

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA

PESHAWAR.

Muhammad Sohail son of Fakhar Zaman (Ex- Constable No. 315/272),
resident of Dheri Phagora Tehsil & District Battagram.
.....Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa KPK through Chief Secretary,
at Civil Secretariat Peshawar.
2. Secretary Finance Govt: of KPK at Civil Secretariat Peshawar.
3. Inspector General of Police KPK Peshawar.
4. District Police Officer, Battagram.
5. Regional Police officer, Hazara Region Abbottabad
..... Respondents

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6	Inquiry Report Total		44
	Total		54



Deponent

1

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA

PESHAWAR.

SERVICE APPEL NO. 4902/2021

Muhammad Sohail son of Fakhar Zaman (Ex- Constable No. 315/272),
resident of Dheri Phagora Tehsil & District Battagram.
.....Appellant

VERSUS

- 1) Government of Khyber Pakhtunkhwa KPK through Chief Secretary, at Civil Secretariat Peshawar.
- 2) Secretary Finance Govt: of KPK at Civil Secretariat Peshawar.
- 3) Inspector General of Police KPK Peshawar.
- 4) District Police Officer, Battagram.
- 5) Regional Police officer, Hazara Region Abbottabad
..... Respondents

Parawise Comments On Behalf Of Respondents

RESPECTFULLY, SHEWETH:-

PRELIMINARY OBJECTION:-

- a) The appeal is not based on facts and appellant has got no cause of action or locus standi.
- b) That appeal is not maintainable in the present form.
- c) The appeal is bad for non-joinder of necessary and mis-joinder of unnecessary parties.
- d) The appellant is estopped by his own conduct to file the appeal.
- e) The appeal is barred by the law and limitation.
- f) The appellant has not come to the Honorable Tribunal with clean hands.

FACTS:-

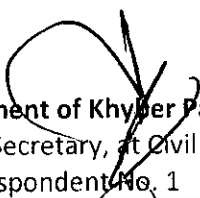
2

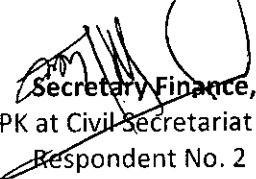
1. Pertains to record.
2. Incorrect: As per service roll the appellant remained absent from his duty for eight different times before 2016, and had been awarded without pay for these absences.
3. Incorrect: the appellant remained absent from duty with effect from 07.08.2015 to 15.02.2016, 08.04.2016 to 12.08.2016 and from 14.09.2016 to till dismissal order. He remained absent for total 394-days. During the enquiry he did not produce any medical documents. However, he produced medical documents in de-novo enquiry.
4. Correct: The appellant lodged a departmental appeal before the RPO Hazara against the dismissal order passed by DPO Battagram. The appeal was filed by the Regional Police Officer Hazara Region vide his office Order No. 781/PA, dated: 01.03.2017.
5. Correct:, the revision petition was filed against the impugned orders, wherein de-novo enquiry was ordered to be conducted in the case. in the meanwhile the appellant was re-instated in service on 26.03.2018.
6. Incorrect:, During the course of de-novo enquiry the appellant produced medical reports regarding his illness. The Enquiry Officer verified the medical reports from DHQ Hospital Battagram which were found fake. As per the remarks of MS DHQ Hospital Battagram according to the incharge causality and incharge daily OPD counter , the OPD chits doses not match with the record founding fake medical reports a case vide FIR No. 378 dated: 02.10.2018 U/S 419/420 /468/471 PPC PS Battagram was registered against the appellant. On the completion of de-novo enquiry the dismissal order of the appellant was kept standby.
(Copy of de-novo enquiry and FIR are annex as Annexure A-B)
7. The Case was investigated and after the completion of investigation, complete challan was submitted to the court. after commencing of trial the appellant was acquitted by the court of SCJ / Admin Battagram on the grounds of doubt. The acquittal from the court does not absolve the appellant from the liability

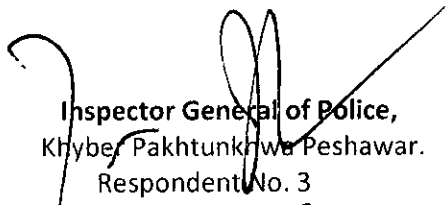
8. Incorrect. The appellant did not move any appeal to the DPO Battagram.
9. After his acquittal from court the appellant moved an appeal to the RPO Hazara for his re-instatement which was filed by the RPO Hazara vide his office Order No. 8704/PA, dated: 19.03.2020 (Annexure-c).
10. Correct: The appellant filed a revision petition before the respondent No. 3. Meeting of Appellant Board was held on 21.01.2021 wherein the petitioner was heard in person and his petition was rejected (Annexure-D)
11. The appeal is not maintainable on the following grounds:
 - A. Incorrect: The appellant was acquitted on the basis of doubt. Hence the acquittal does not absolve the appellant from the liability.
 - B. Incorrect: The appellant was heard in Person by the DPO Battagram during de-novo enquiry. similarly he was also heard in person by the RPO during appeal and the revision Board during revision petition.
 - C. The appellant remained absent from 07.08.2015 to 15.02.2016, 08.04.2016 to 12.08.2016 and 14.09.2016 to till the date of dismissal . During the course of enquiry he remained present from 15.02.2016 to 07.04.2016 (52-days) and 12.08.2016 to 13.09.2016 (32-days) but he was under enquiry and his enquiry was still undecided.
 - D. Incorrect: Explained in Para "A".
 - E. Explained in Para "A".
 - F. Incorrect: The appellant was Charge Sheeted vide No. 254-56 dated: 08.04.2016 and Final Show Cause Notice was issued to him vide No. 310/PA dated: 14.05.2016.
 - G. Not related.
 - H. The impugned order is legally correct and in accordance with law & rules.
 - I. Incorrect: All the orders of respondents against the appellant are legal and in accordance with law & rules.
 - J. The respondents seek leave to raise additional grounds at the time of arguments.


