal has given final chance for production of order of honorable Supreme Court of Pakistan regarding suspension of operation of the judgment under implementation, otherwise to produce conditional reinstatement order of the appellant on the next date (i.e 06.08.2018).

Therefore it is once again requested that office of the learned Advocate General KPK may kindly be approached for the same or to guide and direct this office for further legal action before the due date i.e 06.08.2018 please.

  
District Police Officer,  
Chitral.



**DISTRICT POLICE OFFICER  
CHITRAL**

Khyber Pakhtunkhwa

Ph. No: 0943-412077 Fax No: 0943-412228  
No. 4484/ Legal, Dated 26/6/2018

To,

The Inspector General of Police,  
Khyber-Pakhtunkhwa, Peshawar

Subject:

**FILING OF CPLA IN SERVICE APPEAL NO.831/2012 TITLE  
ZULFIQAR ALI SHAH VS PPO ETC.**

Memo:

Kindly refer to this office letter No.1036/Legal dated 20.10.2017 on the subject cited above.

It is submitted that the decree holder namely Zulfiqar Ali Shah has preferred an execution petition in the above cited case before the honorable Service Tribunal, in which the Tribunal has given the following Order/directions for compliance before 05.07.2018

“Petitioner in person present. Learned Additional Advocate General alongwith Muhsin Ul Mulk Inspector and stated that respondent department has filed CPLA against the judgment dated 29.08.2017 passed in service appeal NO.831/2012 under implementation. Respondent department remained unable to produce any order of august Supreme Court regarding the suspension of operation of the judgment under implementation. Consequently respondent department is directed to either furnish the copy of order of the august Supreme Court of Pakistan regarding suspension of the operation of judgment under implementation otherwise produce the conditional reinstatement order of the appellant on the next date fixed as 05.07.2018. To come up for further proceedings on the date fixed before the S.B.”

In light of the facts stated above it is requested to kindly approach the office of Advocate General Khyber Pakhtunkhwa for the same or to guide and direct this office for further legal action before the due date i.e. 05.07.2018 please.

Copy of the order attached.

Enclosed =01

  
District Police Officer,  
Chitral.



OFFICE OF THE  
DISTRICT POLICE OFFICER CHITRAL  
Ph. No: 0943-412077 Fax No: 0943-412228

ORDER

In compliance with Judgment dated 29.08.2017 of Service Tribunal, Khyber Pakhtunkhwa in Service Appeal No.831/2012 and CPO, Peshawar memo: No.2931/Legal, dated 26.09.2018, Ex Head Constable Zulfiqar Ali Shah is provisionally re-instated into service (allotted Constabulary No.384 and posted to Police line Chitral) subject to the decision of the Supreme Court in case CP No.487-P/2017 lodged by the department against the judgment of Service Tribunal referred above. In case appeal against the judgment of Service Tribunal CP NO.487-P/2017 is accepted, the appellant (Zulfiqar Ali Shah) shall return all consequential/ back and financial benefits to Police Department. The period spent out of service is treated as leave of the kind due.

OB No. 685

Dated 5/11/2018

(Capt: (R) Muhammad Farqan Bilal) PSP  
District Police Officer,  
Chitral

No. 8411-18 /E-II, dated Chitral the 5/11/2018

Copy to:

1. The Worthy Inspector General of Police Khyber Pakhtunkhwa, Peshawar for information w.r to his office letter memo No. quoted to above please.
2. The Regional Police Officer Malakand Region at Saidu Sharif Swat.
3. Pay Officer Chitral.



OFFICE OF THE  
DISTRICT POLICE OFFICER CHITRAL

Ph. No: 0943-412077 Fax No: 0943-412228

ORDER.

In compliance with Judgment dated 29.08.2017 of Service Tribunal, Khyber Pakhtunkhwa in Service Appeal No.831/2012 and CPO, Peshawar memo: No.2931/Legal, dated 26.09.2018, Ex Head Constable Zulfiqar Ali Shah is provisionally re-instated into service (allotted Constabulary No.384 and posted to Police line Chitral ) subject to the decision of the Supreme Court in case CP No.487-P/2017 lodged by the department against the judgment of Service Tribunal referred above. In case appeal against the judgment of Service Tribunal CP NO.487-P/2017 is accepted, the appellant (Zulfiqar Ali Shah) shall return all consequential/ back and financial benefits to Police Department. The period spent out of service is treated as leave of the kind due.

