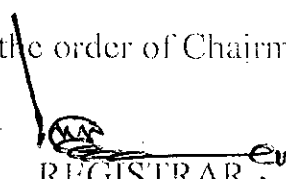


FORM OF ORDER SHEET

Court of _____

Case No. - 627/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	22/03/2023	<p>The appeal of Mr. Muhammad Amir Khan presented today by Mr. Nazir Ahmad Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____. Notices be issued to appellant and his counsel for the date fixed.</p> <p>By the order of Chairman -</p> <p> REGISTRAR</p>

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No 627 /2023


Muhammad Amir Khan **versus** Govt: of KPK through IGP/ Others

INDEX

S. No	Description	Annexure	Pages
1.	Memo of Appeal and Affidavit and condonation Application	-	1-7
2.	Medical Checkup record.	A	8-31-
3.	Application for leave	B	32-34
4.	Impugned show cause Impugned order dated 5.8.2020	C	35-38
5.	First departmental appeal and Appeal no-16412/2021 and withdrawal order	D	39-47
6.	Departmental Appeal and its rejection order.	E	48-50
7.	Wakalat nama	-	51


Appellant

Through


Nazir Ahmad, Advocate,
Peshawar High Court Peshawar.
Cell: 0301-8571879
0332-8540783.

(1)

Before the Khyber Pakhtunkhwa Service Tribunal Peshawar

Service Appeal No ⁶²⁷-----/2023

Muhammad Amir Khan S/O Noor Muhammad Khan Constable No
883 (Wireless Operator BS-7)Control Bannu..... (Appellant)

Vs

1. Inspector General of Police Khyber Pakhtunkhwa Peshawar
2. The Assistant Inspector General of Police (Telecommunication and Transport) KP Peshawar.
3. Superintendant of Police (Telecommunication & Transport) KP Peshawar.

(Respondents)

Appeal Under Section 4 of the KPK Service Tribunal Act, 1974 against the impugned Order No. 7496-7505/Tele/OASI dated 5.8.2020 of Respondent No-2 whereby the Appellant is removed from service and charge sheet dated 6.2 2020 of Respondent No-2 whereby the Appellant is charge sheeted illegally and of order No-445/23 dated Peshawar 20.02.203 communicated to the Appellant on 20.3.2023 of Respondent No-1 whereby the departmental Appeal of the Appellant filed under Rule 3 of the K.P. Civil Servants Appeal Rules, 1986, read with Rule 11 of the Police Rules 1975 rejected on the ground that his departmental Appeal is already rejected vide CPO order dated 13.4.2022.

Prayer:-

May this Honourable Tribunal be gracious?

- A. To accept this Appeal and set- aside the impugned Order No. 7496-7505/Tele/OASI dated 5.8.2020 of Respondent No-2 declaring it void -abi- initio, illegal, discriminatory and against the Principle of Natural Justice , including the charge sheet dated, 6.2 2020 of the Respondent No-2 and order No-

②

445/23 dated Peshawar 20.02.203 communicated to the Appellant on 20.3.2023 of Respondent No-1 whereby the departmental Appeal of the appellant is rejected.

- B. Treat the absentee of the Appellant during under treatment Extra Ordinary Leave or at least remove the stigma of removal from service.
- C. Re instate him with all back benefits or allow him to tender resignation.
- D. Any other relief which this tribunal may deem just in the circumstances.

Respectfully Sheweth: - The need for the instant Appeal before this Honourable Tribunal arises due to the following facts:

Facts:

1. That the Appellant is M.Sc in Management Sciences and is highly qualified but due to non availability of job joined the Police as Wireless Operator BPS-7 and joined duty on 14.2 2011.
2. That during service whatever training was necessary the appellant completed it with fervor with good record of service and punctuality.
3. That the Appellant was posted at Bannu when was selected for Recruit Course at PST Kohat which has to commence w.e.f 9.12. 2019 and it was a time that Covid -19 was just started and the Appellant has an apprehension and complaint of heart diseases and diabetes.
4. That such a complaint in respect of health at the early age of life was not ignorable and the Appellant started regular treatment with complete bed rest which was continued almost 7 months.

(copies of all medical checkups and treatment is *attached as Annexure A*).

5. That the Appellant was unable to attend office and informed the concerned and even filed an application to the Respondent No-2 for grant of leave due to illness but in vain.

(Copy of such Application is attached as Annexure B).

6. That the Respondent No-3 issued a show cause notice to the Appellant on 13.12.2019 and on the same show cause the Appellant replied and prayed for some time till recovery of heart problem but without proper enquiry of his illness and grounds and reasons of absence, personal hearing and final show cause notice is removed from service on 5.8.2020.

(Copy of the show cause, charge sheet and impugned order is attached as Annexure C).

7. That the Appellant filed a departmental Appeal which was rejected and then filed a service Appeal No- 1641/2021 before the Tribunal which was admitted for regular hearing and reply was called from the Respondents but the Appellant on the oral assurance of the Respondents withdraw it .

(Copy of ex departmental appeal and Appeal before the tribunal and order of withdrawal is attached as Annexure D).

8. That the Appellant is in search of job equivalent to his qualification and there is all probability to get it on merit but removal from service is a stigma on his career so filed another appeal before the competent Authority on new grounds to treat his absence as Extra Ordinary Leave or allow him to tender resignation or reinstate him to continue his remaining job but the appeal is turn down.

(Copy of departmental appeal on new grounds and its rejection is attached as Annexure E).

(4)

Being aggrieved of the impugned order of removal, charge sheet and non acceptance of departmental Appeal so, this Appeal before this Tribunal is preferred on the following grounds:

Grounds:-

- A. That the Appellant don't deserve any charge sheet when he brought it in the notice of the authorities that he is suffering from heart problem and connected complication and is under treatment so impugned order of his removal from service is against the law , therefore, the impugned order requires interference of this Tribunal in the light of ESTACODE.
- B. That the service discipline is governed and administered by law and not the arbitrary decision of any officer and no major punishment shall be awarded to any civil servant without proper enquiry under Discipline and Deficiency Rules, 2011. The Apex court has held in numerous judgments this ruling.
- C. That the Appellant has almost ten year service and as per Leave Rules he is entitled to 5 years E.O.L and even two year service entitles a civil servant for two years leave.
- D. That the removal from service is not only a harsh punishment but is a stigma on the career of the appellant and is disproportionate to the wrong(if any) done by the appellant.
- E. That the Respondents has initiated a disciplinary action and have passed the impugned order in hurry without waiting for the recovery of the appellant from illness
- F. That the appellant informed the authorities on time and even on the show cause notice so issued to him wrote that he is not well due to heart condition.
- G. That the Respondents have not followed the Police Rules 1975 and the Efficiency and Discipline Rules , therefore the order is void abi initio .

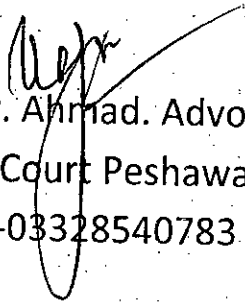
5

- H. That the appellant filed a new appeal on the new grounds hence is not hit by Principle of Resjudicata.
- I. That Article 4 of the Constitution of Pakistan reveals that every person shall be treated in accordance with law and no action detrimental to his right, property and reputation shall be taken without due process of law.
- J. That the impugned order is arbitrary, non sustainable in the eyes of law and void - abi- initio hence be set aside in the best interest of justice.

Therefore the Appeal may be accepted with the Prayers as above.


