


Form-A
FORM OF ORDERSHEET

Court of _____

Case No. 573/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	16.03.2023	<p>As per direction of the Worthy Chairman the present appeal is fixed for preliminary hearing and decision on office objections before touring Single Bench at Swat on _____. Counsel for the appellant be informed accordingly.</p> <p style="text-align: right;"> REGISTRAR</p>

Respected Sir,

It is submitted that the present appeal was received on 17.01.2023 after thoroughly scrutinizing the same many deficiencies were found in it which was returned to the counsel for the appellant for completion and resubmission within 15 days which was to be resubmitted on 08-02-2023 but counsel for the appellant re-filed the same today on 03.02.2023 late by 40 days.

The appeal is submitted to your Honour under rule-7(c) of Khyber Pakhtunkhwa Service Tribunal rules 1974 for appropriate order please.

REGISTRAR 15/3/2023

Worthy Chairman

PH + 010
Handwritten signature


16/3/23

The appeal of Mr. Anwar ul Haq Constable no. 54/930 Dir Lower received today i.e. on 17.01.2023 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Copy of dismissal order is not attached with the appeal.
- 2- Copy of departmental appeal and review petition mentioned in the memo of appeal are not attached with the appeal which may be placed on it.
- 3- Page nos. 7, 8, 11, 12 and 13 of the appeal are illegible which may be replaced by legible/better one.
- 4- Annexures of the appeal are not in sequence.

No. 253 /S.T.

Dt. 19/1/23 /2023


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.


Syed Norman Ali Bukhari Adv.

Sir,

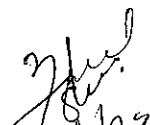
All objection (1 to 4) were removed & resubmitted.

Sir,

- (1) Objection no. 1 removed order attached
- (2) Objection no. 2 removed, Appeals attached
- (3) Objection no. 3 removed, legible copy placed by better one
- (4) objections removed.


14-3-2023

The delay may condoned for the removal the of objection no 1 & 2 is not available and obtained through RTI.


15/3/23

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Appeal No. 573 /2023


Mr. Anwar Ul Haq

V/S

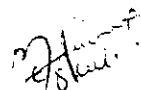
Police deptt.

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S.No.	Documents	Annexure	Page No.
1.	Memo of Appeal	-----	01-06
2.	Copy of medical Report	- A -	07-08
3.	Copy of inquiry report	- B -	09-10
4.	Copy of appellate order	- C -	11
5.	Copy of review	- D -	12
6.	Copy of 11-A order	- E -	13
7.	Copy of application	- F -	14
8.	Vakalat Nama	-----	15


APPELLANT
Anwar Ul Haq

THROUGH:


SYED NOMAN ALI BUKHARI
ADVOCATE, High Court PESHAWAR.


UZMA SYED
ADVOCATE PESHAWAR

Room No. Fr-8, 4th Floor,
Bilour Plaza, Peshawar Cantt.
Contact No. 0306.5109438

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Appeal No. 573 /2023

Mr. Anwar-ul-Haq Constable NO:54/930,
Dir Lower District.

APPELLANT

VERSUS

1. The Addl: inspector General of Police, HQrs Khyber Pakhtunkhwa, Peshawar
2. The Regional Police Officer Malakand Region, Saidu Sharif Swat.
3. The District Police Officer Dir Lower.

RESPONDENTS

.....

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL ACT, 1974 AGAINST THE APPELLATE ORDER DATED 04/11/2022 RECEIVED BY THE APPELLANT ON 18/12/2022 WHEREBY THE PENALTY OF ONE ANNUAL INCREMENT CONVERTED INTO CENSURE AND AGAINST THE PENALTY ORDER DATED 13/09/2021 WHEREIN THE INTERVENING PERIOD W.E.FROM 02.06.2021 TO 13/09/2021 WAS TREATED AS LEAVE WITHOUT PAY.

.....

PRAYER:

THAT ON ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 04/11/2022 AND 13/09/2021 MAY PLEASE BE MODIFIED TO THE EXTENT THAT INTERVENING PERIOD W.E.FROM 12/06/2021 TO 13/09/2021 FULL PAY WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY, WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT, MAY ALSO BE AWARDED IN FAVOR OF APPELLANT.

RESPECTFULLY SHEWETH:

FACTS:

1. That the appellant is serving as constable Clerk in the police department and also has a good service record throughout and unblemished service career.
2. That the wife of appellant fell ill so the absentia of the appellant was not willful but due to illness of the appellant. **Copy medical report is attached as annexure-A.**
3. That on sided inquiry was conducted wherein inquiry officer giving recommendations wherein clearly stated that the appellant report back on 07/01/2021 which means that the appellant was absent for 3 days but quite astonishingly the appellant was dismissed from service and the absentia was shown from 04/01/2021 to 12/01/2021 vide order dated 02/06/2021 without any charge sheet, personal hearing and show cause notice. Against which appellant preferred department appeal which was accepted vide order dated 13/09/2021 and appellant was reinstated in to service and penalty of dismissal from service converted into stoppage of one annual increment for one year but the intervening period was treated leave without pay without any reason. **Copy of inquiry and appellate order are attached as annexure-B & C.**
4. That thereafter, appellant filed review petition under 11-A which was again accepted and penalty of the stoppage of one annual increment for one year in to censure but intervening period left undecided without any reason vide order dated 04/11/2022 received to the appellant on 18.12.2022. **(Copy of the review petition and 11-A order is attached as Annexure-D & E).**
5. That the appellant having no other remedy and constrained to file service appeal to this Honorable Tribunal on the following grounds amongst the others.

GROUND:

- A) That the impugned appellate final order dated 04/11/2022 is against the law, facts, norms of justice and material on record, therefore, not tenable and liable to be modified to the extent of intervening period w.e.from 02.06.2021 TO 13.09.2021 may please be treated as full pay or leave with kind due.
- B) That neither the appellant was associated with neither the inquiry proceedings nor any statement of the witnesses have been recorded

in the presence of the appellant. Even a chance of cross examination was also not provided to the appellant which is a violation of norms of justice despite that the appellant was dismissed from service without any fault on his part.

