

837/2013

26.4.2016

Counsel for the appellant and Mr. Muhammad Ghani, SI alongwith Addl. A.G for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing for 17.08.2016.


Chairman

17.08.2016

Counsel for the appellant and Mr. Muhammad Ghani, S.I alongwith Additional AG for the respondents present. Learned counsel for the appellant submitted order No. 3802-04/ES dated 16.05.2016. alongwith application for withdrawal of the instant appeal. Signature of learned counsel for the appellant secured on the margin of order sheet. The appeal is dismissed as withdrawn. File be consigned to the record room.

ANNOUNCED
17.08.2016


Member

Member

BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR

S.A. No. 837/2015

Fixed for 17.08.2016

Gul Shad

Versus

D.I.G & others

**APPLICATION FOR PERMISSION TO WITHDRAW THE
SUBJECT APPEAL.**

Respectfully Sheweth,


1. That the subject appeal is fixed for arguments on 17.08.2016.
2. That on 16.05.2016, applicant was reinstated in service with immediate effect and penalty of dismissal from service was converted into reversion from the rank of Head constable to the rank of Constable and also awarded minor punishment of censure. The period he remained out of service was treated as leave without pay. (Copy attached)
3. That in the change scenario, applicant requests for withdrawal of the subject appeal and to deal with order dated 16.05.2016 as per the mandate of law.

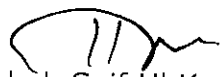
It is, therefore, most humbly requested that the application be accepted for withdrawal of the appeal and to deal with the said order as per the requirements of law.

Dated: 17.08.2016

Through

Appellant


Saadullah Khan Marwat


Arbab Saif Ul Kamal
Advocates,

ORDER.


This order will dispose-off the appeal preferred by Ex- Head Constable Gul Shad No. 1902 of Swabi District Police against the order of District Police Officer, Swabi, wherein he was dismissed from service vide District Police Officer, Swabi OB No. 291 dated 06.03.2015.

Brief facts of the case are that, he while posted to Police Post Pabani indulged himself in serious immoral activities bringing bad name to the department, a case vide FIR No. 115 dated 09.03.2015 u/s 506/506/452/376PPC was also registered in Police Station, Swabi which was investigated and complete challan was already been submitted before the concerned Honourable Court which is pending trial. Besides this the appellant was the eye witness of recovery memo in case FIR No. 252 dated 12.06.2014 u/s 5Exp: Sub Act/7-ATA Police Station Chooria District Mardan as in his presence SHO PS Chooria has recovered 02 Hand Grenades and other explosive materials from accused Zia Uddin @ Mula but he gave statement before Honourable Judge Anti Terrorism Court, Mardan in favour of the accused to extend benefit to the accused.

He preferred an appeal to this office for re-instatement in service, which was filed/rejected vide order endorsement No. 3088/ES dated 22.05.2015. Later on he submitted another appeal to the Worthy Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar, which was reviewed and returned back to this office with the directions to examine it afresh by confirming the assertion of petitioner and taking into his previous good performance.

On the above directions the case was sent to SP/Operation, Mardan for enquiry who examined the case and submitted his findings to this office, who recommended the alleged Head Constable for re-instatement in service and awarding punishment of reversion from the rank of Head Constable to Constable and censure. After going through the above recommendations, Ex-Head Constable Gul Shad No. 1902 is hereby re-instated in service with immediate effect and his penalty "dismissal from service" is converted into "Reversion from the rank of Head Constable to the rank of Constable and also awarded minor punishment of censure. The period he remained out of service is treated as leave without pay.

ORDER ANNOUNCED.


(Muhammad Tahir) P&P
Deputy Inspector General of Police,
Mardan Region-I, Mardan

No. 3202-04/ES, Dated Mardan the 16-5- /2016.

Copy forwarded to the:-

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar for favour of information w/r to his office Memo: No. S/1219-21/16 dated 12.02.2016.
2. District Police Officer, Swabi for information and necessary action.
3. District Police Officer, Mardan for information and necessary action.

(*****)

29.07.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was serving as Constable when dismissed from service on account of giving contradictory statement in Court vide impugned order dated 6.3.2015 regarding which he preferred departmental appeal on 16.4.2015 which was rejected on 27.5.2015 but received to appellant on 6.7.2015 and hence the instant service appeal on 14.7.2015.

That the inquiry was not conducted in the prescribed manners and appellant was not given opportunity of submission of reply to the show cause notice issued on the same date i.e 6.3.2015. That the appellant has deposed before the court of law and has stated the true version of the case.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 27.10.2015 before S.B.


Chairman

27.10.2015

Appellant with counsel and Assistant A.G for respondents present. Requested for adjournment. To come up for written reply/comments on 11.2.2016 before S.B.


Chairman

11.02.2016

Appellant with counsel and Mr. Fahim, Inspector (legal) alongwith Addl: A.G for respondents present. Written reply not submitted. Requested for adjournment. Last opportunity granted. To come up for written reply/comments on 26.4.2016 before S.B.


Chairman



Appellant Deposited
Security & Process Fee



Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 837/2015


S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	27.07.2015	<p>The appeal of Mr. Gul Shad resubmitted today by Mr. Saadullah Khan Marwat Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"> REGISTRAR</p>
2	28-7-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>29-7-2015</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Gul Shad son of Naushad Khan Ex-Head Constable No.1902 Distt. Police received to-day i.e. on 14.07.2015 is incomplete on the following score which is returned to the counsel for the appellatant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellatant.
- 2- Copies of reply to the charge sheet and final show cause notice mentioned in para-4 & 6 of the memo of appeal are not attached with the appeal which may be placed on it.
- 3- Annexures of the appeal may be annexed serial wise as mentioned in the memo of appeal.

No. 1084 /S.T,

Dt. 14/7 /2015


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Saadullah Khan Marwat Adv. Pesh.

Sir
Resubmitted. As far as reply to charge sheet is concerned, the same is not available at present. It shall be placed on file as & when becomes available.

Resubmitted at.

By

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

S.A No. 837 /2015

Gul Shad

Versus

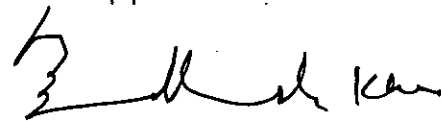
D.I.G & others

I N D E X

S.#	Description of Documents	Annex	Page
1.	Memo of Appeal		1-4
2.	F.I.R No. 252, 12.06.2014	"A"	5
3.	Statement of Appellant, 26.11.14	"B"	6
4.	Charge Sheet/Allegations	"C"	7
5.	Reply to Allegations	"D"	8
6.	Statement before I.O	"E"	9-10
7.	Final Show Cause Notice, 06.03.15	"F"	11
8.	Reply to Notice,	"G"	12
9.	Dismissal Order, 06.03.2015	"H"	13
10.	Representation,	"I"	14-15
11.	Rejection Order, 27.05.2015	"J"	16


Appellant

Through



Dated: 14.07.2015

(Saadullah Khan Marwat)
Advocate
21-A Nasir Mension,
Shoba Bazar, Peshawar.
Ph: 0300-5872676

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

PESHAWAR.

Service Appeal No. 837 /2015

K.W.P. Province
Service Tribunal
Diary No. 846
Date 14-7-2015

Gul Shad son of Naushad Khan

R/o Mardan, Ex-Head Constable NO.1902,

District Police, Swabi.....Appellant

Versus

1) Deputy Inspector General of Police,
Mardan Region-I, Mardan.

2) District Police Officer, Swabi.

3) Provincial Police Officer KP, Peshawar

..... Respondents

APPEAL U/S 4 OF THE SERVICE
TRIBUNAL ACT 1974 AGAINST OFFICE
ORDER NO.3058/ES, DATED 27.05.2015
OF RESPONDENT NO.1 WHEREBY
REPRESENTATION AGAINST OB
NO.291 DATED 06.03 2015 OF
RESPONDENT NO.2, DISMISSING
APPELLANT FROM SERVICE, WAS
REJECTED FOR NO LEGAL REASON.

Handwritten signature
14/7/15

Respectfully Sheweth;

1) That appellant was appointed as Constable on 22.05.2007 and due to his dedicated services, he was promoted to the rank of Head Constable on 04.04.2012.

re-submitted to-
and filed.

Handwritten signature
27/7/15

1. That FIR No. 252, dated 12.06.2014 of P.S Choorā Mardān u/s 5 Exp. Act/7ATA was registered by Muhammad Kashif Khan, ASI against accused Zia-ud-Din alias Mulla son of Amin Ullah R/o Narey Banda, Mardān. (Copy as annex "A")
2. That trial of the case was initiated against the said accused in the court of Judge, Anti Terrorism Court, Mardān and as appellant was made witness to recovery memo in the case, his statement as PW-4 was recorded on 26.11.2014 in the court. As appellant was given oath on Holly Quran, so he deposed what was the truth. (Copy as annex "B")
3. That appellant was served with charge sheet and statement of allegations, which was replied by narrating the true fact of the case. (Copies as annex "C" & "D")
4. That statement of appellant was also recorded in the matter by reiterating the said facts. (Copy as annex "E")
5. That after the conclusion of the so-called inquiry proceedings, appellant was served with final show cause notice on 06.03.2015 which was replied in the aforesaid manner by denying the allegations. (Copies as annex "F" & "G")
6. That as on 06.03.2015, appellant was served with Final Show Cause Notice to submit reply within 7 days, the period of 7 days was not yet elapsed, when on 06.03.2015, he was dismissed from service by R. No. 1 which copy was received on 20.03.2015 after release from jail. (Copy as annex "H")
7. That on 16.04.2015, appellant filed departmental appeal for reinstatement in service before R. No. 1 which was rejected on 27.05.2015, copy of which was received from the office on 06.07.2015. (Copy as annex "I" & "J")

Hence this appeal, inter alia, on the following grounds:-

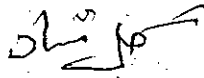
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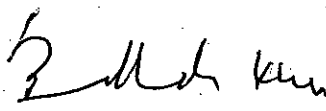
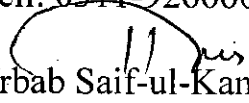
- a. That appellant service spread over for about 13 years was neat and clean and without any complaint.
- b. That in the trial court, appellant was given oath on Holly Quran, so he deemed it fit to tell the truth in the court.
- c. That it is not the law of the department to not depose the truth and to depose false.
- d. That inquiry into the matter was not conducted as per the mandate of law as no statement of any witness(s) was recorded in presence of appellant nor he was afforded opportunity of cross examination, being mandatory.
- e. That appellant was not supplied the inquiry proceedings with the final show cause notice.
- f. That in the final show cause notice dated 06.03.2015, 7 days, from its receipt was given for submission of reply to appellant but the authority dismissed him on the said date of 06.03.2015. This not only speaks illegality on the part of respondents but also the malafide.
- g. That in another case, Tariq-I, DSP was caught red handed in brothel house by appellant, so he took revenge from him in this respect and the Inquiry Officer acted illegally.
- h. That by keeping in view the aforesaid facts and circumstances of the case, appellant was not treated as per the mandate of law but with malafide.