Appellant

Through


Nazir. Ahmad. Advocate .
High Court Peshawar .
Cell No -03328540783

6

Affidavit

I on the instruction of my client hereby affirm and declare that the contents of the Appeal and accompanying application are correct to the best of my knowledge and nothing is concealed from this Honourable Tribunal .

[Handwritten Signature]
Deponent

ATTESTED
DARAZ KHAN
Commissioner
Advocate High Court Peshawar
[Handwritten Signature]

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No _____/2021

Muhammad Amir Khan versus IGP Police and others.

APPLICATION FOR CONDONATION OF DELAY.

Respectfully Sheweth:-

That if this Honourable Court notice any delay in filing of this Appeal the same may kindly be condoned inter-alia on the following grounds:

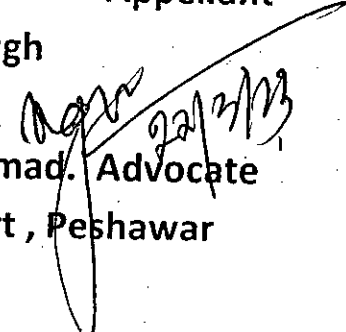
Grounds:-

1. That the Appellant filed the first Appeal on time and even was admitted for full hearing and comments/reply was called .
2. That the verbal assurance of the Respondents compelled him to believe and he withdraw the appeal.
3. That in granting condonation of delay provision of Section 5 and 14 of the Limitation Act which is applicable to Service Cases needs to be examined leniently, as the Appellant was at the mercy of others.
4. That the Appellant did his level best to file Appeal but due to unavoidable circumstances few days delay is caused for the prayer of existing relief.

It is therefore humbly prayed that on acceptance of this Application the delay if any in filing Appeal may kindly be condoned.


Appellant

Through


Nazir Ahmad, Advocate
High Court , Peshawar

Amir
(A)

M.T.I DHQ Teaching Hospital Bannu

Out Patient Department

Name: 1067

OPD No: 174

219482

Date: 01/01/2020

(B)

DM
Chest pain + ALA Alkalosis
+ RT side pain
Test: Brain

Alkalosis
Sign

~~Hand~~
1352/141/100
134/85/100
H₂O
Test: renal
Test: uric acid
Test: uric acid

Medical Officer
D.H.Q Teaching Hospital

2. Consult home best rest
for (15) days

Medical Officer
D.H.Q Teaching Hospital
Bannu

M.T.I DHQ Teaching Hospital Bannu

Out Patient Department

(9)

Name: Suz

OPD No: 13597

Date: 6-01-2020

37791

Tab, Diamicon MR
1/1/1

DMA
Star
20/1/2020

Tab Mettycobal
1/1/1

Tab Qalsan D
1/1

Cap ESSO
1/1 207

Tab Protuladu

Adv
Complete Bedrest
for 2 weeks

[Signature]

The Medical chart up
document attached as
shown by the Applicant

[Signature]

~~Amputation - "A"~~

(A)
(78)

M.T.I DHQ Teaching Hospital Bannu

Out Patient Department

Name: Sheraz

OPD No: _____

Date: 16-01-2020

87701

Tab, Diamicron MR
1/1/1

DM
ATC
Zylfepson

Tab Mettycobal
1/1/1

Tab Qalsan D
1/1/1

Cap Esso
1/1/1

Tab Proteladen

Adv
Complete Bedrest
for 2 weeks

Director, Cancer
Teaching Hospital

Attested
Signature

19

Dr. Asmat Ali Khan

M.B.B.S, R.M.P, P.H.S, P.M.O

Physician & Surgeon

Principal Medical Officer

Deputy Director DHDC.

DHQ Hospital Bannu

Pt. Name *UP/LC 103*

Age *32y* Sex *M* Date *18 01 2020*

Clinical Record

DM
AM
GLUC

BP 110/70

HBA1C 14.1%

Rx

Tab. Getryl
1 tablet BID

Tab. Neuromet
1 tablet

Tab. Qalsan D
1 tablet

Cap. Dextop
1 tablet 60mg

Tab. Airtel
1 tablet 100mg

Tab. ALP
1/2 - 1/2 0.5mg

Asmat Ali Khan

Dr. Asmat Ali Khan
M.B.B.S, R.M.P, P.H.S, P.M.O
Physician & Surgeon
Deputy Director DHDC Bannu

Asmat

0332-9622366 راپٹ نمبر:

M.T.I DHQ Teaching Hospital ^BBannu

Out Patient Department

Name: M. Saad

OPD No: 8699

(14)

Date: 12-2-2020

37891

Lab. Getry
2/12/20

Lab. Neut

Lab. Oment

Lab. Pdrp
2/12/20

Atk
2/12/20

Bed rest for 7 days

Dr

8

M.T.I DHQ Teaching Hospital Bannu

Out Patient Department

Name: M. Saad

OPD No: _____

Date: 12-2-2020

Lab. Entry
10/10/20

87601

Temp. Normal

Lab. Count

10/10/20
WBC 10000
Hb 12.0

Bed rest for 6 days

[Signature]
M.T.I DHQ Bannu

[Signature]
M.T.I DHQ Bannu

Hameed Ibrahim Medical Lab



Amin Ullah Khan
Lab: Technician
D.M.LT, (C.M.T)PIMS,
Islamabad.

Hameed Rehman
Lab: Technician
D.M.LT, (C.M.T)PIMS,
Islamabad.

Address:
Clinic Prof: Dr. Safer Zaman
Near NADRA Office Kacheri Road Bannu

Contact:
0334-1564797
Ph:0928-621155

P.Name: Amir Date: 12-2-2020
Ref By Dr: Jaff Age: _____ Sex: M

BIOCHEMISTRY

TEST	RESULT	UNITS	NORMAL	TEST	RESULT	UNITS	NORMAL
Glucose (F)		mg/dl	80-110	LFTs			
Glucose (R)		mg/dl	80-180	Bilirubin-T	0.8	mg/dl	Upto 1.0
RFTs				Bilirubin-D		mg/dl	Upto 0.25
S.Urea		mg/dl	upto-50	Bilirubin-I		mg/dl	
S.Creatinine		mg/dl	M 0.8-1.3 F 0.5-1.0	GPT-ALT	33	U/l	10-44
S.Uric Acid		mg/dl	M 3.6-7.0 F 2.5-5.8	Alk. Phosph	150	U/l	Adult 100-275 Child 100-460
LIPIDS-PROFILE				HbA 1c		%	4.5--7.0
Cholestrol		mg/dl	Upto 200	S.Amylase		U/l	Up to 100
Triglacride		mg/dl	Upto 80-200	ELECTRO LYTES			
HDL		mg/dl	M 45-65 F 35-55	Sodium		mmol/l	135-145
LDL		mg/dl	Upto 130	Potassium		mmol/l	3.5-5.1
Montox after 72 Hours				Cloride		mmol/l	95...115
Calcium		mg/dl	8.0-10.4				

چیتہ: کلینک پروفیسر ڈاکٹر سفیر زمان نزد نادرا آفس کے
حمید ابراہیم میڈیکل لیبارٹری

Amir
2020

11



BASHIR CLINICAL LABORATORY

Near National Bank Railway Road, Bannu
Phone: 0928-660710

بشیر کلینیکل لیبارٹری

(Regd. Computerized)
Reg No. HRA/500/R Bu/LAB/9

نزد پرلانا نیشنل بینک ریلوے روڈ بتوں

Pt. NAME Aamir Sex:-M/F

Test Required Amylase Test. Date:- February 6, 2020

Ref. By Self.