- C) That appellant was re-instated in service but the intervening period treated as leave without pay which is unjust and liable to be modified.
- D) That on sided inquiry was conducted wherein inquiry officer giving recommendations wherein clearly stated that the appellant report back on 07/01/2021 which means that the appellant was absent for 3 days but quite astonishingly the appellant was dismissed from service and the absentia was shown from 04/01/2021 to 12/01/2021 vide order dated 02/06/2021 without any charge sheet, personal hearing and show cause notice. It is pertinent mentioned here that the appellant has already granted 4 days leave which was not taking into consideration before awarding major punishment. **Copy of the application is attached as annexure-F.**
- E) That the Allegation leveled against the appellant was not proved, but despite that the appellant is deprived from his salaries in fanciful manner and without law full justification.
- F) That the appellant cannot be held responsible for the lapse/irregularities committed by the department and in such case the Hon'able Supreme Court of Pakistan has held the department responsible not the appellants.
- G) That the relevant authorities restrain the appellant from performance of duty due to there improper exercise of official power, therefore, the appellant cannot be deprived from his legal right of salary
- H) That the appellant is not deprived from the back benefits for the period which they remained out of service without any fault from their side, that According to judgment of Supreme Court reported as 2007 PLC Supreme Court-184 as mentioned below:

"the salaried of civil servant would not be withheld for the intervening period when they remained out of service due to whimsical and arbitrary actions of the functionaries. Civil servant had every right to recover their arrears"


So, in the light of Supreme Court Judgment the appellant is also legally entitled for their salaries.

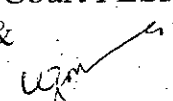
- 4
- i) That the appellant was not remained gain full employee during the period out of service and the appellant is legally entitled to pay benefits. according to judgment of Supreme Court Reported as 07 SCMR-855(b), in respect of matter of gainful employment during period remained out of service, the appellant submitted affidavit that he is not remained gainful employee during such period so the appellant is legally entitled for salaries for a such period.
- j) That the appellant seeks permission to advance others grounds and proofs at the time of hearing.

It is, therefore, most humbly prayed that the appeal of the appellant maybe accepted as prayed for.


APPELLANT
Anwar UL Haq

THROUGH:


SYED NOMAN ALI BUKHARI
ADVOCATE, High Court PESHAWAR.

&

UZMA SYED
ADVOCATE, High Court PESHAWAR

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BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2023

Anwar Ul Haq

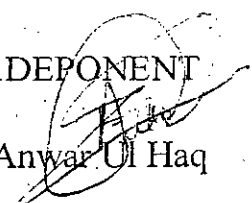
V/S

Police Deptt

AFFIDAVIT

I, Anwar Ul Haq, (Appellant) do hereby affirm that the contents of this service appeal are true and correct, and nothing has been concealed from this honorable Tribunal.

DEPONENT


Anwar Ul Haq

FINDINGS

... evidence of focal intracranial anomaly
 ... stomach bubble, both kidneys and urinary bladder are appreciated
 Placenta: Anterior with grade III maturity changes.
 Amniotic fluid is mildly to moderately reduced. AFI 2.3 - 2.5 - 4.1 - 8.9

BIOPHYSICAL PROFILE

<u>NO.</u>	<u>CRITERIA</u>	<u>SCORE</u>
	HEART RATE	2
	RESPIRATION	2
	MOVEMENTS	2
	TOE	2
	AMNIOTIC FLUID	2

IMPRESSION:

Single intra uterine active fetus of 34 weeks 03 days with cephalic presentation and BPP score of 10/10
 Normal umbilical artery Doppler
 V:R 2.2 ----- R:V 0.5 ----- P:V 0.7
 Mild to moderately reduced liquor.

[Signature]