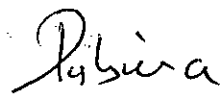
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It is, therefore, most humbly prayed that on acceptance of this appeal, order dated 27.03.2015 or 06.03.2015 of the respondents be set aside and appellant be reinstated in service with all back benefits with such other relief as may be deemed proper and just in circumstances of the case.

Dated: 14 /07/2015


Appellant

Through 
Saadullah Khan Marwat
Cell: 0311-9266609

Arbab Saif-ul-Kamal

& 
Miss. Rubina Naz
Advocates,

ابتدائی اطلاع رپورٹ

مقام	جورہ
علت	252
تاریخ و وقت رپورٹ	تاریخ 6/12 وقت 12-00 بجے
نام و سکونت اطلاع دہندہ	محمد کاشف خان ASI
مختصر کیفیت جرم	5 سپ / 7 ATA
حادثہ کا موقع و حالت	سافر نے عمر آباد نزد سوننگ پٹر جانپاٹ شمال شرقی سمت 17/18 کلو میٹر
نام و سکونت جرم	ضیاء الدین عرف اللہ ولد امین اللہ ساکن نمبر 5 بانڈ 5 روہی اڈہ
سارردانی بمقتول شخص	بہر سیدگی مرادہ مقدم درج و سیکر کیا جاتا ہے۔
مقام سے روزنگی	بطور سیشن رپورٹ -

بوقت صدر عہد ایک تحریری نوٹس نمائند محمد کاشف خان نے
 بدست کینسل ایاز 2212 موصول ہو کر درج ذیل ہے، ریفیٹ ضیاء SHO کہانہ جورہ
 اطلاع ملی کہ بچوں مقدم علت نمبر 5 عوارض 13/4 جسم 3 سپ مقدم علت نمبر 123،
 مورفہ 5/4 جسم 3/4 سپ مقدم جرم جورہ میں وطلوبہ ملزم ضیاء الدین عرف اللہ
 ولد امین اللہ ساکن نمبر 5 بانڈ 5 روہی اڈہ بمقام جانے وقوعہ بالا بعد دیگر مشیت
 گردوں کا خطر ناک منصوبہ بنا رہے ہیں، ہر موجود ہے، اس اطلاع کو صدقہ
 جان کر میں مع کینیڈا سربراہ احمد 3141، گلشا دفان HC/1902 و دیگر قری
 پولیس کے زیر قیادت ضیاء SHO مہلت جانے وقوعہ بالا پنچکر لٹری کو تہتیب
 دیں کہ ملزم مذکورہ بالا کو نیابت حکمت عملی کیا تو قانون کے ایک ٹاپنگ بیگ
 بہت سیاہ رنگ قبضہ سے ہر آملہ کر کے چیک کرنے پر شاٹنگ تک سے دو عدد
 ہینڈ گرنیڈ نمبر 79-73 PFA2 نمبر 2 PTH 75-43 ہینڈ گرنیڈ سبز بارود
 ہینڈ گرنیڈ نمبر 79-73 PFA2 نمبر 2 PTH 75-43 ہینڈ گرنیڈ سبز بارود
 ہینڈ گرنیڈ جو وزن کرنے پر 400 گرام نکلی، سفی فنوڑ، ڈیٹونڈ، جوہر ہر آملہ ہو
 کر ہر وہ فرد قبضہ پولیس میں کر کے ملزم بالا کو مرگب جرم بالا کا پایا جا کر مقدم ہوا
 کے عدوہ مقدمات مذکورہ بالا میں بھی حسب ضابطہ گرفتار کر کے مرادہ مقدم قاضی
 مقدم بدست کینسل ایاز 2212 ارسال نمائے ہے، تفتیش کی جائے۔

دستخط ڈیڑی محمد کاشف خان
 12/6
 14
 ps choora

اللہ
 محمد

B

6

26-11-14

PW4 Statement of Gul Shad Khan HC PS Swabi District Swabi on Oath.


During the days of occurrence I was posted in PP Dubai Adda attached to PS Choorra. On the day of occurrence I along with Sareer Ahmed & SHO were present when in the meanwhile the complainant of the case received information about the presence of accused facing trial at Kanrey Umar Abad near Soorang Canal who was required in case FIR No.5 dated 04.01.2013 u/s ¼ Explosive Substance and in case FIR No.183 dated 04.05.2007 u/s ¼ EXP/427 of PS Choorra along with his colleague and were busy for planning of some terrorist activities. On this information we the police party rushed to the spot where the accused was arrested having a black shopping bag which was recovered from him and the accused was arrested. On examination of the shopping bag 2 handgrenades bearing No. 170/79-Y3PPM and 75-Y3PTM of dark green color, gun powder of white color weighing 400 grams, safety fuse, detonator and ball bearings were lying in the said shopping bag. The complainant recovered these articles and prepared recovery memo EX PW4/1 in our presence and formally arrested the accused along with the above mentioned articles. He also drafted the murasila and sent the same to PS for registration of the case. Today I have seen the recovery memo which correctly bears my signature and the signature of PW Sareer Ahmed. My statement in this respect was also recorded by the IO u/s 161 Cr.PC. The case property has already been exhibited as EX P-1 to EX P-6.

XX The accused facing trial was not arrested in my presence and the above mentioned articles have not been recovered in my presence. The accused was arrested some 15-16 days prior to the occurrence. (At this stage the learned PP requested to declare the PW as hostile as he is giving concessions to the defence counsel intentionally). My signature was obtained on a blank paper as he was my high up and I could not refuse. The signature of PW Sareer Ahmed was also obtained on a blank paper.


(Statement to be continued as the controversy of declaration of the witness as hostile is to be determined after hearing both the parties. Learned PP sought adjournment for substantiating his submission referred to above).


RO & AC

Dated: 26.11.2014


Judge, Anti-Terrorism Court Mardan

26/11/14





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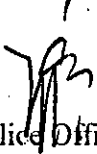
CHARGE SHEET

Whereas I am satisfied that formal enquiry as contemplated by Cyber Pakhtunkhwa Police Rules 1975 is necessary and expedient.

And whereas I am of the view that the allegations if established would call for Major/Minor penalty as defined in Rules 4(b) a & b of the aforesaid Rules.

Now therefore as required by Rules 6(1) of the aforesaid Rules I **Sajjad Khan, PSP**, District Police Officer, Swabi charge you HC Gul Shad No. 1902 on the basis of statement of allegations attached to this charge sheet.

In case your reply is not received within seven days without sufficient cause it will be presumed that you have no defence to offer and exparte action will be taken against you.


District Police Officer,
Swabi.





بیان از ان گل شاد HC/1902 چوکی یاڑسی تھانہ ہوائی

دوران دریاوت بیان کیا کہ ضیاء الدین عرف ملا سکھ دوہی اڈہ
 دوران گرفتار شدہ بحوالہ مقدم عدلت نمبر 252 دوزخہ 14-6-12 مجرم $\frac{5 \text{ MCP}}{7 \text{ ATA}}$ تھانہ
 موجودگی SHO صاحب برآمد شدہ دو عدد ہینڈ گرنینڈ اور دھماکہ خیز
 مواد ہروئے خرد گواہ تھا۔ دوران شہادت لبدالت جناب ATC مردان میں اپنی
 شہادت سے بوجہ کئی ناگوار دہولت سے انکاری ہوا کہ حقیقت یہ ہے کہ
 کانسٹیبل A91 انچارج چوکی دوہی اڈہ نے ملزم مذکورہ کے قبضے سے میرے
 موجودگی میں ایسی کوئی غیر قانونی شے برآمد نہیں کی تھی۔ اور نہ ہی خرد
 مقبوضہ منگلی میرے موجودگی میں مرتب کی تھی۔ بلکہ سفید کاغذ پر میری دستخط
 کی تھی۔ بدوران اپنی شہادت مقررہ لبدالت ATC مجھے معلوم ہوا کہ ملزم
 مذکورہ کے قبضے سے دو عدد ہینڈ گرنینڈ اور کئی دیگر دھماکہ خیز مواد
 ملزم مذکورہ کے قبضے سے برآمد کرنا حق نہیں کیا ہے۔ جو کہ بالکل خلاف
 ایمان ہے۔ معلوم ہو کر موجودگی PP صاحب ATC کورٹ مردان ملزم
 و دیگر صفائی عدالت میں شہادت سے منع انکاری ہوا۔ اور اس دوران ملزم
 وکیل نے کلمہ طیبہ پڑھی شہادت دینے کی بار بار زور دے رہے تھے اور کہتا رہا کہ
 اس کے قبضے سے مذکورہ اشیاء آپ کی موجودگی میں برآمد کی گئی تھی۔
 اور بعد میں قرآن شریف پر شہادت دینے کی یلین کر رہے تھے میں روز
 محشر کے دن اللہ کے دربار میں پیش ہوں گا، خدا کو کیا جواب دوں گا
 اور ایمان کا تقاضا یہ ہے کہ صحیح ہونے میں کوئی مضائقہ نہیں،
 اور قرآن مجید میں بھی ہے۔ روز میں ایمان اور عقیدہ کا
 لحاظ رکھو اور صحیح شہادت نہ چھپاؤں۔ کے خاطر
 میں اپنی ایمان کو مصدقہ نصیحت کی جینے کیلئے تیار و دیر باد

اسی موصوف نے اپنی کارکردگی اور افسران کی نظروں میں
 ایک اسی مقصود کرنا چاہتا تھا تاکہ مجھے ترقی مل جائے۔ یہ
 سب یہ مہنی کمان تیار کر کے ملتزم مذکورہ کے خلاف
 مقدمہ گڑھ لیا۔ خلاف ایمان میں معلوم ہوا تو میں
 عدالت میں اپنی شہادت دی اور افسرانِ بالا سے استدعا
 کی جاتی ہے کہ کاشف اسی اور خارجہ افسران کے خلاف
 حکمانہ کارروائی شروع کی جائے۔ صاحبان کو استدعا کی جاتی ہے
 کہ سائیل کی ریکورڈری بغیر کسی کارروائی داخل دفتر فرمائی
 جائے۔

یہی میرا بیان ہے، جو درست اور حقیقی ہے۔

سکھ شاد / sdc

H.C / 1902 0344488674

لکھنؤ
 ۲۰

F

11

6-3-15

FINAL SHOW CAUSE NOTICE.