LAB. REPORT

<i>Test</i>	<i>Result</i>	<i>Normal Value</i>
-------------	---------------	---------------------

→ Amylase (87) u/l Nor. (10---90 u/l)

WWW.BASHIRCLINICALLABORATORY.COM

Signature

Consultant
DR. MUHAMMAD BASHIR
 M.B.B.S. F.C.P.S.
 MEDICAL SPECIALIST (Rtd)
 D Clinical Pathologist
 D.H.Q. Hospital Bannu.

18



BASHIR CLINICAL LABORATORY

Near National Bank Railway Road, Bannu
Phone: 0928-660710

بشیر کلینیکل لیبارٹری

(Regd. Computerized)
Reg No. HRA/500/R Bu/LAB/9

تزد پرانا نیشنل بینک ریلوے روڈ بتوں

Pt. Name **Aamir** Sex:-M/F
Mobile #
Test Required **CBC** Date:- February 6, 2020
Adv. By **Self.**



Lab: Reports

TEST	NORMAL VALUES	RESULT	Date Time Mode
Complete Blood Count			
Hemoglobin	M 13.5-17.5 F 12.5-15.5	14.8 g/dl	06/02/2020 14:47
ESR		---- mm	
Total RBC count		5.74 mill/cmm	
Total Leucocytes	(Nor 4000-11000/cmm)	7000 /cmm	
Diff: Leucocytes count			
POLYMORPHS	40-----70 %	60 %	
LYMPHOCYTES	20-----45 %	36 %	
MONOCYTES	06-----10 %	02 %	
EOSINOPHILS	01-----06 %	02 %	
Platelets Count			
HCT	1,50000-400000	1,76000 /cmm	
MCV (Mean Corpuse. volume)	82-96	44.3 %	
MCH (Mean Corpuscular Hb)	24-30	77.2 fL	
MCHC (Mean corp. Hb conc.)	32-36	25.8 pg	
		33.4 g/dl	

WBC 7.0x10³/μL
RBC 5.74x10⁶/μL
HGB 14.8g/dL
HCT 44.3%
MCV 77.2fL
MCH 25.8Pg
MCHC 33.4g/dL
PLT 176x10³/μL
AG
LYM% 33.1%
MXD% 15.6%
NEUT% 51.3%
LYM# 2.3x10³/μL
MXD# 1.1x10³/μL
NEUT# 3.6x10³/μL
RDW_SD 39.8fL
RDW_CV 14.3%
MPV 12.5fL

Signature

Attended
Myo

Consultant
DR. MUHAMMAD BASHIR
M.B.B.S. F.C.P.S.
MEDICAL SPECIALIST (Rtd)
D. Clinical Pathologist
D.H.Q. Hospital Bannu.





BASHIR CLINICAL LABORATORY

Near National Bank Railway Road, Bannu
Phone: 0928-660710

(Regd. Computerized)
Reg No. HRA/500/R Bu/LAB/9

بشیر کلینیکل لیبارٹری
نزد پرانا نیشنل بینک ریلوے روڈ بٹنوں

Pt. NAME Aamir Sex:-M/F
Test Required Blood Sugar Test Date:- January 16, 2020
Ref. By Self.

LAB.REPORT.

TEST	Result	UNITS	NORMAL VALUES
→ <u>B. Sugar F</u>	<u>(213)</u>	mg/dl	NBR. (F) 70-110" R.110-180 mg/dl

Signature

(Handwritten Signature)

Consultant
DR. MUHAMMAD BASHIR
M.B.B.S. F.C.P.S.
MEDICAL SPECIALIST (Rtd)
D. Clinical Pathologist
D.H.Q. Hospital Bannu.

BASHIR CLINICAL LABORATORY



Address:
Clinic Prof: Dr. Safeer Zaman
Near NADRA Office Kacheri Road Bannu

Contact:
0334-1564797
Ph:0928-621155

25

P.Name: Amir Date 12-2-20
Ref By Dr: Jaly Age Sex M

BIOCHEMISTRY

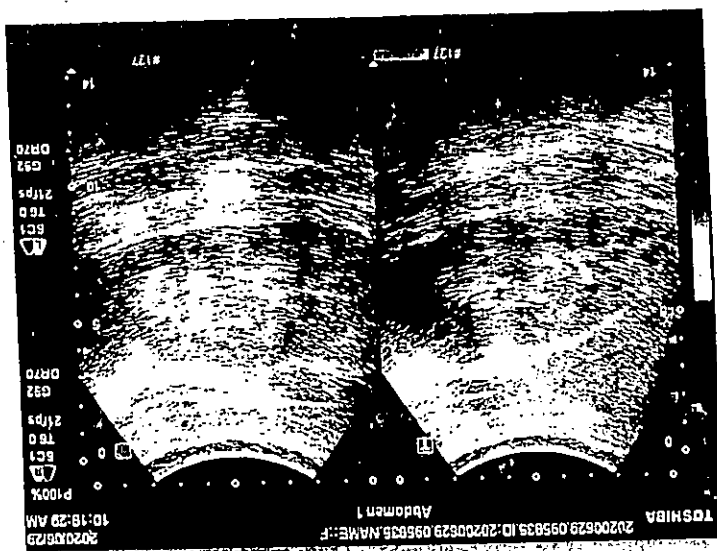
TEST	RESULT	UNITS	NORMAL	TEST	RESULT	UNITS	NORMAL
Glucose (F)		mg/dl	80-110	LFTs			
Glucose (R)		mg/dl	80-180	Bilirubin-T		mg/dl	Upto 1.0
RFES				Bilirubin-D		mg/dl	Upto 0.25
S.Urea	31	mg/dl	upto 50	Bilirubin-I		mg/dl	
S.Creatinine	0.2	mg/dl	M 0.8-1.3 F 0.5-1.0	S.GPT-ALT		U/l	10-44
S.Uric Acid		mg/dl	M 3.6-7.0 F 2.5-5.8	Alk.Phosph		U/l	Adult 100-275 Child 100-460
LIPIDS-PROFILE				HbA 1c		%	4.5-7.0
Cholestrol		mg/dl	Upto 200	S.Amylase		U/l	Up to 100
Triglacride		mg/dl	Upto 80-200	ELECTROLYTES			
HDL		mg/dl	F 45-65 M 35-55	Sodium		mmol/l	135-145
LDL		mg/dl	Upto 130	Potassium		mmol/l	3.5-5.1
Montox after 72 Hours				Cloride		mmol/l	95...115
Calcium		mg/dl	8.0-10.4				



حمید ابراہیم میڈیکل لیبارٹری پتہ: کلینک پروفیسر ڈاکٹر سفیر زمان نزد نادرا آفس کچھری روڈ بنوں

Attended
No. for

Chickens
Mama



Handwritten signature or initials inside a circle.