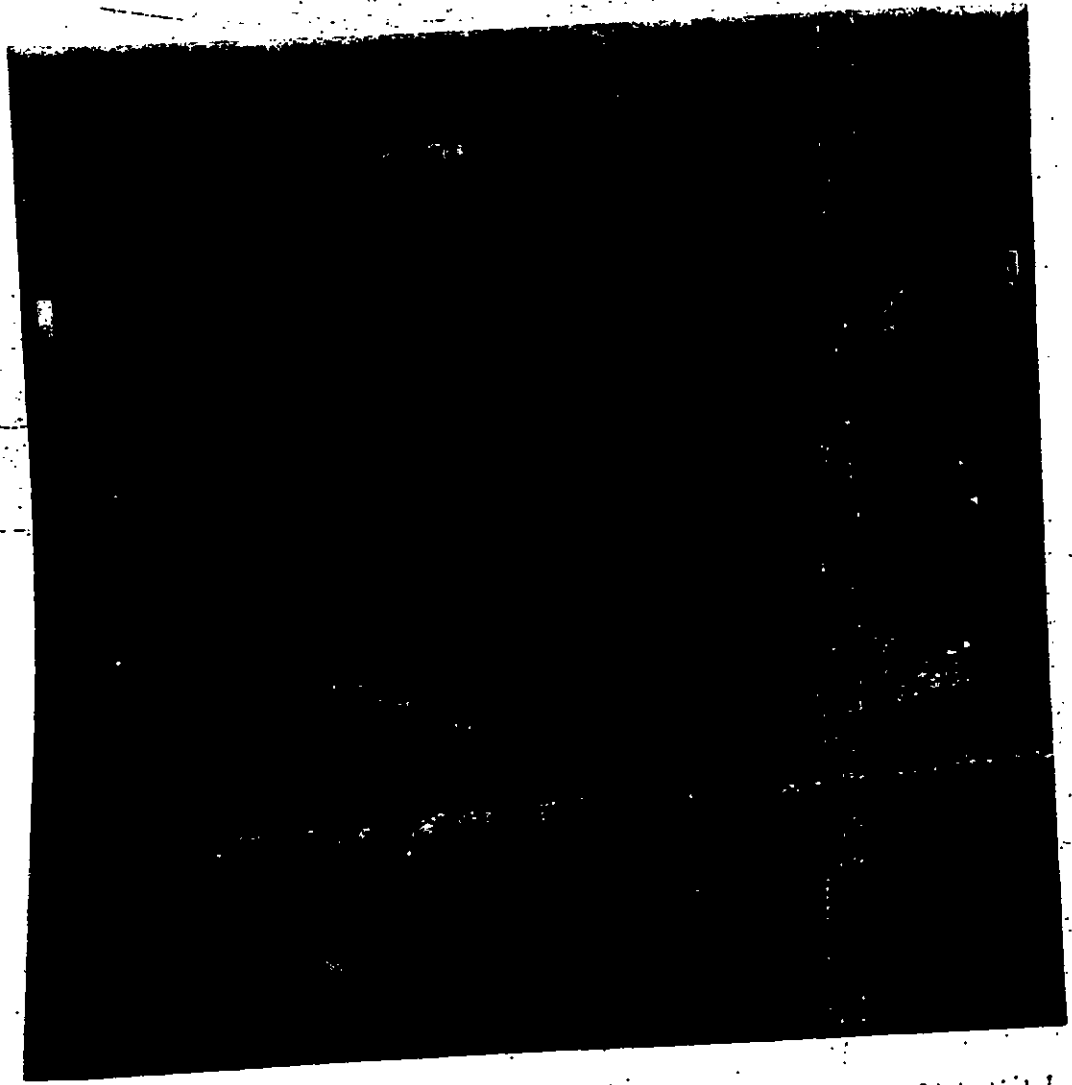
Accepted

[Signature]
DEL/HDAS

Dr. Shireen Shoaib
Sang

Medical Center 2nd Floor Room No 6 Opposite L
 Hospital Emergency Gate Peshawar. ©0332-82

8



Single intra uterine active foetus of 34 weeks 03 days with cephalic
score of 10/10.
Normal umbilical artery Doppler.
S/D Ratio: 2.2-----R: 1:0.5-----P 1:0.7
Mild to moderately reduced liquor.

Attested
[Signature]
12/11/11

فائینڈنگ رپورٹ انکوائری برخلاف انورالحق نمبر 930-

جناب عالی!

مختصر آیوں ہے کہ کنسٹیبل انورالحق نمبر 930 متعینہ جیل گارڈ تیسر گرہ مورخہ 21/01/2021 بحوالہ حکم نمبری EC/54-653 معطل کر کے پولیس لائن کلوز کر کے من ڈی کرنے کا حکم صادر فرمایا۔ کاغذات انکوائری موصول ہو کر ابتدائی انکوائری کی گئی۔

چونکہ مذکورہ کنسٹیبل انورالحق نمبر 930 جیل تیسر گرہ گارڈ میں تعینات تھا اسلئے انچارج جیل گارڈ سب پیٹر احمد خان، مدد محرم ذاکر اللہ نمبر 1803 طلب کر کے انکے بیانات لئے گئے۔ جنہوں نے اپنے بیانات میں واضح کیا کہ مذکورہ کنسٹیبل عادی غیر حاضر باش ہے۔ مورخہ 27.12.2020 کو روٹین کی مطابق شب باشی پر چھوڑا گیا تھا مورخہ 04.01.2021 واپس نہ آکر بحوالہ مدد 32 بوقت 17.00 بجہ تھانہ تیسر گرہ غیر حاضر کیا گیا۔ بعدہ مذکورہ نے اطلاع دی کہ اسکی گھر والی کی ڈیوری ہے مگر وہ پہلے سے غیر حاضر کیا گیا تھا۔ مورخہ 07.01.2021 کو اس نے آکر پھر جب جناب DPO صاحب کو پیش ہوا اور جناب نے معطل کر کے پولیس لائن کلوز کیا۔ مذید انہوں نے مذکورہ کا ایک تفصیلی ریکارڈ متعلق رخصت اتفاقیہ، رخصت کلاں اور غیر حاضری وغیرہ پیش کی۔ جس کی مطابق مذکورہ نے سال 2020 میں کل 56 یوم شب باشی، 84 یوم رخصت / رخصت کلاں اور 56 یوم غیر حاضری کی ہے۔ تفصیلاً لسٹ پیش کردہ ہمراہ لف قابل ملاحظہ ہے۔

مذید تسلی، معلومات کرتے ہوئے بمطابق ریکارڈ سروس بک، فوجی مسل ذیل نکات، کمی پیشی پائی گئی ہے۔