Whereas, you Head Constable Gul Shad No. 1902, while posted to PP Pabani, reportedly indulged yourself in serious immoral activities bringing bad name to the department, which is highly against the discipline and amounts to gross misconduct.


In this connection you were charge sheeted and served with summary of allegation and DSP, Razzar was appointed to conduct proper departmental enquiry. The enquiry officer held enquiry and submitted his findings, wherein, he held you Head Constable Gul Shad No. 1902 guilty for the mis-conduct.

Therefore, it is proposed to impose Major/Minor penalty including dismissal as envisaged under Rules 4(b) of the Khyber Pakhtunkhwa Police Rules 1975.

Hence I Sajjad Khan, PSP, District Police Officer, Swabi in exercise of power vested in me under Rules 5(3) of the Khyber Pakhtunkhwa Police Rules 1975 call upon you to show cause finally as to why the proposed punishment should not be awarded to you.

Your reply should reach to the office of the undersigned within seven days of the receipt of this notice failing which it will be presumed that you have no explanation to offer.

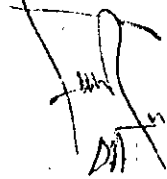
You are also at liberty to appear for personal hearing before the undersigned.

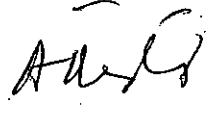


District Police Officer,
Swabi.

Date:06.03.2015

*Reply to PSC
found
Dismissed
Service
per law
DIP-Swabi
Register
com
w/ DPO Swabi*

*Reply of defaulter is attached
herewith for file personal & other file*


6/3

جناب عالی :-

مجموعہ مشمول شوکار نوٹس بحاریہ از دفتر جناب DPO مہذب صوابی

معروض خدمت ہوں۔ کہ مجموعہ مقدم عدلت 252، مؤرخہ 16⁶/₁₄ جرم

ATA/7/5449 تھا، جو کہ ملزم ضیاء الدین عرف ملہ دوہی اڈہ سے برآمدہ شدہ 2 عدد ہینڈ گرنیڈ اور دو حکم فائر نواد ہینڈ گرنیڈ قبضہ

پولیس اور مجھے گواہ فرود شو کیا تھا۔ لیدر اتھ ATC مردان نے مجھ سے

نام حسن موصول ہو کر میں مقررہ تاریخ پر ATC مردان جا کر ٹیچ

مقدم ہوا، کہ کاشف خان ASI، جو کہ دوہی اڈہ کے ٹیچ سے

سفید کاغذ پر دستخط لیا تھا۔ جو بعد میں مقدم ہینڈ آئے فرود میں

شامل کیا تھا۔ چونکہ یہ موجودگی میں ملزم مقدمہ ہینڈ آئے قبضہ

سے کسی قسم کی غیر قانونی شے برآمد نہیں کی گئی تھی۔ میں خدا کو قسم

دینا چاہتا ہوں کہ میرا کترتا ہوں کہ میں اس شہادت کے بارے

میں حقیقت بتاؤں گا۔ میرا ملزم ضیاء الدین سے کوئی واسطہ نہیں

ہے۔ اور نہ میرا کاشف خان ASI، جو کہ دوہی سے کوئی عداوت ہے۔

میں نے ATC کورٹ مردان میں دوران شہادت فرود گواہ سے لاد علی

ظاہر کی ہے۔ جو حقیقت پر مبنی ہے۔ مجھ حالات و واقعات میرے

لاد علی کی وجہ سے رونما ہو چکا ہے۔ آئندہ میں کسی کو سفید کاغذ پر

دستخط نہیں کروں گا، میں بے گناہ ہوں۔ معافی دیا جائے۔

استدعا ہے کہ شوکار نوٹس لیکر کسی کارروائی کے داخل دفتر

مرقانی ہو۔ یہی میرا بیان ہے، جو حقیقت ہے۔

سید احمد علی / اور
1902 جولائی 1902

محمد
7

H - 13 6-3-15

OFFICE OF THE DISTRICT POLICE OFFICER, SWABI.

ORDER.

It is alleged that Head Constable Gul Shad No.1902, while posted to PP Pabani indulged himself in serious immoral activities bringing bad name to the department, which is highly against the discipline and amounts to gross mis-conduct.


Therefore, he was served with charge sheet and summary of allegations and DSP, Razzar was appointed as Enquiry Officer. The Officer conducted proper departmental enquiry and recorded statements of all concerned. The Officer submitted his findings wherein he found him guilty for the mis-conduct and recommended him for Major punishment and registration of criminal case against him under the relevant sections of law. The undersigned perused the enquiry papers, findings and by agreeing with the Enquiry Officer issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received, perused and was found unsatisfactory.

Besides above HC Gul Shad No.1902 was the eye witness of recovery memo: in case FIR No.252 dated 12.6.2014 U/S 5 Exp. Sub. Act 7 ATA Police Station Chooria District Mardan as in his presence SHO P.S Chooria had recovered 2 hand grenades and other explosive materials from accused Zia-ud-Din alias mula, but he gave statement before honorable Judge, ATC. Mardan in favour of the accused to extend benefit to the accused, which is highly against the discipline and amounts to gross mis-conduct.

Therefore, he was served with charge sheet and summary of allegation and DSP, Razzar was appointed as Enquiry Officer. The Officer conducted proper department enquiry and recorded statements of all concerned. The Officer submitted his findings wherein he found him guilty for the mis-conduct and recommended him for Major punishment. The undersigned perused the enquiry papers, findings and by agreeing with the Enquiry Officer issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received, perused and was found unsatisfactory.

Therefore, I, Sajjad Khan, PSP, District Police Officer, Swabi exercise of the powers vested in me under Khyber Pakhtunkhwa Police Rules 1975, hereby Dismiss Head Constable Gul Shad No.1902 from Service with immediate effect.

O.B No. 2/11
Dated 6.03.2015


(SAJJAD KHAN) PSP
District Police Officer, Swabi.

OFFICE OF THE DISTRICT POLICE OFFICER, SWABI.

No 435-39/PA, dated Swabi, the 06/03/2015.

Copies to the:-

1. DSP, Swabi. He is directed to register proper case under sections of law in the light of recommendation of the E.O an application submitted by the lady complainant.
2. Pay Officer.
3. Establishment Clerk.
4. Fauji Misal Clerk.
5. Official concerned.

Total Encls: (62)

محکمہ صحت جناب ریجنل پبلس افسر صاحب مردان
جناب عالی

گزارش حکیم مسائل سال 2014 میں جوگی ڈوٹس اڈہ تیار
جوڑہ میں جنرل ڈیپارٹمنٹ پر تصنیات تھا۔

اسی دوران مسائل کو تعداد کے 252 جوڑہ 12/14 جرم 6
SEXP. Sub
ACT-7ATA
تیار جوڑہ میں بطور گواہ فرد مایزد کیا تھا۔ جوگ میں اس سے ماخوذ تھا۔
دوران شکایت کھالت ہے آئی کورٹ میں در شکایت جوڑہ
تھا۔ ملزم کے وکیل نے حج قرآن پاک ساٹھ رکھ کر کیا کہ اس
قرآن پر لکھ کر شکایت کریں۔ تو میں اس سے بے خبر
تھا۔ میں نے قرآن پاک پر لکھ کر حیرا طبیعت سردست
ذرا ب پورا۔ اور میں شکایت سے باز رہا۔

اسی سلسلہ میں حیرا انکوائری جناب DPO صاحب موہالی نے
انکوائری شروع کر کے انکوائری کو DSP صاحب رتھ کو حار کیا۔
اسی دوران میں جوگی بابنی موہالی میں تصنیات تھا۔ تم
گاؤں کے لوگوں نے ہزاروں خون اللہم دھیمہ بیلاں پر لکھ کر
ہے جس میں ہزاروں زمام عورتیں رہتے ہیں۔ وہاں پر گھاری
میں کچھ حاصل ہوگئے ہیں۔ اور اس گھوڑوں جو جوڑہ
اب لوہوں والے جلد آئیں عورت ہم گاؤں والے خود انڈیا
کر ان کو اور اس گھوڑے عورتوں کو حار دیتے ہیں۔

سرپرست میں بجم دیگر حیرا ان کے وہاں پر جانے لوگوں
کے بھوم کو منتر کیا۔ اور گھوڑا روڑے کو ٹھٹھا یہ تو اس

گھر سے دنا ب DSP طلاق I صاحبہ کو اصل کر چھ مہینے ہو کر چھ
 سے کیا کر یہاں سے دور ہو جانے تو میں نے حکم ہی تحصیل کرنے
 سربراہیت و حضانہ سے واپس جوئی حضانہ چلائی۔ تو چھ مہینے
 کے بعد اس گھر والوں نے کسی کے کہنے پر میرے خلاف درخواست
 دنا ب DPo صاحبہ جو ابی کو دیکر دنا ب DPo صاحبہ نے درخواست
 کو لغو ختم انکو اثری دنا ب DSP طلاق I صاحبہ کو طلاق کیا۔
 تو DSP صاحبہ نے انکو اثری میں چھ گنہگار ٹھہرایا۔ اور کہا کہ آپ
 میرے بچے کا حق طلاق ہے۔ اب آپ پر میرا بچہ ہے۔

تو اس حکم کا کارروائی کے دوران چھ مختلف ٹکٹوں اور
 حوالہ کے حوالات میں ڈال دیا گیا۔ اور بعد میں چھ حکم لوہے
 سے ڈسٹس کیا۔ اور پھر غزنی آئی FIR کوٹوائی۔ میں نے کوئی
 غلط کام نہ کیا تھا۔ اور نہ اس میں میں حلوٹ تھا۔ میں اب
 پر قسم تھی کو تیار ہوں۔ کوئی جس شخص نے میرے خلاف درخواست
 دی تھی۔ وہ خود میرے پاس آکر کہا کہ میں نے غلط دعویٰ کیا تھا۔
 اور اب بے گناہ ہے۔

اسی وجہ پر میرے پاس میں ضمانت بھی ہوا ہے۔ جس
 کا اسٹامپ ہوا ہے لفظ

لکھنؤ ایجوکیشنل ڈیپارٹمنٹ اسٹیمپ سائل کے حلیہ زحمت اور عاف
 تقویٰ ریکارڈ کو دیکر نظر رکھے ہوئے سائل کو دوبارہ نوکری پر بحال
 کرنے کا حکم صادر فرمایا۔ الطاف 16.4.15

محل شاہخان سابق صدر کانٹیل 1902

اللہ
 رح

J

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27-5-15

ORDER.

This order will dispose-off the appeal preferred by Ex- Head Constable Gul Shad No. 1902 of Swabi District Police against the order of District Police Officer, Swabi, wherein he was dismissed from service vide District Police Officer, Swabi OB No. 291 dated 06.03.2015.