23

M.T.I DHQ TEACHING HOSPITAL BANNU

Pt. Name: M. Amir

Date: 27/2/20

Ward: OPD

Ad: Number: 13317

TEST	RESULT	Normal VALUES	Test	Result
HB%	12.6 G/dl	M 13-18 F 11-16	Hbs Ag (ICT)	
TLC	13400/cmm	4000-11000	Anti HCV (ICT)	
DLC Polymorphs	80 %	40-70 %	HIV (ICT)	
Lymphocytes	18 %	20-40 %	VDRL (ICT)	
Monocytes	07 %	02-12 %	TYPHI Dot (ICT)	
Eosinophils	01 %	01-06 %	H. Pylori (ICT)	
Platelets count	/cmm	150000-450000		
B.T (Bleeding time)	Min. Sec.	02-06	Widal	TO: <u>V</u>
C.T (Clotting time)	Min. Sec.	06-08		TH: <u>V</u>
PT	Sec.	12-17		
ESR	Mm after 1st hr.	M 02-15 F 02-12	B. Group	
MP:-			Rh Factor	
ASO Titer	Iu/ml	<200	RA Factor	
TROPT			LD Bodies	
TYPHIDOT	1gM 1gG		Mycodot (ICT)	

Bio Chemistry

TEST	RESULT	Normal VALUES	Test	Result	Normal VALUES
B. Sugar F/R	260	F-70-110mg/dl R-110-180mg/dl	S Cholesterol		100-220mg/dl
S. Calcium		9.0-11.0mg/dl	Triglycerides		70-200mg/dl
B. Urea		10-50mg/dl	HDL		up to 50mg/dl
S. Creatinine		0.8-1.2 mg/dl	LDL		50-150mg/dl
S. Bilirubin		0.2-1.0mg/dl	SGOT (AST)		up to 37 u/l
SGPT/ALT		up to 42 u/l	S. Amylase		up to 90 u/l
Alk (Phos)		Adult 80-280 Children <845	Sodium		135-155Mmg/dl
S. Uric Acid		F-2.4-8.7mg/dl M-3.4-7.0mg/dl	Potassium		3.5-5.5Mmg/dl
S. Albumin		3.8-5.1mg/dl			

Urine Examination

PHYSICAL EXAMINATION	CHEMICAL EXAMINATION	MICROSCOPY EXAMINATION
Quantity <u>10</u>	Protein <u>+</u>	Red Cells <u>P. yaku</u> HPF
PH <u>0.6</u>	Sugar <u>+++</u>	Pus Cells <u>10-12</u> HPF
SP Gravity	Leukocytes	Epith Cells <u>+</u> HPF
	Blood	Casts
	Ketone Bodies	Other

Remarks _____

Attal
Amir

[Signature]
Signature

PHARMACY

DATE 2/22/20

24

(132)

28

M.T.I DHQ TEACHING HOSPITAL BANNU

Pt. Name: M. Amir

Date: 3/6/20

Ward: OPD

Ad: Number: 21078

TEST	RESULT	Normal VALUES	Test	Result
HB%	12.4 G/dl	M 13-18 F 11-16	Hbs Ag (ICT)	
TLC	11500 /cmm	4000-11000	Anti HCV (ICT)	
DLC Polymorphs	80%	40-70%	HIV (ICT)	
Lymphocytes	16%	20-40%	VDRL (ICT)	
Monocytes	0%	02-12%	TYPHI Dot (ICT)	
Esinophils	0%	01-06%	H. Pylori (ICT)	
Platelets count	/cmm	150000-450000		
B.T (Bleeding time)	Min. Sec.	02-05	Widal	TO: <input checked="" type="checkbox"/>
C.T (Clotting time)	Min. Sec.	05-08		TH: <input checked="" type="checkbox"/>
PT	Sec.	12-17		
ESR	Mm after 1st hr.	M 02-15 F 02-12	B. Group	
MP:-			Rh Factor	
A S O Titer	Iu/ml	<200	RA Factor	
TROP T			LD Bodies	
TYPHIDOT	IgM IgG		Mycodot (ICT)	

Bio Chemistry

TEST	RESULT	Normal VALUES	Test	Result	Normal VALUES
B. Sugar F/R	160	F-70-110mg/dl R-100-140mg/dl	S Cholesterol		100-220mg/dl
S. Calcium		9.0-11.0mg/dl	Triglycerides		70-200mg/dl
B. Urea		10-50mg/dl	HDL		up to 50mg/dl
S. Creatinine		0.6-1.2 mg/dl	LDL		50-150mg/dl
S. Bilirubin		0.2-1.0mg/dl	SGOT (AST)		up to 37 u/l
SGPT/ALT		up to 42 u/l	S. Amylase		up to 90 u/l
AIK (Phos)		Adult 190-258 Children <645	Sodium		135-155Mmg/dl
S. Uric Acid		F-2.4-5.7mg/dl M-3.4-7.0mg/dl	Potassium		3.5-5.5Mmg/dl
S. Albumin		3.8-5.1mg/dl			

Urine Examination

PHYSICAL EXAMINATION	CHEMICAL EXAMINATION	MICROSCOPY EXAMINATION
Quantity	Protein	Red Cells /HPF
PH	Sugar	Pus Cells /HPF
SP Gravity	Leukocytes	Epith Cells /HPF
	Blood	Casts
	Ketone Bodies	Other

Remarks _____

Attested by

Signature

M.T.I. DHQ Teaching Hospital Bannu
Medical Officer

Handwritten signature

Dr. Ghalib 170
Dr. Ghouspige 171
Dr. Fatin 172
Dr. Mujib 173
Dr. Arif 174

03 weeks
1650-7m
Ag. Bed
Bp 135/85
150/50
DM (R)
Scurtic
Fur

M.T.I. DHQ Teaching Hospital Bannu
Out Patient Department
Name: *Nilesh*
OPD No: 23899
Date: 24/6/20
219483

(16)

28

M.T.I DHQ TEACHING HOSPITAL BANNU

Pt. Name: M. Amir

Date: 24/4/20

Ward: OPD

Ad: Number: 23899

TEST	RESULT	Normal VALUES	Test	Result
HB%	12.3 G/dl	M 13-18 F 11-16	Hbs Ag (ICT)	
TLC	10700 /cmm	4000-11000	Anti HCV (ICT)	
DLC Polymorphs	80 %	40-70 %	HIV (ICT)	
Lymphocytes	16 %	20-40 %	VDRL (ICT)	
Monocytes	5 %	02-12 %	TYPHI Dot (ICT)	
Esinophils	07 %	01-06%	H. Pylori (ICT)	
Platelets count	/cmm	150000-450000		
B.T (Bleeding time)	Min. Sec.	02-05	Widal	TO: <input type="checkbox"/>
C.T (Clotting time)	Min. Sec.	05-08		TH: <input type="checkbox"/>
PT	Sec.	12-17		
ESR	Min after 1st hr.	M 02-15 F 02-12	B. Group	
MP:-			Rh Factor	
A S O Titer	200 tu/ml	<200	RA Factor	
TROP T			LD Bodies	
TYPHIDOT	1gM 1gG		Mycodot (ICT)	

Bio Chemistry

TEST	RESULT	Normal VALUES	Test	Result	Normal VALUES
B. Sugar F/R	190	F-70-110mg/dl R-110-180mg/dl	S Cholesterol		100-220mg/dl
S. Calcium		9.0-11.0mg/dl	Triglycerides		70-200mg/dl
B. Urea		10-50mg/dl	HDL		up to 50mg/dl
S. Creatinine		0.8-1.2 mg/dl	LDL		50-150mg/dl
S. Bilirubin		0.2-1.0mg/dl	SGOT (AST)		up to 37 u/l
SGPT/ALT		up to 42 u/l	S. Amylase		up to 90 u/l
AIK (Phos)		Adult 80-288 Children <845	Sodium		135-155Mmg/dl
S. Uric Acid	6.7	F-2.4-5.7mg/dl M-3.4-7.0mg/dl	Potassium		3.5-5.5Mmg/dl
S. Albumin		3.8-5.1mg/dl			

Urine Examination

PHYSICAL EXAMINATION	CHEMICAL EXAMINATION	MICROSCOPY EXAMINATION
Quantity	Protein	Red Cells /HPF
PH	Sugar	Pus Cells /HPF
Sp Gravity	Leukocytes	Epith Cells /HPF
	Blood	Casts
	Ketone Bodies	Other

Remarks: _____

Handwritten signature

Signature _____

ڈاکٹر جمیل احمد الطرا ساؤنڈ کلینک

زنانه ہسپتال روڈ حسینین ہیلتھ سروسز بنوں

Pt Name: AAMER.