- ☆ بحوالہ آرڈر بک نمبر 906 مورخہ 30.05.2012 کل 22 یوم رخصت کلاں (بمطابق فوجی مثل نقل انڈکس) حاصل کیا ہے۔
- ☆ بحوالہ آرڈر بک نمبر 149 مورخہ 31.01.2012 (مورخہ 24.12.2012 تا 22.01.2013) کل 29 یوم رخصت کلاں (بمطابق نقل سروس بک) حاصل کیا ہے۔
- ☆ بحوالہ آرڈر بک نمبری 228 مورخہ 25.02.2016 (مورخہ 25.02.2016 تا 20.03.2016) کل 25 یوم رخصت کلاں (بمطابق سروس بک، فوجی مثل نقل انڈکس) حاصل کیا ہے۔
- ☆ بحوالہ آرڈر بک نمبری 976 مورخہ 24.08.2017 (مورخہ 24.08.2017 تا 09.10.2017) کل 45 یوم رخصت کلاں (بمطابق سروس بک، فوجی مثل نقل انڈکس) حاصل کیا ہے۔
- ☆ بحوالہ آرڈر بک نمبر 210 مورخہ 26.02.2020 (مورخہ 13.02.2020 تا 26.02.2020) کل 15 یوم رخصت کلاں (بمطابق نقل سروس بک) حاصل کیا ہے۔
- ☆ بحوالہ مد نمبر 30 روز نامچہ 29.02.2020 تا مد نمبر 31 روز نامچہ 14.03.2020 کل 14 یوم رخصت اتفاقیہ لیا ہے۔
- ☆ بحوالہ مد نمبر 31 روز نامچہ 14.03.2020 تا مد نمبر 26 روز نامچہ 08.04.2020 کل 25 یوم رخصت کلاں گزاری ہے۔
- ☆ بحوالہ مد نمبر 26 روز نامچہ 08.04.2020 تا مد نمبر 12 روز نامچہ 19.04.2020 کل 11 یوم غیر حاضر رہا۔
- ☆ بحوالہ مد نمبر 23 روز نامچہ 01.05.2020 تا مد نمبر 12 روز نامچہ 05.05.2020 کل 4 یوم غیر حاضر رہا۔
- ☆ بحوالہ مد نمبر 27 روز نامچہ 06.05.2020 تا مد نمبر 16 روز نامچہ 29.05.2020 کل 23 یوم غیر حاضر رہا۔



10A

OFFICE OF THE
DISTRICT POLICE OFFICER
DIR LOWER

ORDER

This order will dispose of the departmental enquiry conducted against Constable Anwar Ul Haq No.930 as per report vide DD No.32 dated 04-01-2021 of Police Station Timergara, that he while posted at Jail Guard Timergara absented himself from duty with effect from 04-01-2021 to 12-01-2021 and also remained absent from time to time total (57 days), without any leave or prior permission from his superior, which shows gross misconduct, negligence on his part & Muhammad Zaman DSP/HQrs: Dir Lower was appointed as enquiry officer to conduct preliminary enquiry against him and submit his finding report.

The enquiry officer, during the course of enquiry recorded the statements of all concerned as well as the official concerned. The enquiry officers in his finding report commended him for suitable punishment.


He was called in Orderly Room on 31-05-2021 for personal hearing and found unsatisfactory. Full opportunity was given to him to explain his position, but he failed to produce any cogent reason in his self defense nor satisfy the undersigned.

Therefore, I **CAPT @ Liaqat Ali Malik (PSP/PPM)**, District Police Officer, Dir Lower in exercise of power vested under (E & D) Rules 1975 with amendment 2014 awarded him a **Major Punishment of (Dismissal from service with immediate effect and the period of absence with effect from 04-01-2021 to 12-01-2021 is treated as leave without pay)**”.

ORDER ANNOUNCED

OB No. 573 /EB

Dated 02-06 /2021


CAPT @ LIAQAT ALI MALIK
(PSP/PPM)
District Police Officer
Dir Lower

No. 8100-2 - /EB,

Copies submitted to the: -

1. Regional Police Officer, Malakand at Saidu Sharif, Swat for favour of Information. please.
2. Pay Officer Local Office.
3. OHC Local Office

بخدمت جناب ڈی۔ آئی۔ جی۔ RPO صاحب ملاکنڈ ریجن تھری سید و شریف سوات

(درخواست ہمارا دوبارہ بحالی بحیثیت کنسٹیبل)

عنوان!

جناب عالی!

گزارش ہیکہ سائل مورخہ 24.04.2009 کو بحیثیت کنسٹیبل محکمہ پولیس ضلع دیر لور میں بھرتی ہو کر تاحال اپنی ڈیوٹی ایمانداری اور خوش اسلوبی سرانجام دے چکا ہوں۔ چونکہ سائل ضلع پشاور کا سکوتی ہے۔ مورخہ 01.01.021 کو تین یوم شب باشی پر گھر خود واقع پشاور جا کر وہاں پر گھر والی کو ڈیلیوری کا مسئلہ پیدا ہو کر بہ امر مجبوری مورخہ 04.01.021 سے غیر حاضر ہو کر مورخہ 07.01.021 کو اپنے جائے تعیناتی آ کر بوجہ نہ ملنے اجازت مورخہ 12.01.021 تک غیر حاضر چلا آ رہا تھا۔ جس پر آفسران بالا نے من سائل کے خلاف انکوائری کا حکم صادر فرما کر دوران انکوائری سابقہ غیر حاضری 57 یوم کے بناء پر آفسران بالا نے محکمہ پولیس سے درخواست کر چکا ہے۔ چونکہ سائل ضلع پشاور کے ایک غریب اور نادار خاندان سے تعلق رکھتا ہے۔ اس کے علاوہ سائل ذمہ پر پوری گھر کے اخراجات کا بوجھ بھی سوار ہے۔ آئندہ کے لئے محتاط رہونگا۔

لہذا استدعا ہیکہ سائل کو بحیثیت کنسٹیبل دوبارہ بحال کر کے سائل تاحیات دُعا گور ہے گا۔

العارض

درخواست کنندہ سابقہ کنسٹیبل انوار الحق نمبر 930 ساکن پشاور۔

OFFICE OF THE
DISTRICT POLICE OFFICER
DIR LOWER

ORDER

This order will dispose of the Department enquiry conducted against Constable Anwar Ul Haq No. 930, as per report vide DD 32 dated 04-01-2021 of Police Station Timergara, that he while posted at Jail Guard Timergara absented himself from duty with effect from 04-01-2021 to 12-01-2021 and also remained abated himself from duty total (57 days), without any leave or prior permission from his superior, which shows gross misconduct, negligence on his part & Muhammad Zaman DSP/HQrs Dir Lower was appointed as enquiry officer, to conduct preliminary enquiry him and submit his financing report.

The enquiry Officer, during the course of enquiry recorded the statements of all concerned as well as the official concerned. The enquiry officer in his findings report recommended him for suitable punishment.