Brief facts of the case are that, he while posted to Police Post Pabeni indulged himself in serious immoral activities bringing bad name to the department which is highly against the discipline and amounts in gross misconduct, he was issued charge sheet and summary of allegations and Deputy Superintendent of Police, Razzar was appointed as enquiry Officer, the Officer conducted proper departmental enquiry and recorded statements of all concerned. The Officer submitted his findings wherein he found him guilty for the misconduct and recommended him for major punishment and registration of criminal case against him under the relevant sections of Law. District Police Officer, Swabi perused the enquiry papers findings and by agreeing with the enquiry Officer issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received perused and found unsatisfactory.

Besides of the above the appellant was the eye witness of recovery memo in case FIR No. 252 dated 12.06.2014 u/s 5Exp: Sub Act/7-ATA Police Station Choorra District Mardan as in his presence SHO Police Station, Choorra had recovered 02 Hand Grenades and other explosive materials from accused Zia Uddin alias Mula but he gave statement before Honorable Judge, Anti-Terrorist Court, Mardan in favour of the accused to extend benefit to the accused which is highly against the discipline and amounts to gross misconduct, therefore he was served with charge sheet and summary of allegation and Deputy Superintendent of Police, Razzar was appointed as Enquiry Officer, the Officer conducted proper department enquiry and recorded statements of all concerned, the Officer submitted his findings wherein found him guilty for the misconduct and recommended him for major punishment, District Police Officer, Swabi perused the enquiry papers findings and by agreeing with the enquiry Officer issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received perused was found unsatisfactory. Therefore he was dismissed from service.

I have perused the record and also heard the appellant in Orderly Room held in this office on 13.05.2015, but he failed to justify his innocence and could not produce any cogent reason about his absence. Therefore, I MUHAMMAD SAEED Deputy Inspector General of Police, Mardan Region-I, Mardan in exercise of the powers conferred upon me reject the appeal and do not interfere in the order passed by the competent authority, thus the appeal is filed forthwith.

ORDER ANNOUNCED

(MUHAMMAD SAEED)PSP
Deputy Inspector General of Police,
Mardan Region-I, Mardan

No. 30/58 /ES, Dated Mardan the 27/05 /2015.

Copy to District Police Officer, Mardan for information and necessary action w/r to his office Memo: No. 58/Insp: Legal dated 04.05.2015. His service record is returned herewith for record in your office.

(*****)

Handwritten signature

یوالت جناب سرسٹریٹریٹل صوبہ سرحد پشاور

منجانب اسلانت

مل شاد نام لوئس ویرہ

دعویٰ ریل

باعث تحریر اینکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام پشاور کیلئے سعد اللہ خان مروت سے ایڈوکیٹ ہائی کورٹ کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی وکل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف دینے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ اور عرضی دعویٰ اور درخواست پر قسم کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا نیز بصورت عدم پیروی یا ڈگری بیکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کے وکل یا جزوی کاروائی سے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور قبول ہوگا و دوران مقدمہ میں جو خرچہ و ہرجانہ التواء مقدمہ کے سبب سے ہوگا اس کے مستحق وکیل صاحب موصوف ہوں گے نیز بقایا و خرچہ کی وصولی کرنے کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکور کریں۔

لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

المرقوم 7/13

العبد

العبد

العبد

سعد اللہ خان مروت
ایڈوکیٹ

مل شاد

اربابیت لکال
من رویتہ باز
ایڈوکیٹ

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Service Appeal No. 837/2015.

Gulshad Ex-Head Constable..... Appellant

VERSUS

1. Deputy Inspector General of Police, Mardan Region-I, Mardan.
& Others..... Respondents.

WRITTEN REPLY ON BEHALF OF RESPONDENTS.

1. **Preliminary Objections.**

1. That the appellant has got no Cause of action and locus standi to file the present appeal.
2. That the appeal is bad due to misjoinder and nonjoinder of necessary parties.
3. That the appeal is time barred.
4. That the appellant has not come to the Tribunal with clean hands.
5. That this Hon'ble Tribunal has got no jurisdiction to entertain the present appeal.
6. That the instant appeal is not maintainable in its present form.
7. That the appellant concealed the material facts from this Hon'ble Tribunal.
8. That the appellant has been estopped by his own conduct to file the appeal.

2. **REPLY ON FACTS.**

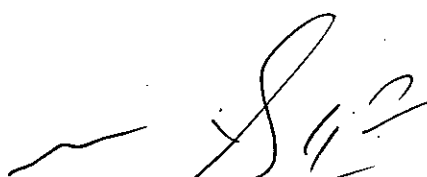
1. Para No. 01 of appeal pertains to record, hence need no comments.
1. Para No. 01 of appeal is correct to the extent of registration of FIR, however appellant was cited as PW to the recovery memo in the said case.
2. Para No. 02 of appeal is correct to the extent of recording of evidence as PW4 in the said case, however appellant during examination in chief recorded statement according to the recovery memo EXh: PW4/1 but during cross examination appellant given concessional statement in favour of defence counsel and thereby extended benefit intentionally and becomes hostile hence on account of such mis-conduct he was Charge Sheeted. *(Copies of statement of allegation/charge sheet, enquiry report, final show cause notice and reply are attached as annexure A to D).*
3. Para No. 03 of appeal is incorrect. Appellant was not only Charge Sheeted on the above mis-conduct, but also Charge Sheeted on account of serious immoral activities during posting in Police Post Pabani during which the allegations against appellant were proved and Enquiry Officer not only recommend the appellant for major punishment but also for registration of criminal case against him *(Copies of Charge Sheet/Summary of Allegation, Enquiry report, Final Show Cause Notice and order are annexed as annexure E to H).*
4. Para No. 04 is incorrect. Reply already given vide para above, however appellant did not prove himself innocent during enquiry.
5. Para No. 05 of appeal is incorrect. After proper departmental enquiry in the above allegations appellant was served with Final Show Cause Notice, the reply of which was found unsatisfactory, hence dismissed from service.

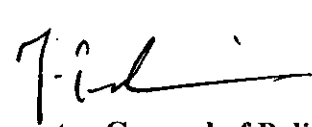
6. Para No. 06 of appeal is incorrect. After receipt of reply of the Final Show Cause Notice the appellant was dismissed from service vide OB No. 291 dated 06.03.2015.
7. Para No. 07 of appeal is correct to the extent of filling of time barred departmental appeal which was rightly dismissed by respondent No. 01 being devoid of merits.

GROUND.

- a. Incorrect. Appellant during service earned bad name due to his immoral activities and thereby proved himself an inefficient official and become unfit for further Police service.
- b. Incorrect. Appellant intentionally recorded favourable statement during cross examination and destroyed the prosecution case.
- c. Incorrect. Appellant during examination in chief recorded true fact, but during cross examination giving concessions to the accused.
- d. Incorrect. Proper departmental enquiry was conducted in accordance with rules.
- e. Incorrect. Appellant was provided recommendation of Enquiry Officer with Final Show Cause Notice in the light of which appellant submit his reply which was found unsatisfactory.
- f. Incorrect. After receipt of reply of Final Show Cause Notice, appellant was dismissed from service in accordance with rules.
- g. Incorrect. Appellant himself involved in such immoral activities for which he alongwith another official Bakhtawar Shah was proceeded against departmentally and therefore on the recommendation of Enquiry Officer proper case vide FIR No. 115 dated. 09.03.2015 u/s 506/509/452/376 PPC PS Swabi was registered against appellant.
- h. Incorrect. The charges against the appellant has been proved during departmental enquiry, hence he was dismissed from service.

It is therefore prayed that the appeal of appellant may kindly be dismissed with cost being devoid of merits and without any legal substance.


Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar
(Respondent No. 3)


Deputy Inspector General of Police,
Mardan Region-I Mardan.
(Respondent No. 1)


District Police Officer, Swabi.
(Respondent No. 2)

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Service Appeal No. 837/2015.

Gulshad Ex-Head Constable..... Appellant

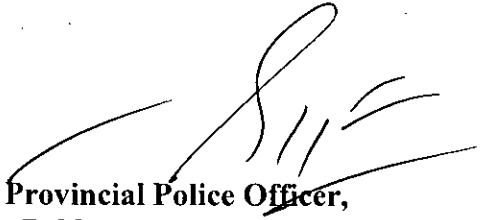
VERSUS


Deputy Inspector General of Police, Mardan Region-I, Mardan.

& Others..... Respondents.

AFFIDAVIT:-

We the respondent No. 1 to 3 do hereby solemnly affirm and declare on oath that the contents of the written reply are correct/true to the best of our knowledge / belief and nothing has been concealed from the honorable Tribunal.


**Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar
(Respondent No. 3)**


**Deputy Inspector General of Police,
Mardan Region-I Mardan.
(Respondent No. 1)**


**District Police Officer, Swabi.
(Respondent No. 2)**

A

1029

PW4 Statement of Gul Shad Khan HC PS Swabi District Swabi on Oath.

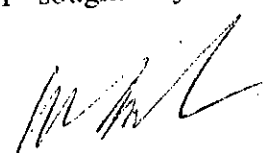
During the days of occurrence I was posted in PP Dubai Adda attached to PS Choorra. On the day of occurrence I along with Sareer Ahmed & SHO were present when in the meanwhile the complainant of the case received information about the presence of accused facing trial at Kanrey Umar Abad near Soorang Canal who was required in case FIR No.5 dated 04.01.2013 u/s ¼ Explosive Substance and in case FIR No.183 dated 04.05.2007 u/s ¼ EXP/427 of PS Choorra along with his colleague and were busy for planning of some terrorist activities. On this information we the police party rushed to the spot where the accused was arrested having a black shopping bag which was recovered from him and the accused was arrested. On examination of the shopping bag 2 handgrenades bearing No. 170/79-Y3PPM and 75-Y3PTM of dark green color, gun powder of white color weighing 400 grams, safety fuse, detonator and ball bearings were lying in the said shopping bag. The complainant recovered these articles and prepared recovery memo EX PW4/1 in our presence and formally arrested the accused along with the above mentioned articles. He also drafted the murasila and sent the same to PS for registration of the case. Today I have seen the recovery memo which correctly bears my signature and the signature of PW Sareer Ahmed. My statement in this respect was also recorded by the IO u/s 161 Cr.PC. The case property has already been exhibited as EX P-1 to EX P-6.

XX The accused facing trial was not arrested in my presence and the above mentioned articles have not been recovered in my presence. The accused was arrested some 15-16 days prior to the occurrence. (At this stage the learned PP requested to declare the PW as hostile as he is giving concessions to the defence counsel intentionally). My signature was obtained on a blank paper as he was my high up and I could not refuse. The signature of PW Sareer Ahmed was also obtained on a blank paper.