OB No. 685

Dated 5 / 11 / 2018

(Capt: (R) Muhammad Forqan Bilal) PSP  
District Police Officer,  
Chitral

No. 8416-18 /E-II, dated Chitral the 5 / 11 / 2018

Copy to:

1. The Worthy Inspector General of Police Khyber Pakhtunkhwa, Peshawar for information w/r to his office letter memo No. quoted to above please.
2. The Regional Police Officer Malakand Region at Saidu Sharif Swat.
3. Pay Officer Chitral.

  
Inspector  
Legal Chitral

**ORDER.**

The following Head Constable are hereby transferred and posted with immediate effect till further order.

S.No.	Name & belt No.	No.	From	To
1.	HC Zulfiqar	384 ✓	Police Line	PS Yarkhoon
2.	HC Ebadullah	275 ✓	PS Drosh	TM DPO Office
3.	FC Sher Gul Azam	100 ✓	MT Line	TM DPO Office
4.	FC Sardar Ali Shah	84 ✓	TM DPO Office	Police Line
5.	FC Aziz Akber	1294 ✓	TM DPO DPO Office	PS Drosh

*ST*  
District Police officer,  
Chitral

No 9415-20 /E-II dated Chitral the 20/11/2018.  
Copies to the:-

1. Addl: SP Chitral
2. DSP/HQ
3. All concerned SDPO & SHOs
4. RI/LO
5. OHC for OB
6. Wali C.O Security Clarence Form

*ST*  
Inspector,  
Legal Chitral



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA

Central Police Office, Peshawar  
No. 4588 /Legal dated Peshawar, the 41/12/2018.



To: - The Secretary,  
Government of Khyber Pakhtunkhwa,  
Home & TAs Department, Peshawar.

Attention:- SO (Court)

Subject:- FILING OF APPLICATION FOR EARLY HEARING BEFORE THE HONORABLE SUPREME COURT OF PAKISTAN IN' CPLA TITLED ZULFIQAR ALI SHAH VERSUS PROVINCIAL POLICE OFFICER KHYBER PAKHTUNKHWA PESHAWAR AND OTHERS.

Memo:-

It is reported that Zulfiqar Ali Shah was dismissed from service on charges of involvement in criminal case FIR No. 315 dated 22.08.2004 under Section 147, 148, 149, 324, 337 PPC Police Station Chitral and later on another case FIR No. 333 dated 09.09.2004 under section 419, 468, 471, PPC Police Station Chitral was registered against him. He filed departmental appeal which was rejected. He filed Service Appeal which was accepted vide judgment cited as subject without taking into account the evidence linking the appellant with the charges. Appellant was convicted in criminal case and the Tribunal did not take into account the conviction of appellant. CPLA has already been lodged of before Supreme Court of Pakistan.

It is therefore, requested that Law Department may be approached for onward approaching Advocate on record of Supreme Court at Peshawar for lodging early hearing application of the CPLA and for suspension of the judgment.

*[Signature]*  
SP Court & Litigation  
For Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar

No. 4588-1A /Legal

Copy of above is forwarded for information to the District Police Officer, Chitral.

*[Signature]*  
SP Court & Litigation  
For Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar

*[Signature]*  
Inspector  
Legal Chitral

*[Signature]*  
Insp. Legal  
For necessary action.

*[Signature]*  
District Police Officer  
CHITRAL

**AUTHORITY LETTER**

Mr. Sher Mohsin ul Mulk Inspector Legal of this district Police is here by authorized and deputed to attend Service Tribunal Peshawar in Execution Petition No.20/2018, titled Ex- Head Constable Zulfiqar Ali Shah Vs PPO e.t.c as a departmental representative on 13.02.2019.

District Police Officer,  
Chitral