He was called in Orderly Room on 31-05-2021 for personal hearing and found unsatisfactory. Full opportunity was given to him to explain his position, but he failed to produced cogent reason in his self defense nor satisfy the undersigned.

4. Therefore, I **CAPT Liaqat Ali Malik (PSP/PPM)**, District Police officer Dir Lower in exercise of power vested under (E & D) Rules 1975 with amendment 2014 “warded him a major punishment of (Dismissal from service with immediate effect and the period of absence from 04-01-2021 to 12-01-2021 is treated as leave without pay)”.

ORDER ANNOUNCED

OB No. 573/EB
Dated 02-06-2021

CAPT LIAQAT ALI MALIK
(PSP/PPM)
District Police officer Dir Lower

No. 8100-2-/EB,

Copies submitted to the:-

1. Regional Police Officer Malakand at Saidu Sharif, Swat for favour of Information, please.
2. Pay Officer Local Office.
3. OHC Local Office.

مورخہ 09.06.2020 کو 13 یوم رخصت اتفاقیہ حاصل کردہ میں سے مورخہ 15.06.2020 تا 24.06.2020 کل 9 یوم رخصت گزارا ہے۔

☆ بحوالہ مد نمبر 34 روزنامچہ 24.06.2020 تا مد نمبر 22 روزنامچہ 25.06.2020 ایک یوم غیر حاضر رہا۔

☆ مورخہ 04.07.2020 تا 10.07.2020 اسی طرح لقیہ 6 یوم رخصت بھی گزارا ہے۔

☆ بحوالہ مد نمبر 18 روزنامچہ 24.07.2020 تا مد نمبر 25 روزنامچہ 12.08.2020 کل 45 یوم رخصت کلاں میں سے 19 یوم گزار کر واپس آیا۔

☆ بحوالہ مد نمبر 34 روزنامچہ 25.08.2020 تا مد نمبر 17 روزنامچہ 27.08.2020 کل 2 یوم غیر حاضر رہا۔

☆ بحوالہ مد نمبر 30 روزنامچہ 01.10.2020 تا مد نمبر 04.10.2020 کل 3 یوم غیر حاضر رہا۔

☆ بحوالہ مد نمبر 38 روزنامچہ 21.10.2020 تا مد نمبر 24 روزنامچہ 22.10.2020 کل 1 یوم غیر حاضر رہا۔

☆ بحوالہ مد 23 روزنامچہ 07.11.2020 تا مد نمبر 20 روزنامچہ 11.11.2020 کل 4 یوم غیر حاضر رہا ہے۔

☆ بحوالہ مد نمبر 45 روزنامچہ 13.11.2020 تا 09.12.2020 پہلے سے بقایا 26 یوم رخصت کلاں گزاری۔

درج بالا رخصت کلاں، رخصت اتفاقیہ، غیر حاضر یوں کے علاوہ مورخہ 27.12.2020 کو مذکورہ شب باشی پر جا کر مورخہ

04.01.2021 کو واپس نہ آکر، رخصت 13 یوم جو اس نے دو قسطوں یعنی 9 اور 6 یوم میں گزاری تھی پر پھر روانگی کرنے پر یہ ضد تھا مگر وہ اپنے اس چال میں کامیاب نہ ہو سکا۔ بحوالہ مد نمبر 32 روزنامچہ 04.01.2020 غیر حاضر ہو کر بحوالہ مد نمبر 28 روزنامچہ 12.01.2020 پولیس لائن روانہ کیا گیا۔

مذکورہ کنسٹیبل انور الحق نمبر 930 متعینہ جیل گارڈ تیسر گرہ، سال 2020 میں صرف ایک یوم غیر حاضری پر بلا تنخواہ کرنے کا

سزایاب ہوا ہے البتہ سابقہ ریکارڈ، نقل سروس بک کے مطابق کئی بار بلا تنخواہ ہوا ہے۔ جو اسکی عادی غیر حاضر باش ہونے پر دلالت ہے۔ اسلئے ابتدائی انکوائری سے مذکورہ قصور وار پایا جا کر انکوائری رپورٹ مرتب ہو بمراد مناسب صدور حکم گزارش ہے۔

Danand
محمد زمان

ڈی ایس پی حیدرآباد ٹریننگ کونورس

*Disinced
Security*

District Police Officer
D.P. Lower
31/5/21

12

7757
17/11/021

درخواست براد بھالی انکر منٹ

جناب عالی!

گزارش بھالی بیکہ سائیل حکمہ پولیس ڈیولویئر میں بحیثیت کنسٹیبل فرائض منصبی سرانجام دے رہا ہے۔ سائیل کو محکمہ کاروائی کے بعد بحوالہ آرڈر نمبر 1038 مورخہ 14.09.2021 ایک انکر منٹ مستقل طور پر سٹاف کیا گیا ہے۔ سائیل ایک غریب گھرانے سے تعلق رکھتا ہے۔

انڈیڈ ریٹہ درخواست استدعا ہے کہ سائیل کے انکر منٹ دوبارہ بحال کرنے کے احکامات صادر فرمایا جاوے۔ سائیل تاحیات

بھاگڑیگا۔

میں نوازش ہوگی

11.10.2021 المرقوم

العارض

آپکا پیغام فرماں کنسٹیبل اور ایچ نمبر 55 متعین چیک پوسٹ باب جنڈول تھانہ منڈہ۔

Sir
FORWARDED

[Signature]

SIC MUNDA

10-11-021

Sir
Forwarded

[Signature]

SIPO Jandool

12-11-021

EC

District Police Officer,
Dir Lower at Timergara.