(Statement to be continued as the controversy of declaration of the witness as hostile is to be determined after hearing both the parties. Learned PP sought adjournment for substantiating his submission referred to above).

RO & AC

Dated: 26.11.2014


Judge, Anti-Terrorism Court Mardan

26/11/14
Anti-Terrorism Court
Mardan

B

(24)

CHARGE SHEET

Whereas I am satisfied that formal enquiry as contemplated by Khyber Pakhtunkhwa Police Rules 1975 is necessary and expedient.

And whereas I am of the view that the allegations if established would call for Major/Minor penalty as defined in Rules 4(b) a & b of the aforesaid Rules.

Now therefore as required by Rules 6(1) of the aforesaid Rules I **Sajjad Khan, PSP**, District Police Officer, Swabi charge you **HC Gul shad No.1902** on the basis of statement of allegations attached to this charge sheet.

In case your reply is not received within seven days without sufficient cause it will be presumed that you have no defence to offer and exparte action will be taken against you.



District Police Officer,
Swabi.


B/1

(23)

SUMMARY OF ALLEGATION.

It is alleged that **HC Gul shad No. 1902**, who was eye witness to recovery memo: in case FIR No.252 dated 12.06.2014 u/s 5 EXP: Subs: Act/7 ATA PS choora, as in his presence SHO Choora had recovered 02 Hand grenades and other Explosive materials from accused Zia-ud-Din alias Mula, has given statement in the honourable Judge ATC Mardan in favour of accused to extend benefit to accused, which is highly against the discipline and amounts to gross mis-conduct. Hence statement of allegations.

Mr. **Arbab Shafi-ullah, DSP, Razzar** is appointed to conduct proper departmental enquiry against him.


District Police Officer,
Swabi.

No. 241 /CC/PA

Dated 10/12/2014.

(C) 20

OFFICE OF THE SUB DIVISIONAL POLICE OFFICER, RAZZAR CIRCLE
KERNAL SHER KELLI, SWABI (TEL. PHONE NO. 0938 312-777)

To:

The District Police Officer,
Swabi.

No: 73

/S. Dated Razzar the 02 / 02 / 2015

Subject:

DEPARTMENTAL ENQUIRY AGAINST HC GULSHAD NO. 1902

Memo:

In compliance with your office letter No. 241/CC/PA, dated 10.12.2014 on the subject noted above.

SUMMARY OF ALLEGATION:

My inquiry report shall dispose of the inquiry proceedings initiated against the HC Gulshad No. 1902 (hereinafter called the delinquent official).

The allegation against the delinquent official, as per the summary of allegations issued to him, are that he has given statement favorable to the accused namely Zia Ud-Din alias Mula, facing trial in case U/Ss 5 Exp Sub Act /7ATA vide FIR No. 252 dated 12.06.2014 P.S Choor, District Mardan. The delinquent official was witness to the recovery proceedings of two hand grenades and other explosive material in the said case.

Facts leading to the departmental action against the delinquent official, in brief, are that Muhammad Kashif Khan ASI of P.S Choor recovered two hand grenades and other explosive substances consisting of safety fuse detonator, pellets and explosive materials weighing 400 grams. The recovered explosive substances were taken into possession by the said ASI through recovery memo. The delinquent official being a member of the police raiding party and witness to the recovery proceedings was made marginal witness to the recovery memo by taking his signatures on it i.e the recovery memo.

Upon the completion of investigation in the case the name of the delinquent official was cited in the challaned form as prosecution witness (PW).

During trial in the case before the Anti-terrorism Court, Mardan, the delinquent official appeared in the dock as PW in the case. He made his examination-in-chief on oath and affirmed the factum of the recovery of the above stated explosive substances in his presence. But when he was turned towards the defense counsel for cross examination, he made a total resile from his previous statement by categorically negating the prosecution stance regarding police raid and recovery of the explosive substances being made in his presence. Even the delinquent official went extra mile in making the concession

to the accused by deposing that accused had been arrested some 15/16 days prior to the occurrence.

On the basis of his hostile attitude towards the prosecution case, the delinquent official was declared hostile by the court and the opportunity of re-examination in respect of him was afforded to the learned Public Prosecutor who re-examined him. But even in the course of re-examination the delinquent official remained adamant to his statement recorded under cross examination and showed no mercy towards the prosecution case.

On the complaint of District Police Officer, Mardan vide memo No. 241 dated: 10-12-2014 and SP investigation vide his memo No: 5590 dated 28-11-2014 the worthy Deputy Inspector General of Police, Mardan Region-I, Mardan, vide his memo No 2664/PA dated: 05-12-2014 directed the District Police Officer, Swabi, for taking disciplinary action against the delinquent official. The District Police Officer, Swabi, issued charge sheet and summary of allegations to the delinquent official. The undersigned was appointed inquiry officer in the matter. Hence this inquiry.

PROCEEDINGS:-

During the course of inquiry all the concerned official namely Muhammad Kashif ASI, Saeed Khan OII/ Investigation, PS Shehbaz Ghari, and the delinquent official were summoned and their statement were recorded. Similarly the relevant documents were placed on enquiry file.

The crux of statement of the above mentioned two officials namely Muhammad Kashif ASI and Inspector Saeed Khan are that both the official affirmed their previous versions regarding the occurrence as available on the record in the shape of investigation in the case as well as the deposition before the trial court and fully supported the prosecution case.

In his statement recorded during the enquiry, the delinquent official showed no remorse over his misconduct instead he remained so blunt that even did not spare the ASI by telling that the ASI did all those to secure out of turn promotion as a reward. The record shows first he gave statement on oath wherein he fully supported the prosecution case but after words during the cross examination extended favor to the accused.

FINDINGS:

The contention of the delinquent official that he did all those because he would not falsely depose in favor of prosecution is of no avail because if he knew the intended evidence to be false, he at the first instance should have brought the same into the notice of the high ups or at least he should have refused to enter the dock for evidence in the case.

C/2

Q

The mode and manner in which he has attempted to extricate the accused from the grip of law and the way he attempted to destroy the prosecution case clearly suggest that delinquent official was hands in gloves with the accused which amount to the gravest misconduct on the part of the delinquent official. Needless to mention here that retention of such like person in service is prejudicial to the interest of the Police force.

RECOMMENDATION:

In the light of fore going findings, I, Arbab Shafi Ullah, SDPO Razzar, Enquiry Officer, has found the delinquent official **HC GULSHAD** No. 1902 and hereby recommended him for **major punishment** provided under the Police Rules, 1975.

Submitted please.

Encl: (44 Pages)



ARBAB SHAFI ULLAH, DSP
Sub Divisional Police Officer,
Circle Razzar, Kernal Sher Kelli.

DA

1/11/75



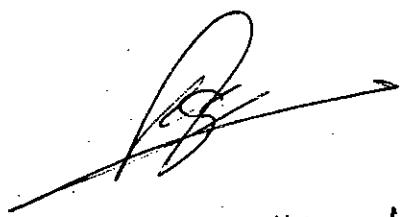
DPO Swabi
2/2

2

میں نے دوران دریافت بیان کیا کہ عباد الدین عرفاً ملک سکندریہ اور

ضلع منورہ گریڈنگ شدہ بحوالہ مقدمہ عدالت نمبر ۵۵۷ مورخہ ۱۲-۶-۱۹۶۲ نمبر 5EXP
تھانہ چوہہ چوکی SMO ملحقہ برآمد شدہ دو عدد ہینڈ گرنینڈ اور دھماکہ خیز
مواد میں فرد گوہر رضا، دوران شہادت بعد اکت عبادت ATC منورہ میں اپنی
شہادت سے چوہہ چوکی ناگوار وضوئیات سے انکاری ہوا۔ حقیقت یہ ہے
اس دن کانسٹیب آئی آر جارج چوکی دوہا اڈہ نے ملزم مذکورہ کے قبضے سے سری
مورگی میں ایسی کوئی غیر قانونی شے برآمد نہیں کی تھی۔ اور نہ ہی فرد مذکورہ
میری موجودگی میں نے سرپٹ کی تھی۔ بلکہ سفید فائدہ پر میری دستخط کی تھی۔
اور ایسی چیزیں شہادت مقررہ بعد اکت ATC منورہ مجھے معلوم ہوا۔ کہ
ملزم مذکورہ کے قبضے سے دو عدد ہینڈ گرنینڈ اور کی دنگر دھماکہ خیز
مواد ان کے قبضے سے برآمد کرنا غیر ممکن ہے۔ چونکہ بلکہ خلاف امان
عملیہ معلوم ہو کر چوہہ چوکی PP عبادت ATC کوٹ منورہ ملزم دنگر رضا
وکیل اپنی شہادت سے صاف انکاری ہوا۔ اور ایسا دوران ملزم وکیل
نے مجھے ملکہ لیکچر شہادت لینے کا بار بار زور دے رہا تھا۔ اور یہ کہتا رہا کہ
ملزم قبضے سے متعلقہ اشیاء آپ کی موجودگی میں برآمد کی گئی تھی۔ اور
دوبارہ قمران شریف پر شہادت دینے کی تلقین کر رہا تھا۔ جسے روز مختصر
فدا سے دربار میں پیش ہونگا۔ خدا کو سب جواب دہ ہونگا۔ اور ایمان کا
نفاذ ہے کہ سچے لوگوں میں کوئی مصلحت نہیں۔ اور قمران مجدد میں بھی ہے
کہ شہادت میں امان اور عقیدہ کا لحاظ رکھو۔ اور سچے شہادت نہ چھوڑو
دننا چہرے کے خاطر میں اپنا ایمان کو مٹھوں لواعت کی خبر سے زیادہ زیادہ
کرتا رہی جاتا۔ اور نہ ہی ایسا کوئی حرکت کر سکتا ہوں۔ اور حقیقت یہ

کہ ASI موصوف نے اپنی کارکردگی اور فرائض کے فطری طور پر اس
 کے لئے ASI کے لئے کرنا چاہتا تھا تاکہ مجھے ترقی مل جائے۔ یہ سب
 مجھے بتائی گئی کہ اس کی تیار کرتے ہیں مگر اس کے خلاف مقدمہ رگسٹریں
 جن کے لئے اس کے اعلان میں معلوم ہوا۔ تو میں عدالت میں اپنی شہادت
 انہی سے لے کر اس کے خلاف اس کے اصرار کی ہے کہ کاشف اس کے
 جوئی اور۔ ان کے مہر کے خلاف چھان بین کارروائی شروع کی جائے
 وہاں کو اس کے اصرار کی ہے کہ یہ اس کے انکو اس کے دفتر میں
 کارروائی داخل دفتر فرمائی جائے۔
 ایسی سہرا بیان ہے جو کہ درست اور حقیقت ہے