Age / Sex : 30

Ref. by: OPR.

Date: June 29, 2020

ULTRA SOUND ABDOMEN / PELVIS..

KIDNEYS are normal in size and position having no mass/lithiasis or hydronephrosis. Normal renal cortical echogenicity and parenchymal thickness. No perinephric collection.

URINARY BLADDER is of normal contour and wall thickening having no mass/stone. Prostate and seminal vesicles are normal.

LIVER is of normal size and contour with normal echogenicity and texture having no focal lesion. No intrahepatic biliary or vascular dilatation seen.

GALL BLADDER is of normal size and wall thickening having no mass/stone.

CBD and PORTAL VEIN are normal.

SPLEEN, PANCREAS, AORTA AND PARA AORTIC AREAS ARE NORMAL.

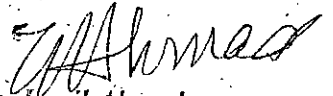
No peritoneal/ extra peritoneal fluid seen.

No distended or grossly thick walled bowel seen.

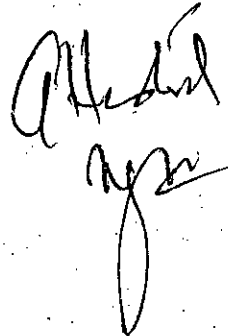
No basal pleural fluid seen.

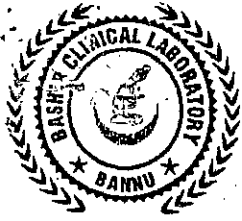
IMPRESSION: NORMAL ABDOMENAL AND PELVIC SCAN.

ADVISE; URINE RE.


Dr. Jamil Ahmed
MBBS, MCPS, (Anaesth)

For Appointment: Irfan 0335-5157664





BASHIR CLINICAL LABORATORY

Near National Bank Railway Road, Bannu
Phone: 0928-660710

بشیر کلینیکل لیبارٹری

(Regd. Computerized)
Reg No. HRA/500/R Bu/LAB/9

تزد پرانا نیشنل بینک ریلوے روڈ بنوں



Pt. NAME Aamir. Sex-M/F
Test Required Lipid Profile Date:- Jun. 12, 20
Ref. By Self.

L.A.B. REPORT

Test	Result	Normal Value
------	--------	--------------

<u>Lipid Profile</u>		
Total Cholesterol	→ (222) mg/dl	(Nor. 100-200 mg/dl)
Triglycerides	→ (237) mg/dl	(Nor. 70-200 mg/dl)
HDL	→ (39) mg/dl	(Nor. 35-55 mg/dl)
LDL	→ (135) mg/dl	(Nor. <150 mg/dl)

BASHIR CLINICAL LABORATORY

Signature

Consultant
DR. MUHAMMAD BASHIR
M.B.B.S. F.C.P.S.
MEDICAL SPECIALIST (Rtd)
D. Clinical Pathologist
D.H.Q. Hospital Bannu.

Handwritten signature of Dr. Muhammad Bashir.



BASHIR CLINICAL LABORATORY

Near National Bank Railway Road, Bannu
Phone: 0928-660710

بشیر کلینیکل لیبارٹری

(Regd. Computerized)
Reg No. HRA/500/R Bu/LAB/9

تزد پرا نا نیشنل بینک ریلوے روڈ بٹنوں

(29)

Pt. NAME Aamir. Sex:-M/F
Mobiles.
Test Required HbA1c, B, Sugar Test. Date:- June 12, 2020
Ref. By Dr. Sb.

LAB.REPORT.

TEST	Result	Units	Normal Value
------	--------	-------	--------------

→ HbA1c (5.58) % 4.5-----7.0

→ B. Sugar R (143) mg/dl NOR. (F) 70-110" (R). 110-180 mg/dl

BASHIR CLINICAL LABORATORY

Consultant
DR. MUHAMMAD BASHIR
M.B.B.S. F.C.P.S.
MEDICAL SPECIALIST (Rtd)
D. Clinical Pathologist
D.H.Q. Hospital Bannu.

Muhammad Bashir

[Signature]

Handwritten signature or initials at the top center.

Handwritten text including the number 883 and the name "Phool" written vertically.

Handwritten date: 12/03/2020

Handwritten text in Urdu script, appearing to be a list or set of instructions.

Handwritten text in Urdu script, continuing the list or instructions.

Handwritten text: خانہ دار

Handwritten text: Annexure - 883

Annexure - 3

1350

For Insurance Notice

Star **RGL19135863**

un-
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due

ed a registered

ressed to

Write here "letter", "postcard", "packet" or "parcel"
with the word "insured" when necessary

als of Receiving Office

Insured for Rs. (in figures)

Insurance fee Rs.

Name and

The Stamp

80/-

3

100/-

100/-

100/-

100/-

Attest
Jr

SHOW CAUSE NOTICE.

10
Anwar

I, Muhammad Arif, Superintendent of Police, Telecommunications and Transport, Khyber Pakhtunkhwa, Peshawar as Competent authority, under the Police Rules 1975 (amended 2014) do hereby charge you Constable Muhammad Amir No.883, as follow:

"That you while posted at Control Bannu was selected for recruit Course at PT Kohat with effect from 09.12.2019 but you did not join the said course and marked absent yourself at Tele-Line HQRs Peshawar Vide this office S/No 13986-92/Tele/OAS dated 05.12.2019

- This amounts to gross misconduct on your part and warrants disciplinary action against you.
- You are therefore required to show cause within 07-days of the receipt of this notice, as to why not major/minor punishment should be imposed upon you, failing which it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you. Meanwhile also intimate as to whether you desire to be heard in person or otherwise.

35

M. H. M.
(MUHAMMAD ARIF)
Superintendent of Police,
Telecomm & Motor Transport,
Khyber Pakhtunkhwa, Peshawar.

No. 14379 /Tele/OASI, Dated Peshawar the 13 / 12 /2019.

Copy forwarded to OI/C Tele Bannu with the direction to deliver the said S.C.N upon official concerned and return one copy duly signed by him.

Received Sir,
Honorable Sir, I am suffering from critical health condition. Please give me time to recover from heart condition.

oi TE-TELE/BNU

E:\Documents\My Documents\SHOW CAUSE NOTICE RECRUIT COURSE.docx

No 4/WSB/R 03 d 2020

SIR: SEND FOR RECORD PSE.

ASi 03-10-2020

L. Meher

Atty. Gen. Amir

(18) 08

I, Muhammad Arif Superintendent of Police, Telecommunications, & Transport Khyber Pakhtunkhwa, Peshawar as Competent Authority, under Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) hereby charge you Constable Muhammad Amir No. 883 as follow.

"That you while posted at Control Bannu was selected for recruit course at PTS Kohat with effect from 09.12.2019 but you did not join the said course and mark absented yourself w.e.f 05.12.2019 vide DD No.13 dated 06.12.2019 and PTS Kohat letter No.10173-80/training dated 23.12.2019 and not yet been reported so for.

By reason of the above, you appear to be guilty of misconduct under the Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) and have rendered yourself liable to all or any of the penalties specified in the said Rules.