15/11



REVENUE DEPARTMENT
SAMPLE REGISTER
1956

COMMITTEE

The order with reference to the above mentioned case was issued by the District Officer, Mysore on 04/01/2021. The order is as follows:-

He is found to be guilty of the offence of absence from duty without leave for a period of 10 days from 10/01/2021 to 20/01/2021, which shows gross misconduct in relation to his post of District Officer. In view of the above facts, it is proposed to conduct preliminary enquiry against him. During the course of enquiry recorded the statement of the Enquiry Officer in his finding report recommended him for personal hearing and found him guilty of default in his position, but he failed to produce any explanation in support of his default. In view of the above facts, the District Officer, Mysore in exercise of power vested in him under section 10 of the Mysore District Police Act, 1956, has imposed a punishment of dismissal from service with arrears of pay from 04/01/2021 to 102/01/2021 as he had been absent from duty for a period of 10 days.

He was called in for a personal hearing on 10/01/2021. The appellant explained his absence into the matter which was provided by District Police Officer, Mysore on 04/01/2021. In view of the above facts, the District Officer, Mysore awarded the punishment of dismissal from service with arrears of pay from 04/01/2021 to 102/01/2021 as he had been absent from duty for a period of 10 days and he spent out of office is treated as leave without pay.

Copy to be sent

No. 10565 A.
 Dated 13-9-2021

Copy to District Officer, Mysore
 DISTRICT OFFICE, Mysore
 for record in year office.

Handwritten signature
 District Officer, Mysore

Handwritten signature
 District Officer, Mysore

E 13



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

6969
18/11/2022
Rasool

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber
Police Rule-1975 (amended 2014) submitted by Constable Anwar-ul-Haq No. 54/930. The
petitioner was dismissed from service by District Police Officer, Dir Lower vide OB No. 573, dated
12.01.2021 on the allegations of absence from duty w.e.f 04.01.2021 to 12.01.2021 and remained absent
for a total of 57-days. The Appellate Authority i.e Regional Police Officer, Malakand re-instated
the petitioner in service, however he was awarded punishment of stoppage of one annual increment without
pay for the period of absence and he spent out of service was treated as leave without pay
under Rule No. 19505 dated 13.09.2021.

Meeting of Appellate Board was held on 27.10.2022 wherein petitioner was heard in person
and he pleaded that he belongs to a poor family.
The Board decided that his penalty of stoppage of one annual increment without cumulative
pay is hereby converted into censure.

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

22, dated Peshawar, the 11/11/2022.

Copy of the above is forwarded to the:

1. Regional Police Officer, Malakand at Swat. One Service Roll and one Fauji Missal of the
above named FC received vide your office Memo: No. 1877-28/E, dated 17.02.2022 is
returned herewith for your office record.
2. District Police Officer, Dir Lower.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl. IGP/HQs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: I-IV CPO Peshawar.

OR/ECL/UA91
18/11

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

18/11/2022
18/11/2022
18/11/2022

e R No. 1206/
18/11/2022

E

14

صائب عالی

گزارش کیجیے کہ سائل کو جو جب اسٹریٹیجی ڈیپارٹمنٹ کا ایڈیشن
انتظامیہ منظور کرنے حکم احکامات صادر فرمائیں۔

الفاضل

ایضاً تا بعد از کسٹریبل فورالینہ 930 صفحہ چیل فاد و محمد محمد

صائب عالی:

منذ مکررہ کسٹریبل نے سال دو اور
میں 14 نومبر 1920 انتظامیہ
گزارش سے دیورٹیشن سے

Amir
M M R - Tug
08-06-20

47

ایضاً تا بعد از کسٹریبل فورالینہ

13 days c/p

sanctioned

SIPO T. M. S. S. S. S.
09-06-20

Attested

DSP/1400

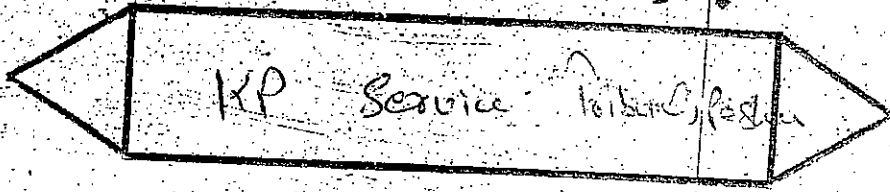
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To Mr

SHO. P. S. T. G. 184

08-06-20

بجرا لٹ



2 منجانب

بنام

الوارلٹس

مڈا کیو ایس

مورخہ

مقدمہ

دعویٰ

جرم

باعث تحریر آنکھ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے بیرونی وجوہات دہی وکل کاروائی متعلقہ

آن مقام میں سب سے پہلے کیے گئے ہیں ان کی کاروائی کیلئے
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 ق تقرر ثالث و فیصلہ پر حلف دینے جو اب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
ذرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم بیرونی یا ڈگری کی طرف یا اپیل کی برآمدگی
اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و بیرونی کرنے کا محتاج 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 مذکور با اختیارات حاصل ہوں گے
اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ ہوں گے
سب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔
کہ بیرونی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

20ء

ماہ

المرقوم

واہ العبد

د

العبد

ORDER

The following is a list of the names of the persons who have been granted a leave of absence from their regular duty stations for the purpose of attending to their family or other personal affairs. Therefore, stopped their annual increments for the year 2021.