83444886794

گورنمنٹ
 1902

C/4

1

سوالات

س : اور دو کچھ مختصاً ساتھ لکھتے رکھوں تو کچھ ؟

ج : کاشت ASI، ضروری آمد F2، آناز خان F2، معمول گنت پر۔

س : خدمت جناب الدین نوز ولد کو کیا لکھنا لانا تھا ؟

ج : 16 دن قبل گرفتار کیا گیا تھا، مجھے مزدور علم نہیں ہے۔

س : لاکھ خدمت جناب الدین نوز کو طرہ کو جانے کو یا اس کا نام سے لکھی

شناختا۔ ؟
جی ہاں

س : لاکھ خدمت نوز کے قریب سے چند رشتہ داروں کے ساتھ میرا سیارہ

اس کا جو جو رشتہ داروں کے ساتھ تھے یا نہیں ؟
جی ہاں

س : فرد مصروف کیا پرکھا دستخط اس کے یا کسی نے لکھے ؟

جی ہاں

فرد پر دست کر کے دیتے اس پر کیا کیا گیا ؟

6

کچھ ہی سی

2

سعدیٰ خدیوہ دست کر کے کیا کیا ؟

7

اچانک کے علم پر کیا کیا

عدالت میں شہادت سے کہوں صحیفہ کو لے کر ؟
صحیفہ کیا لکھی -

8

8

تفصیلی اسپرٹو درجہ لکھنے لایا اور درجہ 161
دیا گیا - ؟

9

مجھے علم لیا گیا ہے

8

آپ کا نام صیاد الدین ہے نہ کہ کبھی دیکھا دیکھ رہے تو

سب سے کیا ہے ؟

مجھے لیا گیا -

2

بیان اذعان کرنا تھا کہ ASI ایجنڈے میں دو ہی اڈے

ح صورت 12/14⁰⁶ میں جمے دیگر نوئی پولیس کے زیر حصار خانہ SAO صاحب کے ساتھ
 گشت علاج میں موجود تھا کہ اطلاع ملی کہ بحوالہ مقدمہ کلر 55 مورخ 05/13/04
 (3/4E+P) مقدمہ کلر 183 مورخ 05/07/04 (3/4E+P/TATA) مورخ 05/07/04
 میں بطور علاج فیاض الدین عرف خٹا ولد آئین اللہ ساکن نزد ہاٹھ دوہی اڈے
 کے خانہ سے غریب آباد نزد سواتر میں جمے دیگر گشت کے ساتھیوں کے دستہ کے
 نامہ موصول بنا جس میں یہ ہے کہ موجود ہے۔ اسی اطلاع کو مدغم جان کر میں جمے
 کیپٹان سربراہ امر 3141، گلشن 1902 اور دیگر نوئی پولیس کے زیر حصار خانہ
 SAO صاحب کے ساتھ وقوع کے لیے نوئی کو تم تیار کر کے مدغم فروری 14/04/04
 حکمت عملی کے ساتھ قابو میں کرنے کے لیے ایک ٹیم تیار کی گئی جس میں جمے اور
 دیگر نوئی کے ساتھ ایک سے دو عدد کلر کے ساتھ نوئی کے ساتھ بارود
 سواتر نزد ہاٹھ (3/4E+P) تکلی سبھی بغیر ڈیوٹی میں جمے اور
 نزد ہاٹھ دوہی اڈے کو حصار خانہ کے ساتھ فیاض الدین عرف خٹا ولد آئین اللہ ساکن
 کے جس کے مقدمہ کلر 252 مورخ 06/12/04 (3/4E+P/TATA) مورخ 05/07/04
 کے ساتھ ہوا۔ مقدمہ کی تفتیش سواتر کے ایجنڈے کے ساتھ ہوا۔ اس کے ساتھ
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بیان ہے۔ جو درج ہے۔
 ASI-PP. D. Adda.
 18-12-2014.
 Mob-0345-4358836.
 17681.

9/7

بیان اراں اسٹریٹجی کے تحت
سیکرٹری جنرل

کے لئے

۱۲ اگست ۲۰۱۴ء کو
ASL کے دوران اسٹریٹجی کے تحت
مقامی اداروں کے ساتھ
ملاقاتوں کے ذریعہ
ASL کے لئے

۱۲ اگست ۲۰۱۴ء کو
ASL کے لئے
ملاقاتوں کے ذریعہ
مقامی اداروں کے ساتھ
ASL کے لئے

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ASL کے لئے
ملاقاتوں کے ذریعہ
مقامی اداروں کے ساتھ
ASL کے لئے

D

19

FINAL SHOW CAUSE NOTICE.

Whereas, you HC Gul Shad No. 1902 were the eye witness of recovery memo: in case FIR No. 252 dated 12.06.2014 u/s 5 EXP: Subs: ACT/7ATA PS Chooria, as in your presence SHO Chooria had recovered 02 hand grenades and other explosive materials from accused Zia-ud-Din alias Mula, gave statement before honourable Judge ATC Mardan in favour of the accused to extend benefit to the accused, which is highly against the discipline and amounts to gross mis-conduct.

In this connection you were charge sheeted and served with summary of allegation and **DSP, Razzar** was appointed to conduct proper departmental enquiry. The enquiry officer held enquiry and submitted his findings, wherein, he held you **HC Gul Shad No. 1902** guilty for the mis-conduct.

Therefore, it is proposed to impose Major/Minor penalty including dismissal as envisaged under Rules 4(b) of the Khyber Pakhtunkhwa Police Rules 1975.

Hence I **Sajjad Khan, PSP**, District Police Officer, Swabi in exercise of power vested in me under Rules 5(3) of the Khyber Pakhtunkhwa Police Rules 1975 call upon you to show cause finally as to why the proposed punishment should not be awarded to you.

Your reply should reach to the office of the undersigned within seven days of the receipt of this notice failing which it will be presumed that you have no explanation to make.

You are also at liberty to appear for personal hearing before the undersigned.

Date: 03.02.2015

District Police Officer,
Swabi.

Handwritten signature

received.

09-2-2015

D/1

17

FINAL SHOW CAUSE NOTICE.

Whereas, you HC Gul Shad No. 1902 were the eye witness of recovery memo: in case FIR No. 252 dated 12.06.2014 u/s 5 EXP: Subs: ACT/7ATA PS Chooria, as in your presence SHO Chooria had recovered 02 hand grenades and other explosive materials from accused Zia-ud-Din alias Mula, gave statement before honourable Judge ATC Mardan in favour of the accused to extend benefit to the accused, which is highly against the discipline and amounts to gross mis-conduct.

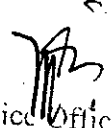
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You are also at liberty to appear for personal hearing before the undersigned.


District Police Officer,
Swabi.

Date: 03.02.2015

Sir,

Reply of defaulter is attached
herewith for file perusal & records, pls


16/2/15

w/ DPO Swabi

OK
9

ذرائع جانجہ پراسرار بیان 29 جولائی 2015ء
1118/33/1902-2

جو الہ مشمولہ شوکار نوٹس جاریہ از دفتر جناب P.D.P. ب
 حوالہ معروضہ فرماتے ہیں کہ حوالہ مقدمہ نمبر 252 اور 253/16 فرم
 SEX و ZATA تقاضا چورہ جو کہ ملزم ضیاء الدین عرف ملا علی و بی ادہ
 سے برآمدہ 2 محدود ضیاء زینت اور دھماکہ فتنہ مواد پروتے
 فرد قرضہ پولیس اور مجھے گواہ فرد شوکار نوٹس لبرالت ATC
 مردان سے میرے نام لیکن موصول ہو کر میں مقررہ تاریخ پر ATC مردان
 جا کر مجھے معلوم ہوا کہ کاشف خان Azzi جو کہ ڈوی آڈہ ہے جو
 مع سفیر کاغذ پر موجود رکھا گیا تھا جو بعد میں مقدمہ معراج فرد
 میں شامل کیا گیا چونکہ میرے موجودگی میں ملزم مذکورہ بالائے قریب
 سے کسی قسم کی غیر قانونی شے برآمد نہیں کیا گیا میں قرا کو حافظ
 جانے ہوئے افراد کے ناموں کہ میں اس شہادت کے بارے میں
 حقیقت بتاؤنگا۔ میرا ملزم ضیاء الدین سے کوئی واسطہ نہیں
 ہے اور نہ میرا کاشف خان Azzi جو کہ ڈوی مع کوئی ہے
 میں نے ATC کورٹ مردان میں دوران شہادت فرد گواہ
 سے لاعلمی ظاہر کی ہے جو وقت پر میں ہے مجملہ خالان
 دو واقعہ میرے لاعلمی کی وجہ سے رونما ہو چکا ہے۔ آڈہ میں
 کسی کو سفیر کاغذ پر دستخط نہیں کرونگا۔ میں نے گناہ ہوں
 معافی دی جائے۔

اسنو کار نوٹس بغیر کسی کاروائی کے داخل دفتر
 فرمائے جائے۔ پس صبر بیان ہے جو حقیقت ہے۔
 گل شہلا نمبر 1902/303/11/11
 HC

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CHARGE SHEET

Whereas I am satisfied that formal enquiry as contemplated by Khyber Pakhtunkhwa Police Rules 1975 is necessary and expedient.

And whereas I am of the view that the allegations if established would call for Major/Minor penalty as defined in Rules 4(b) a & b of the aforesaid Rules.

Now therefore as required by Rules 6(1) of the aforesaid Rules I **Sajjad Khan, PSP**, District Police Officer, Swabi charge you HC Gul Shad No. 1902 on the basis of statement of allegations attached to this charge sheet.

In case your reply is not received within seven days without sufficient cause it will be presumed that you have no defence to offer and exparte action will be taken against you.


District Police Officer,
Swabi.

میں نے اس کی کارروائی اور یہ سب کچھ

E/1

(8)

SUMMARY OF ALLEGATION.

It is alleged that HC Gul Shad No.1902, while posted to PP Pabeni, reportedly indulged himself in serious immoral activities bringing bad name to the department, which is highly against the discipline and amounts to gross mis-conduct, hence Statement of allegations.

Mr. Arbab Shafi ullah DSP, Razzar is appointed to conduct proper departmental enquiry against him.



District Police Officer,
Swabi.

No. 14 /CC/PA,
Dated. 30/01/2015

کپی میں کئی سبب لکریں اور یہاں لکھیں
XPTOX



OFFICE OF THE SUB DIVISIONAL POLICE OFFICER, RAZZAR CIRCLE
KERNAL SHER-KELLI, SWABI (TEL PHONE NO. 0938 312-777)

F

To:

The District Police Officer,
Swabi.