You are therefore, directed to submit your written defence within seven (07) days of the receipt of this Charge Sheet to the Enquiry Officer/Committee.

Your written defence, if any, should reaches the Enquiry Officer/Committee within the specified period, failing which it shall be presumed that you have no defence to put in and in that case ex-parte action will be taken against you.

You are directed to intimate whether you desire to be heard in person or otherwise.

A statement of allegation is enclosed.

M. A. Arif
(MUHAMMAD ARIF)

Superintendent of Police, Telecomm: & Transport
Khyber Pakhtunkhwa, Peshawar.

No. 1549-51 Tele/OASI, dated Peshawar the 6 / 12 / 2020.

Copy of the above is forwarded to the:-

1. SI Inayat Khan LO/ Telecomm: (Enquiry officer)
2. OI/C Tele Bannu (to delivered the said Charge Sheet upon Constable concerned at the following Home Address and return one spare copy duly signed by him)
Muhammad Amir s/o Noor Muhammad Khan r/o Khattak Ladge Fatmakhel PS Saddar District Bannu
3. Official concerned.

W. S. Khan
gr



W. S. Khan
Constable Bannu
07-02-20

W. S. Khan

DISCIPLINARY ACTION

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I, Muhammad Arif Superintendent of Police, Telecommunications, & Transport Khyber Pakhtunkhwa, Peshawar as Competent Authority, am of the opinion that Constable Muhammad Amir No. 883 has rendered himself liable to be proceeded against, as he has committed the following act of omission/commissions within the meaning of Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014).

STATEMENT OF ALLEGATIONS

That you while posted at Control Bannu was selected for recruit course at PTS Kohat with effect from 09.12.2019 but you did not join the said course in marked absent your self at Tele Line HQrs: Peshawar vide this office signal No. 13986-92/Tele/OASl, dated 05.12.2019.

The said act of negligence depicts his inefficiency, disobedience and in-disciplined attitude and lack of professionalism which amounts to grave misconduct on your part warranting stern disciplinary action against him.

For the purpose of scrutinizing the conduct of the said officer with reference to the above allegations, an Enquiry Officer Si Anayatullah is hereby nominated under Khyber Pakhtunkhwa Police Rules 1975 (amended 2014).

The Enquiry Officer shall, in accordance with the provision of the said Rules, provide reasonable opportunity of hearing to the accused constable, record and submit its finding within 07 days of the receipt of this order, make recommendations as to punishment or other appropriate action against the accused constable.

M. A. Arif
(MUHAMMAD ARIF)

Superintendent of Police, Telecomm: & Transport
Khyber Pakhtunkhwa, Peshawar.

o/c

Abdul Razaq

Abdul Razaq
Control Room Bannu
cite. Bannu 07-02-20

Amir

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Constable Muhammad Amir No.883 while posted at Control Bannu was selected for Recruit Course at PTS Kohat w.e.f 09.12.2019 but he did not join office signal No.13985-92/Tele/OASI dated 05.12.2019 without any leave/prior permission of the competent authority which is against the discipline and amount to gross misconduct. Therefore, he was issued Show Cause Notice, his reply to the Show Cause Notice was not received in a due course of time and then he was served with Charge Sheet and Summary of Allegation. Inspector Inayat Ullah of Motor Transport section was appointed as Enquiry Officer. He conducted proper departmental Enquiry collected evidence and recorded statement of all concerned. Enquiry Officer submitted his findings wherein he found Constable Muhammad Amir No.883 guilty for the mis-conduct and recommended him for major punishment. Superintendent of Police Motor Transport KP Peshawar pursued the enquiry papers finding & by agreeing with the Enquiry Officer, served him with the Final Show Cause Notice through O/C Tele Bannu. He was directed to submit his reply to the Final Show Cause Notice within seven (07) days, but he did not submit his reply rather handed over Medical Reports, which were verified from Additional Hospital Director District Hqrs Bannu, which were found fake, beside he also handed over copy of Call Letter issued from Government of Khyber Pakhtunkhwa Worker Children Education Board, which means that he is not more interest in Police Job and he has nothing to offer in his defence, hence deserved Ex-parte action.

On the recommendation of Superintendent of Police Motor Transport Khyber Pakhtunkhwa Peshawar, I Waqar Ahmad Assistant Inspector General of Police Telecomm. & Transport awarded the major punishment of Removed from service with immediate effect under the Police Rule 1975 amended 2014 and he has not performed any duty, therefore, not entitled for the salary on the principle of no work no pay.

The cost of out standing Govt. Kit and other dues if any should be recovered from him and credit to the Government Treasury under the relevant head of Account.

Assistant Inspector General of Police,
Telecommunication & Transport Khyber
Pakhtunkhwa, Peshawar.

05/08/2020

No. 7496-7505

Tele/OASI dated Peshawar the

Copies forwarded to following:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. SP/Motor Transport KP Peshawar.
3. SP/Telecomm. Peshawar.
4. OS/Tele Peshawar.
5. Accountant Tele Peshawar.
6. SRC/Tele Peshawar.
7. CSI/Tele Peshawar.
8. O/C Tele Bannu (with direction to disbursed the said at the home address of Constable Concerned and returned one spare copy duly signed from him Home address Muhammad Amir s/o Noor Muhammad r/o Khattak Lodge Fatima Khel PS Saddar Bannu.
9. Official Concerned.
10. OB/N. 22/2020.

Assistant Inspector General of Police,
Telecommunication & Transport Khyber
Pakhtunkhwa, Peshawar.

Annex -

39

To

The Provincial Police Officer
KPK Peshawar

Subject: - APPEAL AGAINST THE ORDER NO: 7496-7505 DATED 05/08/2020
ISSUED BY DIG OF POLICE TELECOMMUNICATION AND
TRANSPORT KPK PESHAWAR VIDE WHICH THE PETITIONER WAS
AWARDED THE MAJOR PUNISHMENT OF REMOVAL FROM
SERVICE.

Respected Sir,

1. That the petitioner was charged for the following allegations by SP Tele & Transport.
"That you vide posted at control Bannu was selected for recruit course at PTS Kohat i.e. 9-12-2019 you field to join the said course and absented yourself from 5-12-2019 to 6-12-2019 and PTS Kohat letter No 1073-80/ Training date 23-12-2019 and not yet bam reported so far. (To copy of charge sheet in amatory "A".)
2. I have replied to the charge sheet well in time but it was mentioned in the removal order that reply to the charge sheet was not received which is incorrect. The petitioner sent the reply to the charge sheet thought post to the DIG Tele Peshawar the receipt RGL 19135883 is in closed for perusal.
3. The Petitioner also submitted the medical documentation of his illness which were admitted in the removal order but were declared fake. The inquiry officer has not properly verified the medical certificates.
4. One team of Tele Department have verified the medical reports for GHQ Bannu. But this verified is not brought on record.
5. The inquiry was completed against the petitioner without his presence and hearing and Ex-part action was taken which is against the justice.

Therefore, it is requested that removal order of service may please be declared as set aside and reinstate to the service please be made for the sake of justice. I hope you will pay heed to my kind request.

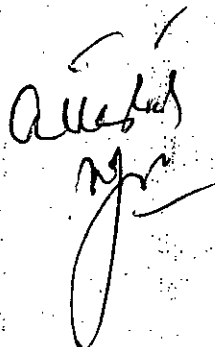

Regards

Muhammad Aamir Khan

Belt No. 883

Police Telecomm: HQ Peshawar

Dated / 31/08/2020



Amir Khan
40

BEFORE THE HONOURABLE SERVICE TRIBUNAL, KHYBER
PUKHTOON KHWA PESHAWAR

Service Appeal No 16412 /2020

Muhammad Amir Khan S/O Noor Muhammad Khan Ex-Constable, No-
883,(Wireless Operator BPS-7) Control, Bannu.