Rank, Name & No.	Remarks
Sub-Inspector 11101	Stopped his one Annual increment for the year 2021 without cumulative effect vide this office OB No. 1001, dated 08-11-2021.
Sub-Inspector 11102	Stopped his one Annual increment for the year 2021 without cumulative effect vide this office OB No. 1002, dated 08-11-2021.
Sub-Inspector 11103	Stopped his one Annual increment for the year 2021 without cumulative effect vide this office OB No. 1003, dated 08-11-2021.
Sub-Inspector 11104	Stopped his two Annual increments for the year 2021 and 2022 without cumulative effect vide this office OB No. 1004, dated 08-11-2021.
Sub-Inspector 11105	Stopped his one Annual increment for the year 2021 without cumulative effect vide this office OB No. 1005, dated 08-11-2021.
Sub-Inspector 11106	Stopped his one Annual increment for the year 2021 for one year without cumulative effect vide this office OB No. 1006, dated 08-11-2021.
Sub-Inspector 11107	Stopped his two Annual increments for the year 2021 and 2022 for one year without cumulative effect vide this office OB No. 1007, dated 08-11-2021 and OB No. 1008, dated 08-11-2021 respectively.
Sub-Inspector 11108	Stopped his one Annual increment for the year 2021 for one year without cumulative effect vide this office OB No. 1009, dated 14-09-2021.
Sub-Inspector 11109	Stopped his two Annual increments for the year 2021 and 2022 without cumulative effect vide this office OB No. 1010, dated 14-09-2021.
Sub-Inspector 11110	Stopped his one Annual increment for the year 2021 for one year without cumulative effect vide this office OB No. 1011, dated 14-09-2021.
Sub-Inspector 11111	Stopped his two year Annual increments for the year 2021 and 2022 without cumulative effect vide this office OB No. 1012, dated 09-10-2021.
Sub-Inspector 11112	Stopped his one Annual increment for the year 2021 for one year without cumulative effect vide this office OB No. 1013, dated 14-09-2021.
Sub-Inspector 11113	Stopped his one Annual increment for the year 2021 for one year without cumulative effect vide this office OB No. 1014, dated 03-12-2021.
Sub-Inspector 11114	Stopped his one Annual increment for the year 2021 for one year without cumulative effect vide this office OB No. 1015, dated 20-10-2021.

DR. V. S. K. K. K.
District Police Officer
Dr. K. K. K.

For the purpose of this order, the names of the persons who have been granted a leave of absence from their regular duty stations for the purpose of attending to their family or other personal affairs are listed below.



OFFICE OF THE
REGIONAL POLICE OFFICER, MALAKAND
AT SAIDU SHARIF SWAT.
Ph: 0946-9240381 & Fax No. 0946-9240390
Email: diamalakand@yahoo.com

No. 1877-78 /E, dated Saidu Sharif the 17 / 2 /2020

To: **The Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.**

Subject: **APPLICATION**

Memorandum:

Kindly refer to CPO, Peshawar Memo: No.4655/21, dated 30/12/2021.

The requisite comments as intimated by District Police Officer, Dir Lower vide his office Memo: No. 908/EC, dated 24/01/2022 are submitted as under:-

Brief facts of the case are that Constable Anwar Ul Haq No. 54/930 while posted at Jail Guard Timergara absented himself from duty with effect from 04/01/2021 to 12/01/2021 and also remained absent from time to time total (57 days), without any leave or prior permission from his superior, which show gross misconduct, negligence on his part and DSP/Inqs Dir Lower was appointed as Enquiry Officer to conduct preliminary enquiry against him and submit his finding report.

The Enquiry Officer during the course of enquiry recorded the statements of all concerned as well as the official concerned. The Enquiry Officer in his finding report recommended him for suitable punishment.

He was called in orderly room for personal hearing and found him unsatisfactory. Full opportunity was given to him to explain his position, but he failed to produce any cogent reason in his self defense.

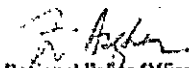
Therefore, the then District Police Officer, Dir Lower in exercise of power vested under (E&D) Rules with amended 2012 awarded him a major punishment of dismissal from service with immediate effect and the period of absence with effect from 04/01/2021 to 102/01/2021 is treated leave without pay vide OB No. 573, dated 02/06/2021.

Later on he was submitted an application before this office for re-instatement into service. He was called in orderly room on 09/09/2021. The punishment order passed by DPO Dir Lower was set aside and he was re-instated into service. However, he was awarded the punishment of stoppage of one annual increment without cumulative effect the period he spent out from service was treated as leave with pay vide this office order Endst: No.10565/E, dated 13/09/2021.

According to Inspector Legal, Dir Lower it is certified that the above named official has not instituted any service appeal in service tribunal so far.

Enclosed: S. R. Khan
F. M. Khan

Copy to District Police Officer, Dir Lower with reference to his office memo. No. quoted above.


Regional Police Officer,
Malakand, at Saidu Sharif Swat



7757
17/11/21

درخواست برادر بحالی انگریمنٹ

جناب عالی!

گزارش کیجاتی میکہ سائیل محکمہ پولیس دیر لوئیر میں بحیثیت کنسٹیبل فراہمی منجھی سر انجام دے رہا ہے۔ سائیل کو حکمانہ کاروائی کے بعد بحوالہ آرڈر نمبر 1038 مورخہ 14.09.2021 ایک انگریمنٹ مستقل طور پر سٹاف کیا گیا ہے۔ سائیل ایک غریب گھرانے سے تعلق رکھتا ہے۔

لہذا بذریعہ درخواست استدعا ہے۔ کہ سائیل کے انگریمنٹ دوبارہ بحال کرنے کے احکامات صادر فرمایا جاوے۔ سائیل تاحیات دعا گو رہیگا۔

یحییٰ نواز شہرہ

11.10.2021 المرقوم

الحاضر

آپ کا پتہ فرمان کنسٹیبل انڈراختی نمبر 54 متعینہ چیک پوسٹ باب جدول تھانہ منڈو۔

Sir
FORWARDED

S/O MUNDA

10-11-21

Sir
Forwarded

S/O Jandoor
12-11-21

District Police Officer,
Dir Lower at Timergara.

15/11



OFFICE OF THE
REGIONAL POLICE OFFICER, MALAKAND
AT SAIDU SHARIF SWAT.
 Ph: 0946-9240381 & Fax No. 0946-9240392
 Email: djemalakand@yahoo.com

No. 1877-78 /E, dated Saidu Sharif the 17 / 2 /2022

To: **The Inspector General of Police,
 Khyber Pakhtunkhwa, Peshawar.**

Subject: **APPLICATION**

Memorandum:

Kindly refer to CPO, Peshawar Memo No. 5658/21, dated 30/12/2021.