No. 137

/s, dated Razzar the 02/03/2015.

Subject:

DEPARTMENTAL ENQUIRY AGAINST HC GULSHAD ALI NO. 1902, PP PABAINI PRESENTLY PP JEHANGIRA.

Memo:

In compliance with your office letter No. 14/CC/PA, dated 30.01.2015 on the subject noted above.

SUMMARY OF ALLEGATION:

This is an enquiry against HC Gulshad Ali No. 1902, while posted to PP Pabaini, reported indulged himself in serious immoral activities bringing bad name to the department, which is highly against the discipline and amount to gross misconduct. The DPO Swabi issued him a charge sheet and summary of allegations and the undersigned was appointed an enquiry officer to conduct proper departmental enquiry against the delinquent HC.

PROCEEDINGS:

HC Gulshad No. 1902 was called in the office and his statement was recorded. According to his statement, he was posted to PP Pabaini where he has performed his duty very well. After which, he was transferred to PS Tordher and it was learnt that enquiry has been initiated against him in the office of SDPO Razzar regarding talking with an unknown woman on cell phone. He stated that he has not talked with any woman nor recorded her voice call. He further stated that he has no knowledge regarding the voice record of his own with a woman and he has spent six months at PP Pabaini and has performed his duty very well. He requested for filing the enquiry against him without any action.

While carrying out the enquiry, the alleged woman was traced out at village Pabaini and contacted her to attend this office alongwith her family members for translucent outcomes. The woman named Mst: Zakeya wife of Maqsood Ali attended the office alongwith her father namely Sherin Zaman S/o Shah Nawaz Khan and paternal uncle Sahib Zada residents of village Pabaini wherein she recorded her statements before the undersigned and stated in her statement that Police Hawaldar Gulshad annoyed her while throwing pebbles at her house and also shouted for taking her concentration towards him

Handwritten Urdu text: *مست: زکیہ بی بی، اور ان کے خاندان کے ساتھ...*

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in order to trap her for intercourse. He also stated that her house was situated very near to the Chawki due to which Gulshad and his friend introduced as Bakhtawar with her, could easily and forcibly entered in her house, while her husband used to go for livelihood to Gadoon Amazai and left the house on the mercy of Police. She further stated that Gulshad Ali and Bakhtawar entertained intercourse with her and black mailed her in the vicinity. On grave annoyance of both the Police officials, she narrated the entire story to her father and other family members. Due frailty and respect of the rituals, she could not openly resist to them and endured the tortures. The Policemen lurked her house and violated her dignity before the rustics in the vicinity of village Pabaini. The Policemen also threatened her if she opened the bondage of their relations with her. She, while recording her statement, requested for proper legal action against the Policemen and also requested to register proper cases against them at the PS.

While narrating and recording her statement, the elders favored her statement with the similar request for the registration of proper case against the Policemen i.e. HC Gulshad and FC Bakhtawar in order to redress the grievances of them. Their signatures were also obtained on a separate page in shape of favor statements of Mst: Zakeya.

Keeping in view the very contents of this enquiry, the SD Card in which 58 minutes recording were made by HC Gul Shad from a woman, herein after known, as Mst: Zakeya. The recording shows great concern over HC Gulshad No. 1902, which spoiled the manners and attitudes and ill talked with that woman. The delinquent HC confessed his guilty in living talking of his very voice with her, while he has also taken names of other Police officer/officials with whom he has performed duty for more than six months. The dialogue stands firm for his accusedship and guilty nature, who without any fears, deliberately recorded his voice call and brought bad name for the department. The identification parade, in this regard, was also made from him and ascertained the voice recording of the alleged HC with a woman (Mst: Zakeya).

The transparent and impartial enquiry report covers the whole spheres of his service record and past history, while having talking with a woman in such a critical manners. The delinquent HC Gulshad has no ethics and deliberately indulged himself in such immoral activities which tapped block spot on forehead of the department whereas the Police might have provide safety and security to the commons without any care of class and colors. The delinquent HC has blown up the image of his rank as well as partially of the department. The most remarkable point, the delinquent HC has been transferred from District Mardan to District Swabi on complaint due to his ill behavior and low rank of morality and ethics, yet he failed to improve his good behavior in lieu of repeating the same act as he has done in his parent District. He has no room in this department and spells out that he must be sent home in order to keep clean the esteemed department from such goons and missed nuts.

Continuing the process of enquiry, a valiant, an independent and eye witness constable Munir Ali Belt No. 1281/FC was also approached for ascertaining the occurrence as he has served at PP Pabaini with the delinquent HC Gulshad Ali. He stated

کیس میں جو میں نے لکھی اور یہ ہے

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that HC Gulshad Ali has remained in close with touch with Mst: Zakeya and he has also witnessed his trips to her house alongwith SPF contingent namely Saeed Iqbal, who later on dismissed from the service in the same allegations. According to his statement, the delinquent HC Gulshad, knowingly and deliberately, maintained illicit relations with Mst: Zakeya and he was frequently prohibited by SI Malak Sher Khan I/C PP Pabaini, but he has ignored the directions and did follow his own will and accord, due to which the locals also came to PP Pabaini for reporting against HC Gulshad and SPF Saeed Iqbal. The said Constable contacted her for leading to the office of SDPO Razzar and also informed her family members regarding the misbehavior of HC Gulshad. Statement of the said constable is attached herewith.

The delinquent HC Gulshad, while received on transfer from District Police Mardan to this District, could not improve his rude and rough behavior and remained in the same position as he has done at his parent District. He has not learnt from his past and still followed the same way in gratis. The SD Card shows the facts and realities, which is attached herewith the enquiry contents for cogent evidence.

FINDINGS:

During the course enquiry, it was transpired that the delinquent HC Gulshad No. 1902 without any fear and care debilitated the image of the esteemed department and maintained illicit relations with a woman (Mst: Zakeya) in gratis, regarding whom he has recorded 58 minutes of voice recording with her and blew up the limits of ethics without considering his/her future. The SD Card is attached for the perusal of enquiry contents. The following remarkable points are rooted out: -

- The delinquent HC Gulshad No. 1902 made 58 minutes of voice recording from her in which he has crossed all the limits and proved his guilt. The SD Card is attached herewith.
- While recording his/her voice chat, the delinquent HC Gulshad confessed his accusedship in documented print which is a cogent evidence for his punishment.
- The woman, with whom he was talking, was then known as Mst: Zakeya of village Pabaini, living at the distance of about 50/55 yards away from PP Pabaini, was called to the office in person alongwith her father, paternal uncle and husband namely Maqsood Ali, who favored her statement and one Constable Munir Ali No. 1281 also narrated the same story, which is worth submitting with the enquiry contents and also is in self explanatory form.
- The alleged constable Bakhtawar belt No. 104 also confessed guilt of the HC Gulshad 1902, while serving together at PP Pabaini and he has also observed the forcibly entrance of the said HC at the house of Mst: Zakeya, and according to his statement, the said HC introduced SPF Saeed Iqbal to her on his name (Bakhtawar).
- The locals of village Pabaini also confessed the illicit relations of HC Gulshad with Mst: Zakeya regarding which they have complained at the PP.
- The delinquent HC Gulshad 1902, while transferred from District Mardan to District Swabi, failed to prove his innocence and once again, indulged himself in such immoral activities, which has no place in our Islamic society and his accusedship

کے لیے جس کی میں نے رپورٹ کی ہے، اس کے لیے

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stood on his own feet due to his voice recording with a woman (Mst: Zakeya) for about 58 minutes in which he has crossed all the limits of ethics without any fears, cares and losses. Hence, his act needs rectification while providing him severe punishment and also to sustain the very image of this esteemed department in which serving equals to ever last worship.

- While keeping in view, the true spirit of justice, the process of enquiry suggests that the delinquent HC Gulshad Belt No. 1902 must be dealt under the relevant sections of law and proper case may also be registered against him at PS Swabi.

RECOMMENDATION:

In the light of fore going findings I, Arbab Shafi Ullah, SDPO Razzar, Enquiry Officer, has found guilty the delinquent official HC GULSHAD No. 1902 and hereby strongly recommended him for **major punishment** provided under the Police Rules, 1975 and proper case under the relevant sections of law may also be registered against him at PS Swabi.


Submitted please.

Enclosed: (14-Pages)


Sub Divisional Police Officer,
Razzar Circle, Kernal Sher Kelli.

DA

Issue PSCN


DPO, Swabi
2/3/15

یہ سب کچھ میں نے کاربندی اور سہماں

XPTOX

دوروں پہلے کہ بدورن دریافت بیان کیا کہ میں جوگی باہنسی میں ڈلوگا کرانچا
 رہا تھا۔ میرا تبادلہ تھا نہ تو رہا ہوا۔ بعد میں معلوم ہوا کہ تمہاری انکواری
 جناب DSP طرفا ترقی صاحب سے باہنسی ہے۔ وہاں معلوم ہوا کہ تم نے موریاں
 پر کسی عورت سے ساتھ باہنسی کی ہے۔ لہذا اس سے ہالوں اور اسے مالقہ
 ریٹائرنگ کی ہے۔ مجھے معلوم نہیں ہے۔ نہ میں نے کسی عورت سے باہنسی
 اور نہ مجھے کچھ پتہ ہے۔ میں نے تقریباً چھ ماہ جوگی باہنسی میں ڈلوگا
 طرف سے کیا ہے۔ وہاں پر میرے کوئی ایسا فرکٹ نہیں ہے کہ جو لوہے پر ذرا لکھے
 اور نہ کر سکتا ہوں۔ استدعا کی جاتی ہے کہ سائل کے طرف کوئی
 مذکورہ جانے۔ بہر حال بیان ہے۔

گل شاد ۱۹۵۲

[Handwritten signature]

یہ میں کچھ نہیں کر سکتی۔ اور تمہارا

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بیان اراں سماز کسم ازوم شهور سده یاسینی خدیجیا

نے بدو اراں دریاوت بیانی - کم کولس خوالد گل سبادام
 کھتاہ جویم و کجا یاسینی سن ڈوکیا سر ایام دے دے کو
 ہر وقت نازیا اراں دیا رتے تے - اراں کورس کتلیاں
 کھستے تے - جویم سر کفر، و کجا یاسینی سے بدو خ ماہد
 برداج ہے - اسلے جو دروں تھے جو وقت بہت سنگ
 سارے تے - اراں ساراں تے دوار بر کھڑے کورس داخل
 تے - اراں مہر کجا و ڈو بتایا کرتے تے - جس تا نوسر تھے بدنام
 کرنا اراں عدتے میں بہا میل کر دانا تھا - ایوں نے زبردستی سے
 مہر کورس داخل تے اراں مہر ساکو زناد و ام کجا - چونکہ
 مہر خاتون ام شہور گدرن انا زے جس وقت و مہر کجا کرتے
 اسلے وہ اکثر اوقات کفر میں تے - اراں مہر کورس ہی
 گلستا خوالد اراں کھتاہ زور زبردستی سے مہر کورس داخل
 تے - اراں مہر کجا ساکو زناد و ام کجا کرتے تے - اراں
 تہاں اکثر ایسی دالہ، حجار، خاتون کرم سارہ صہبہ
 سادریا - میں کورس اراں کورس مہر کورس ہی اسلے
 کچھ میں کجا کرتے تے - اراں کورس کورس
 کچھ میں کچھ میں کجا کرتے تے - اراں مہر کورس ہی