(Appellant)

VERSUS

1. The Provincial Police Officer,KPK,Peshawar.
2. The Assistant Inspector General of Police Telecommunication &
Transport KPK, Peshawar.
3. The DIG Telecommunication Peshawar. *Police*
4. Superintendent of Police, Telecom & Transport KPK Peshawar.

(Respondents)

APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974,
AGAINST THE ORDER DATED 05-08-2020
WHEREBY THE APPELLANT WAS REMOVED
FROM SERVICE AND AGAINST NOT TAKING
ACTION ON THE DEPARTMENTAL APPEAL OF
THE APPELLANT WITHIN THE STATUARY
PERIOD OF 90 DAYS.

Prayer in Appeal: -

ON ACCEPTANCE OF THIS APPEAL THE ORDER
DATED 05-08-2020, MAY KINDLY BE SET ASIDE
AND THE RESPONDENTS MAY KINDLY BE
DIRECTED TO REINSTATE THE APPELLANT

Amir Khan

(69)

INTO SERVICE WITH ALL BACK AND
CONSEQUENTIAL BENEFITS. ANY OTHER
RELIEF/REMEDY WHICH THIS AUGUST
TRIBUNAL DEEMS FIT AND APPROPRIATE THAT
MAY ALSO BE AWARDED IN FAVOUR OF
APPELLANT.

Respectfully Submitted:

1. That the appellant was appointed as constable (Wireless Operator PBS-7) in the respondents department on dated 14-02-2011, and completed all his trainings etc, and have good service record throughout, and also have more then 09 years service at his credit.
2. That ever since his appointment, the appellant had performed his duties as assigned with zeal and devotion and there was no complaint whatsoever regarding his performance.
3. That the appellant while posted in Control Bannu, was selected for Recruit Course at PTS Kohat w.e.f 09-12-2019, but the appellant was suffered from Heart and Diabetic problem due which the appellant was admitted in DHQ Hospital Bannu , the appellant was under regular treatment , and the doctors advised him for bed rest .the treatment of the appellant took about more then 7 months.(copy of medical chits are attached as annexure "A")
4. That as the appellant was under treatment therefore he was unable to perform his duty, and was remained absent, and in this respect the appellant informed time and again his High-up's. Moreover the appellant filed application to the DIG Telecommunication Peshawar on dated 12-03-2020 for grant of leave.(Copy of application & Postal Receipt are attached as annexure "B"& "C").
5. That when the show cause Notice was issued to the appellant, the appellant give proper reply to the Show Cause Notice in due course of time, thereafter the appellant was served with charge sheet and statement of allegation, which was properly replied by the appellant and produced all his medical chits. (Copy of Charge Sheet & Summary of allegation are annexure "D"& "E").

Handwritten signature

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6. That on the basis of the above allegation enquiry was conducted at the back of the appellant because the appellant was not associated with the enquiry proceedings nor any statement was recorded in presence of appellant, in which the appellant was held responsible.
7. That on the basis of the above departmental inquiry, the Appellant was removed from Service under Police Rule 1975 Vide Order dated 05-08-2020, without conducting any regular inquiry. The appellant time and again requested for his reinstatement in to service but the appellant time and again was kept in hope however the respondent no-2 finally communicated the said impugned order to the appellant.(copy of impugned order dated 05-08-2020 is attached as annexure "F").
8. That there after the appellant submitted a departmental appeal before the competent authority as Provincial Police Officer KPK Peshawar on Dated 31-08-2020 for reinstatement and also requested for withdrawal of the above mentioned removal order, but the respondent no-1 did not decided the departmental appeal of the appellant in statutory period of ninety days. (Copy of the departmental appeal is attached as annexure "G").
9. That the appellant feeling aggrieved from order impugned is illegal unlawful against the law and facts hence liable to be set aside inter alia on the following grounds:

GROUNDS OF APPEAL

- A. That the appellant has not been treated in accordance with law hence his rights secured and guaranteed under the law and constitution is badly violated.
- B. That the appellant has never involved himself in any commission or omission that could be termed as misconduct, and the proceedings conducted against him are thus illegal and unlawful.
- C. That no proper procedure has been followed before awarding the removal order from Service to the appellant, no proper inquiry has been conducted, the appellant has not been properly associated with the inquiry proceedings, statements of witnesses if any were never recorded in presence of the appellant nor he has been allowed opportunity of cross examination, thus the whole proceedings were defective in the eyes of law and the impugned order of removal from service being based on such defective proceedings, is thus liable to be set at naught on this score alone.

Attest
Signature

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D. That no full fledged inquiry was contemplated, held it is well settled principle of law that in case of awarding major punishment, a proper inquiry is to be conducted in accordance with law where a full opportunity of defense is to be provided to the delinquent officer as according to rules its clearly stipulates that in case of charge which has been defined in section 3 of dismissal from service ordinance 2000, a full fledged inquiry is to be conducted which admittedly has not been done in this case. Case relied upon PLJ 2005 SC 113.

E. That it is a well settled principle, that in case of major penalty where serious allegations were made and same were denied by the employee, a regular inquiry into the allegations, was absolutely necessary and a final notice had also to be issued and employee had to be given a chance of personal hearing. Such having not been done in case of the appellant, penalty of removal from service could not be imposed, impugned order of removal from service, without holding regular inquiry, without showing final show cause notice and also without giving appellant an opportunity of hearing, could not be maintained.

F. That the undersigned have not been provided proper opportunity of personal hearing thus he has been condemned unheard.

G. That even neither any enquiry has been conducted nor the appellant has ever been associated in any enquiry in respect of allegation leveled against the appellant regarding the absence from duty, inspite of the fact that the appellant being served in the Police department for almost 09 years and the respondents neither heard the appellant nor considered the length of his service, , hence removal order is amount to a ridiculous act of the respondents, liable to be set aside.

H. That even after the clear cut violation of mandatory provision of rules the respondents awarded the major punishment to the appellant without any justification, more over the said order is not a speaking order and the appellant was condemned unheard, hence liable to set aside.

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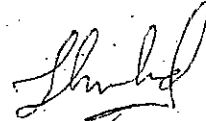
I. That the reasons given in the removal order, therefore it was required to have fully probe the matter and given opportunity to the appellant. There was no question of limitation involved in the case.

J. That it is well principle of superior courts that no major punishment could be imposed against the employees without holding regular enquiry into serious allegations of fact which were denied by such employees and same needed to be proved by recording of evidence.

8
Cite

- K. That the charges leveled against the appellant were never proved in the enquiry, the enquiry officer gave his findings on surmises and conjectures.
- L. That the appellant has never committed any act or omission which could be termed as misconduct, he had performed his duties and have showed no dereliction from duty, but has been awarded major punishment of removal from service.
- M. That under the circumstance of the case the Penalty of removal from service is too harsh and is liable to be set aside.
- N. That the appellant is jobless since the imposition of illegal penalty upon him.
- O. That the appellant seeks permission of this Honorable Tribunal to rely on additional grounds at the hearing of the appeal.

It is, therefore, humbly prayed that On acceptance of this appeal the order dated 05-08-2020 issued by the respondent no.2 being illegal ab-initio in the eyes of law may please be set aside and the appellant may kindly be reinstated into service with all back benefits.

