

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

CM No. \_\_\_\_\_/2023  
IN  
Service Appeal No. 1288/2022

Falak Sher                      **V E R S U S**                      Police Deptt: etc

**I N D E X**

<b>S.No.</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Application for suspension	*	1-2
2.	Affidavit	*	3
3.	Copy of impugned notification No. 993/Legal dated the 12/03/2023	*	4-5

Applicant

Through

Date: 15/03/2023

**Noor Muhammad Khattak**  
Advocate, Supreme Court of  
Pakistan

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

CM No. \_\_\_\_\_/2023  
IN  
Service Appeal No. 1288/2022

~~\_\_\_\_\_~~  
~~\_\_\_\_\_~~ 4385  
~~\_\_\_\_\_~~ 15-3-23  
~~\_\_\_\_\_~~

Falak Sher                      **V E R S U S**                      Police Deptt: etc

**APPLICATION FOR SUSPENSION OF  
OPERATION OF IMPUGNED LETTER  
NO. 993 DATED 12/03/2023, TILL  
THE FINAL DISPOSAL OF THE ABOVE  
MENTIONED APPEAL**

**Respectfully Sheweth:**

1. That the above mentioned appeal has been filed by the applicant/appellant before this august Service Tribunal for setting aside the unlawful promotion of officials junior to the appellant and for considering the appellant for promotion to the next higher rank in which next date of hearing is fixed for 08/03/2023.
2. That the appellant also challenged the list No. 5872/Tele/OHC dated Peshawar the 22/04/2022 of the out of turn promotion to the extent of his name.

3. That the respondent department have now issued letter No. 993/Legal dated 12/03/2023 directed CPO, Peshawar for withdrawal of abrupt order of the official in Telecommunication and Transport. The same is illegal and void.
4. That the appellant never availed out of turn promotion and is going to suffer if the said impugned letter is implemented.
5. That all the three ingredients necessary for the stay are in favour of the applicant and prevailing rules.
6. That the all the grounds of the main appeal be considered as part and parcel of this application.

**It is, therefore, most humbly prayed that on acceptance of this application, the operation of the impugned notification No. 993/Legal dated 12/03/2023 may very kindly be suspended, till the final disposal of the above mentioned appeal.**

Applicant

Through

**Noor Muhammad Khattak**  
Advocate, Supreme Court of  
Pakistan

Date: 15/03/2023

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

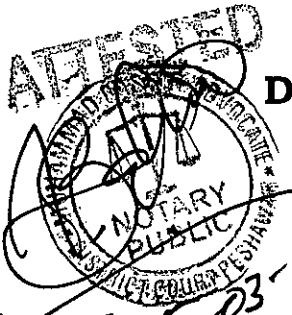
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Falak Sher                      **V E R S U S**                      Police Deptt: etc

**AFFIDAVIT**

I, **Falak Sher (Applicant)**, do hereby solemnly affirm and declare on oath that the contents of accompanying **application for suspension** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable court.

Identified by:



**DE P O N E N T**

**Noor Muhammad Khattak**  
Advocate, Supreme Court of  
Pakistan

15-03-2023

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

No. 99/3 /Legal dated the 12 /03 /2023

1. 1 All Unit Heads of Police in Khyber Pakhtunkhwa
- 2 All Regional Police Officers in Khyber Pakhtunkhwa
- 3 The CPO Peshawar.
- 4 All District Police Officers in Khyber Pakhtunkhwa.

Subject **ORDERS REGARDING WITHDRAWAL OF OUT OF TURN PROMOTIONS**

In compliance with Order Sheet of Hon'ble Supreme Court of Pakistan dated 26.01.2023 in suo moto Contempt proceedings vide Crl.O, Petition No. 38/2021, Letter from CPO Peshawar under *Subject: Collection of data of police officers falling under the defultion of Out of Turn Promotions* bearing No.CPO/CPD/75 dated 14.02.2023 was issued to all Unit Heads, RPOs and CPO Peshawar to report Out of Turn Promotions cases from their respective Regions and Units.

Hesides, Keeping in view the above, CPO issued a letter bearing No. 99/3/Legal dated 14.03.2023 under *Subject: Personal Hearing of Police Officials/Officers falling within the ambit of Out of Turn Promotions* in which it was requested to give personal hearing to all those Police officials/officers who availed Out of Turn Promotions in their respective Regions positively on 12th March, 2023. In this regard, Police Officials/ Officers who availed Out of Turn Promotions and are borne on lists A, B & C were heard by respective District Police Officers whereas officers enlisted to lists 'D' & 'E' were heard by concerned Regional Police Officers and Unit Heads, Rest of officers on list 'F' and above were heard at CPO, Peshawar.

Orders concerning withdrawal of Out of Turn Promotions/Cases, against officials who are borne on Lists A, B and C are to be issued by respective District Police Officers or concerned Superintendents of Police of Units. Besides, Police Officers who got Out of Turn Promotions and are borne on lists D & E, their withdrawal Orders are to be issued by respective Regional Police Officers and Unit Heads. Moreover, Orders relating withdrawal of Out of Turn Promotions against Police Officials/Officers who are borne in list F or above will be issued by CPO, Peshawar.


Likewise, Absorption Orders issued by CPO, Peshawar for officials who got absorbed in Telecommunications and Transport HQ from other Districts/Units will also be issued by CPO, Peshawar.

All Regional Police Officers, Units Head and District Police Officers are being requested to issue such Orders by *13.03.2023* so that the compliance report with Order Sheet of Hon'ble Supreme Court of Pakistan dated 26.01.2023 in suo moto Contempt proceedings vide

1. The Petition No. 38/2023 could be submitted to the Hon'ble Supreme Court of Pakistan on 01/03/23.

2. The matter may be treated on immediate basis and copy of the Orders so issued must be shared with CPO Peshawar by *tomorrow 13.03.2023*

*Hamzakar official*

  
HAMZAKAR PS  
Deputy Inspector General of Police  
For Inspector General of Police  
Khyber Pakhtunkhwa,  
Peshawar

cc

1. Additional Inspector General of Police, HQrs. Khyber Pakhtunkhwa, Peshawar.
2. Additional Inspector General of Police, Operations, Khyber Pakhtunkhwa, Peshawar.
3. AIG Legal CPO, Peshawar.
4. PSO to Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
5. Registrar CPO Peshawar.