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کارت سٹیجی ہے۔ اور حوالہ دل سٹارڈ حجی سا پانک (عملیاتی) دین
 اہل الرحمہ نے لکھا یہ راز انہما کر رہا۔ تو میں اس کو
 جان سے مار دوں گا۔ اور اس طرح اپنے ساتھ لائے
کھانا پانی رکھا ہی لکھا کچھ لکھا کرتا تھا۔

CALL to office

میں خوف میں طرز رویوں۔ اور پولیس اسٹیشن
 سے انصاف کیا درخواست اور انعامس گرتی ہیں۔
 اور یہ لکھی انعامس گرتی ہیں کہ انعامس حدوں میں
 کے حد سے سہ سے سہ تر میں کاروائی کرے۔
 حج انصاف اور عزت دیوانی جائے جسے تار لکھتے
 دعا تو سوئی۔

یہاں میں اس میں ہے حج سے تار لکھتے

-R-



الف
 مسلمان زکات سے زیادہ فقیر
 سہ یا سہی۔

والدین سہی : 16202-0885645-3
 کارڈ نمبر

F/7

عائشہ زکریا صاحبہ

برحالف

عجم صاحبہ ذیل اس خبر پر اگلا رد سے ساری زبان
 صاحبہ زکریا صاحبہ تصور کیے جاسی تھے سبحان
 برحالف تاہم ذکر کرتے ہیں اور جو کچھ انہوں نے کیا وہ
 ناکما - نصیحت برسی ہے جسکی عجم
 برحالف تاہم ذکر کرتے ہیں -
 عجم صاحبہ تاہم بیان ہے جو کہ دست اور نصیحت
 برسی ہے -

① سیرت زمان ولد شاہ نواز صاحبہ زکریا - "والوصیٰ زکریا"

عجم
سیرت زمان، والد صاحبہ زکریا

② صاحبہ زکریا ولد شاہ نواز صاحبہ زکریا - "عجمہ زکریا"

عجم
صاحبہ زکریا

عجم
عجمہ زکریا ولد لطف الرحمٰن زکریا
عجمہ زکریا

(1)

بیان اوزان گائیں میرا محمد 1281

(14)

پروان بیان دریافت کیا کہ میں نے چوٹی یا بیسی
 میں باچار صہید گزارے میں نے اس وقت میں
 معلوم ہوا کہ یہاں اس چوٹی کے بارے میں لوگوں
 پر منگوٹیا کراہے ہیں پولیس کے خلاف تو میں
 نے اپنے اٹھارے چوٹی بتا دیا تو اس نے چوٹی کے
 سارے عدے کو اکٹھا کر کے سب کو ضمیر دار کر دیا
 کہ ان اگر کسی کے بارے میں غلط بات موہل
 ہوئی تو میں افسران بالا کے نوٹس میں لاؤں
 پھر چند دن بعد گل شاد نے سعد اقبال کو کہا کہ

تم ہی میان ہی صہید زکیم کے گورنر جاؤ اور اس
 کام فقال درر سعد اقبال کے اس وقت رات
 کے 12 بجے تادی ڈیوٹی تھی۔ دن ڈیوٹی چھوڑ کر وہاں
 گیا اور صہید کے بعد اس کے بچے جو والدین شاد
 ہوئے۔ اس دوران میں صہید سے بہتر ہوا
 تو سوچا کہ دو دنوں میں لے لے لے۔ صہید
 فوراً اٹھا رہے جوئی ملک سیرخان ایک کو خون ریسار
 صہید سلیمان۔ جو دن میں اجابت دہی اسے کرا

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ان دونوں کو جو کسی میں عدم موجودگی دیکر، ان کے
 گناہوں سے گناہوں کو فراموش کرنا اور ان کے
 بارے میں کوئی فکر نہ کرنا۔ تو والد فلسطیہ کے لئے کیا وہ کب
 سے صاحب کے لئے گناہ ہے۔ ایسی ہے وہاں اور
 اور کوئی نہیں بھیر کر، وہ وہاں سے جمع سے نکل
 کر جو کسی میں ان، ایسی ہے وہاں سے سعد ایسا سے
 کوئی نہیں گناہ ہے۔ مگر وہ گناہ سے گناہوں سے
 اور ایسی ہے وہاں سے ان دونوں کو کیا، صبح
 مان کر لے کر، تو صبح ہوئے سعد ایسا کو
 لے کر، اور ان کے لئے، اور ان کے لئے، اور ان کے لئے
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ا
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 او

فوتی ہزارہ نے بتایا ہے۔ اسی وقت ایک ایک ملک عبارت اور تواریخ

کا نام ہے۔ میں ان کے ان حرکات و سکنات پر

انتہائی متوجہ رہتا ہوں تاکہ ان کی ترقی و ترقی

میں بہت ترقی آئے اور ان کے لئے نوریں منور

کریں تاکہ ان کی ترقی ہو سکے۔ ان کو ترقی دینا ہے

میں بہت ترقی ہے۔ ان کے لئے فرض اور فرائض اعلیٰ

سمجھنا ہے اس لئے دینی اداروں اور

اسٹریٹجی سے اس کے متعلقہ اداروں کے حوالہ دینا ہے تاکہ

اس حکم سے نفع حاصل ہو سکے۔ ان کے لئے کوئی اور

انڈیا کے لئے ہے۔ ان کے لئے کوئی اور

لی ہے۔ ان کے لئے ہے۔ ان کے لئے ہے۔

1281
PC

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FINAL SHOW CAUSE NOTICE.

Whereas, you Head Constable Gul Shad No. 1902, while posted to PP Pabeni, reportedly indulged yourself in serious immoral activities bringing bad name to the department, which is highly against the discipline and amounts to gross mis-conduct.


In this connection you were charge sheeted and served with summary of allegation and **DSP, Razzar** was appointed to conduct proper departmental enquiry. The enquiry officer held enquiry and submitted his findings, wherein, he held you Head Constable Gul Shad No. 1902 guilty for the mis-conduct.

Therefore, it is proposed to impose Major/Minor penalty including dismissal as envisaged under Rules 4(b) of the Khyber Pakhtunkhwa Police Rules 1975.


Hence I **Sajjad Khan, PSP**, District Police Officer, Swabi in exercise of power vested in me under Rules 5(3) of the Khyber Pakhtunkhwa Police Rules 1975 call upon you to show cause finally as to why the proposed punishment should not be awarded to you.

Your reply should reach to the office of the undersigned within seven days of the receipt of this notice failing which it will be presumed that you have no explanation to offer.

You are also at liberty to appear for personal hearing before the undersigned.


District Police Officer,
Swabi.

Date:06.03.2015


06-03-015



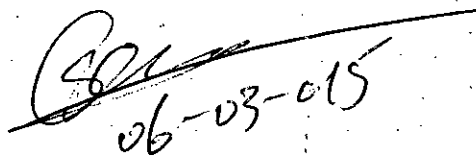
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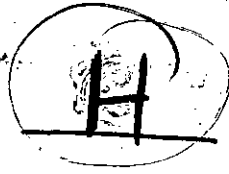
جناب عالی

حوالہ فائل سٹوفاژ لوشی عمارت جناب دہلوی صاحب مولوی
بصرہ کی خدمت میں کہ میرا ویسی بیانا ہے جو میں نے اللوالتی
اصر کو دیا ہے جو کہ درست ہے۔ کیا یہ قصور ہوں۔

استدعا ہے کہ میرا فائل سٹوفاژ لوشی عینبر سنی عمارت
سے داخل دفتر فرمائی جائے۔

میل سٹاد
1952


06-03-52



OFFICE OF THE DISTRICT POLICE OFFICER, SWABI.

ORDER.

It is alleged that Head Constable Gul Shad No.1902, while posted to PP Pabeni indulged himself in serious immoral activities bringing bad name to the department, which is highly against the discipline and amounts to gross mis-conduct.

Therefore, he was served with charge sheet and summary of allegations and DSP, Razzar was appointed as Enquiry Officer. The Officer conducted proper departmental enquiry and recorded statements of all concerned. The Officer submitted his findings wherein he found him guilty for the mis-conduct and recommended him for Major punishment and registration of criminal case against him under the relevant sections of law. The undersigned perused the enquiry papers, findings and by agreeing with the Enquiry Officer issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received, perused and was found unsatisfactory.

Besides above HC Gul Shad No.1902 was the eye witness of recovery memo: in case FIR No.252 dated 12.6.2014 U/S 5 Exp. Sub. Act/7 ATA Police Station Chooria District Mardan as in his presence SHO P.S Chooria had recovered 2 hand grenades and other explosive materials from accused Zia-ud-Din alias mula, but he gave statement before honorable Judge, ATC, Mardan in favour of the accused to extend benefit to the accused, which is highly against the discipline and amounts to gross mis-conduct.

Therefore, he was served with charge sheet and summary of allegations and DSP, Razzar was appointed as Enquiry Officer. The Officer conducted proper departmental enquiry and recorded statements of all concerned. The Officer submitted his findings wherein he found him guilty for the mis-conduct and recommended him for Major punishment. The undersigned perused the enquiry papers, findings and by agreeing with the Enquiry Officer issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received, perused and was found unsatisfactory.

Therefore, I, **Sajjad Khan, PSP**, District Police Officer, Swabi, in exercise of the powers vested in me under Khyber Pakhtunkhwa Police Rules 1975, hereby Dismiss Head Constable Gul Shad No.1902 from Service with immediate effect.

O.B No. 291

Dated 6.03/2015.


(SAJJAD KHAN) PSP
District Police Officer, Swabi.

OFFICE OF THE DISTRICT POLICE OFFICER, SWABI.

No 435-357/PA, dated Swabi, the 06/03/2015.

Copies to the:-

1. DSP, Swabi. He is directed to register proper case under relevant sections of law in the light of recommendation of the E.O and earlier application submitted by the lady complainant.
2. Pay Officer.
3. Establishment Clerk.
4. Fauji Missal Clerk.
5. Official concerned.

Tested Encl 3/162