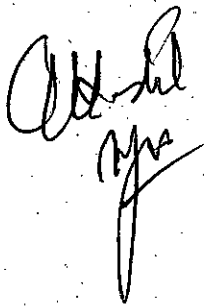

Appellant

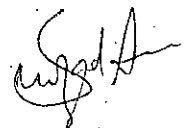
Through



MEHRAN ALI SHAH,
TAIMOR KHAN
SHAHZAD ANWAR

&
KHOBAZ KHAN KHATTAK.
Advocates, High court Peshawar.







(6)
(48)

BEFORE THE HONOURABLE SERVICE TRIBUNAL, KHYBER
PUKHTOON KHWA PESHAWAR

Service Appeal No _____/2020

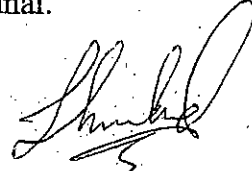
Muhammad Amir Khan(Appellant)

VERSUS

Provincial Police Officer and others (Respondents)

AFFIDAVIT

I, Muhammad Amir Khan Ex-Constable No-883 Control Bannu, do hereby solemnly affirm and declare on oath that the contents of the above noted appeal are true and correct to the best of my knowledge and belief and that nothing has been kept back or concealed from this Honourable Tribunal.

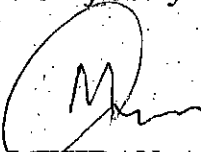


DEPONENT

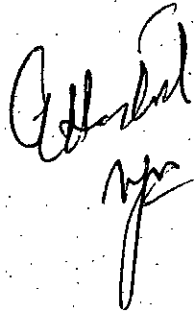
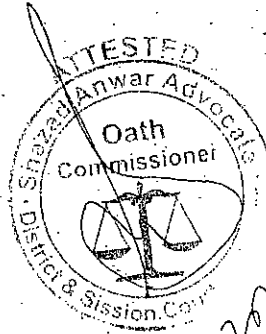
Muhammad Amir Khan

CNIC # 11101-4623769-3

Identified By:-



MEHRAN ALI SHAH
Advocate, Peshawar



(46)

BEFORE THE HONOURABLE SERVICE TRIBUNAL, KHYBER

PUKHTOON KHWA PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

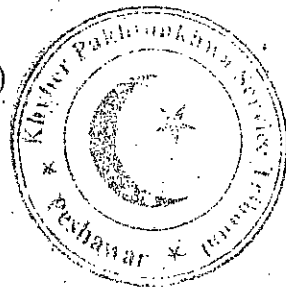
Diary No. 16828

Dated 22/12/2020

Service Appeal No 16412/2020

Muhammad Amir Khan S/O Noor Muhammad Khan Ex-Constable, No-883,(Wireless Operator BPS-7) Control, Bannu.

(Appellant)



VERSUS

1. The Provincial Police Officer, KPK, Peshawar.
2. The Assistant Inspector General of Police Telecommunication & Transport KPK, Peshawar.
3. The DIG Telecommunication Peshawar. Police
4. Superintendent of Police, Telecom & Transport KPK Peshawar.

(Respondents)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974, AGAINST THE ORDER DATED 05-08-2020 WHEREBY THE APPELLANT WAS REMOVED FROM SERVICE AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUARY PERIOD OF 90 DAYS.

Filed to-day
Registrar
22/12/20

Prayer in Appeal: -

Amir Khan
for

ON ACCEPTANCE OF THIS APPEAL THE ORDER DATED, 05-08-2020, MAY KINDLY BE SET ASIDE AND THE RESPONDENTS MAY KINDLY BE DIRECTED TO REINSTATE THE APPELLANT

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

✓
Appeal No. 16412/2020
M. Amir Khan vs Govt

(47)

21.01.2022

Appellant present in person. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.



Appellant submitted an application for withdrawal of the appeal with permission to file fresh appeal. His signature also obtained in the margin of order sheet. The appeal is, therefore, dismissed as withdrawn with permission to file fresh one, if so advised, subject to all legal objections. File be consigned to the record room.

(Signature)
(Atiq-Ur-Rehman Wazir)
Member (E)

(Signature)
Chairman

ANNOUNCED
21.01.2022

Certified to be true copy
(Signature)
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 21-01-2022
Number of Words 800
Copying Fee 10/-
Stamp 4/-
Total 14/-
Date of Collection of Copy 21-01-2022
Date of Delivery of Copy 21-01-2022

(Signature)

To

The Inspector General,
I.C.P. Police Department,
Pohang

Things:

Police Council
The North Impulse Council of Police
Telecommunication & Transport K.P.
Police Law, Pohang

(48)

(B)

Amos

Appeal against the order No S/707-12-22 dated 13.4.22
usually the appeal of the Applicant is dismissed/turned off

Respectfully submitted

1 - That this Applicant is full on new grounds & progress
2. That the Applicant may that

a. His absence is to be treated Extra-duty leave (EOL) with no pay of absence. The Applicant has a total length of service of almost 15 years, so entitled to 5 years EOL leave or

1. Allow the Applicant to transfer/re-transfer, an absence from duty or per ruling of the Supreme Court is not a misconduct

3 That the Applicant is highly qualified with M.S. in Management Science (Finance) and is recommended on merit on Asset Sub-Inspector by I.C.P. Public Service Commission on 13.4.22

to mention that the Applicant has passed ETFA, for the post of Assistant S.P. is out in summons for interview.

Amos

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

No. SI 445 /23, dated Peshawar the 20/02/2023.

To: The Deputy Inspector General of Police,
Telecommunication & Transport,
Khyber Pakhtunkhwa, Peshawar.

Subject:- DEPARTMENTAL APPEAL.

Memo:

Please refer to your office Memo: No. 1519/Tele/OASI, dated 30.02.2023.

The Competent Authority has examined and filed the present application of Ex-FC Muhammad Amir No: 883 of Telecommunication for re-instatement in service as his departmental appeal has already been processed and rejected vide CPO order Endst: No. S/707-12/22, dated 13.04.2022.

According to Rule 11 (3) of Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) there shall be only one appeal against the original order and the order of the Appellate Authority, in appeal, shall be final.

The applicant may please be informed accordingly.

M. Jan
20/2/23

(AFSAR JAN)

Registrar,

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Received on dated 20/3/2023
by hand, J. Ahmad

20/2/23

Asst. Insp.
20/2/23

Wakalat nama

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In the KP Service Tribunal , Peshawar

Service Appeal No-----/2023

Muhammad Amir khan S/O Noor Muhammad KhanAppellant

VS

Government of KP through Inspector general Of Police and others Respondents

I Muhammad Amir khan S/O Noor Muhammad Khan Ex Constable No-883, the Appellant , do hereby appoint Mr. Nazir Ahmad Advocate, High Court at Peshawar as my Counsel in subject proceedings and authorize him to appear, plead, compromise, withdraw or refer the matter for arbitration for me without any liability for his default and with the authority to engage/appoint any other advocate/counsel at my expense if necessary and receive all sums and amounts payable to me and to all such acts which he may deem necessary for protecting my interests in the matter. He is authorized to file Appeal, Revision, Review and Application for restoration or Application for setting-aside ex-parte decree proceedings on my behalf.



Appellant


Muhammad Amir khan

CNIC = 11101-4623769-3

Dated: 24.3.23

Accepted and Attested

Cell num: => 0332-9018584


Nazir. Ahmad Advocate
High Court
Cell: 0301-8571879
: 0332-8540783
bc-10-7897