The requisite comments as intimated by District Police Officer, Dir Lower with his office Memo No. 908/EC, dated 24/01/2022 are submitted as under:-

Brief facts of the case are that Constable Anwar Ull Haq No. 54938 who posted at Post Guard Timergara absented himself from duty with effect from 04/01/2021 to 02/01/2022 and also remained absent from time to time total (57 days), without any leave or prior permission from his superior, which is gross misconduct, negligence on his part and DSP/Hqs Dir Lower was appointed as Enquiry Officer to conduct preliminary enquiry against him and submit his finding report.

The Enquiry Officer during the course of enquiry recorded the statements of all concerned as well as the official concerned. The Enquiry Officer in his finding report recommended him the suitable punishment.

He was called in orderly room for personal hearing and found him unsatisfactory. Full opportunity was given to him to explain his position, but he failed to produce any cogent reason in his self defense.

Therefore, as per District Police Officer, Dir Lower's exercise of power he and as per (F&D) Rules with amended 1-7-4 awarded him a major punishment of 6 months' term service with immediate effect and the period of absence with effect from 04/01/2021 to 02/01/2022 is treated leave without pay vide OB No. 573, dated 02/06/2021.

Later on he was submitted an application before this office for reinstatement in service. He was called in orderly room on 09/09/2022. The punishment order passed by DSP/Hqs Dir Lower was set aside and he was re-instated into service. However, he was awarded the punishment of 6 months' term service with immediate effect without cumulative effect the period he spent out from service was treated as leave with pay vide office order Order No. 10565/E, dated 13/09/2021.

According to Inspector Legal Dir Lower's letter to the above named authority, not instituted any service appeal in service tribunal so far.

Enclosed: 5 Rall,
 1 MSB

Copy to District Police Officer, Dir Lower with reference to the above mentioned authority, is quoted above.

[Signature]
 Regional Police Officer,
 Malakand, at Saidu Sharif SWAT

[Signature]

38

✓ دیکھو اور پتہ
اس وقت اس کی دہریہ دہریہ
DASI

خدمات


10/11/2021
12/1/2021
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10/11/2021
12/1/2021
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930

سیر حاصل ہو کر پولیس لان
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12/01/2021

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nergara, reportedly
absented himself
here-by suspended


LAIQAT ALI MALIK
(PSP/PPM)
District Police Officer
Dir Lower
11/1/21

conduct preliminar



[Faint, mostly illegible typed text]

He was shifted to sub-detention cell

appellant explained his innocence on 24/11/2021. The same was received by District Police Officer, The Town of Mysore. He was awarded the punishment of stoppage of one month of absence and he spent out of custody on remand.

Order made

No. 105/5

Dated 13-9-2021

Copy to be sent to...

G.O. No. 967/EC dated 18/06/2021, served by P.O. No. 12/2021

for record in your office.

[Handwritten signature]
F. J. S. /
F. J. S. /

[Faint handwritten notes and stamps]

impugned order 5-12-2014
with retrospective effect

2013 - application for
leave filed

Access

received on 15-10-2015

charge sheet + s/allegations
C.S.O.

appeal - rejected on 30-11-2015

w/o show cause
note

received by appellants
17-9-2019

file review petition, also

rejected 14-10-2019

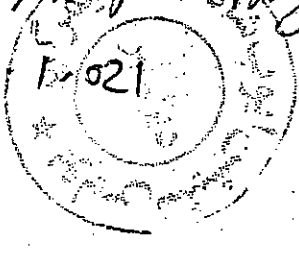
مذکورہ اطلاع ماسی مورخ 04/01/21 وقت 17:50 بجے روٹنگ ایجنٹ کے ذریعہ جاری
 لکھنے والے روٹنگ فون اطلاع دی کہ کسٹمر الوری خان 930 روٹنگ کے مطابق سب
 اشیاء پرکھا آج مذکورہ کسٹمر کی والی مطلوبہ ٹی ٹیلیٹن مذکورہ کسٹمر تمام
 مایہ میں آیا سرپرست مذکورہ کسٹمر کے طرف روٹنگ ایجنٹ کے ذریعہ روٹنگ
 میں اپنی روٹنگ اطلاع دی روٹنگ کی آف دیکھ کر بیان لیا جائے گا

نقل و حرکت روٹنگ

Ahmad

M. M. P. S. T. M. G.

02



Accountant General
Accountant General
Accountant General
 - Forward
 - Put up
 - Bring up

Accepted
[Signature]
 DSD/14016

بیان آزان Lhc/MM ذاکر اللہ 1803 متعینہ جیل گارڈ تیمر گره

کنسٹیبل انور الحق 930 کو مورخہ 27.12.2020 کو روٹین کے شب باشی پر گھر خود چھوڑا گیا تھا جس کے واپسی
04.01.2021 مطلوب تھی مگر تاریخ مقررہ وقت کو حاضر نہ آکر جس کیخلاف رپورٹ غیر حاضری بحوالہ مد 32
04.01.2021 تھانہ تیمر گره درج روزنامچہ کی گئی تھی۔ مذکورہ نے بعد رپورٹ غیر حاضری من
موبائل فون پر بتلایا کہ میرے گھر والی کی ڈیلیوری ہے لیکن مذکورہ اس سے قبل غیر حاضر ہو چکا تھا۔ اسکے علاوہ موجودہ نفری
زمان کی ڈیوٹیاں لگانی تھی۔ بدین وجہ مذکورہ کو بدستور غیر حاضر رکھا گیا۔ اس کے علاوہ کنسٹیبل مذکورہ عادی غیر حاضر باش
کے ساتھ ساتھ مذکورہ کا درخواست منظور شدہ بھی سال گزشتہ کا تھا۔ بس یہی میرا بیان ہے جو کہ درست ہے۔

ذاکر اللہ
Mm. 1803
LHC
جیل گارڈ

Date- 21-01-2021

Attested
21-01-21
DS

موبائل نمبر 9532397-0345