PRAYER:

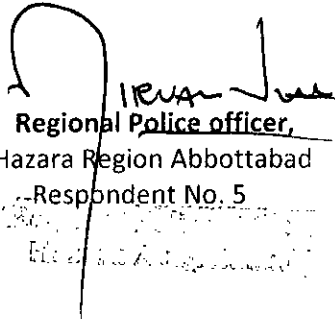
In view of the above mentioned facts, the appeal in hand may kindly be dismissed being devoid of any legal force.


Government of Khyber Pakhtunkhwa,
KPK through Chief Secretary, at Civil Secretariat Peshawar.
Respondent No. 1


Secretary Finance,
Govt: of KPK at Civil Secretariat Peshawar.
Respondent No. 2


Inspector General of Police,
Khyber Pakhtunkhwa Peshawar.
Respondent No. 3


District Police Officer,
Battagram.
Respondent No. 4


Regional Police officer,
Hazara Region Abbottabad
Respondent No. 5

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA**PESHAWAR.****SERVICE APPEL NO. 4902/2021**

Muhammad Sohail son of Fakhar Zaman (Ex- Constable No. 315/272),
resident of Dheri Phagora Tehsil & District Battagram.
.....Appellant

VERSUS

- 11) Government of Khyber Pakhtunkhwa KPK through Chief Secretary,
at Civil Secretariat Peshawar.
- 12) Secretary Finance Govt: of KPK at Civil Secretariat Peshawar.
- 13) Inspector General of Police KPK Peshawar.
- 14) District Police Officer, Battagram.
- 15) Regional Police officer, Hazara Region Abbottabad
..... Respondents

AUTHORITY LETTER

Mr. Muhammad Asif Inspector Legal Battagram is
hereby authorized to appear and submit comments/reply, affidavit
in SERVICE APPEL NO. 4902/2021 Titled Muhammad Suhail VS Provincial
Police Officer KPK & Others on my behalf.

**District Police Officer
Battagram**

6

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA

PESHAWAR.

SERVICE APPEL NO. 4902/2021

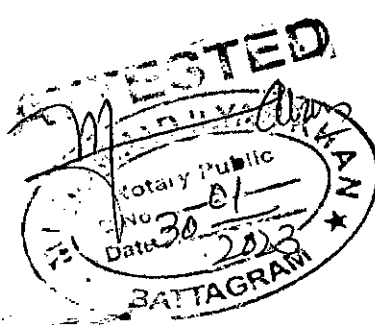
Muhammad Sohail son of Fakhar Zaman (Ex- Constable No. 315/272),
resident of Dheri Phagora Tehsil & District Battagram.
.....Appellant

VERSUS

- 16) Government of Khyber Pakhtunkhwa KPK through Chief Secretary,
at Civil Secretariat Peshawar.
- 17) Secretary Finance Govt: of KPK at Civil Secretariat Peshawar.
- 18) Inspector General of Police KPK Peshawar.
- 19) District Police Officer, Battagram.
- 20) Regional Police officer, Hazara Region Abbottabad
..... Respondents

AFFIDAVT

Mr. Muhammad Asaf respondents do hereby solemnly affirm and
declare that the contents of the rply/comments are true and correct
to our knowledge and bilief.




DEPONENT.



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

No. S/ 1103 /18, dated Peshawar the 26/03/2018.

ORDER

This order is hereby passed to dispose of departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 submitted by Ex-FC Muhammad Sohail No. 315. The petitioner was dismissed from service w.e.f 07.08.2015 by DPO/Battagram vide OB No. 64, dated 25.11.2016 on the charge of absence from duty for 01 year, 03 months and 18 days.

His appeal was filed by Regional Police Officer, Hazara at Abbottabad vide order Endst: No. 781/PA, dated 01.03.2017.

Meeting of Appellate Board was held on 01.03.2018 wherein petitioner was heard in person. During hearing petitioner contended that his absence was not deliberate but protracted illness did not allow him to join the duties. He also produced medical documents in support of his contention.

The contention of petitioner involve a factual controversy which needs proper enquiry for ascertaining the truth of the matter. Therefore, the Board decided that petitioner is hereby re-instated in service for the purpose of de-novo enquiry proceeding and proper enquiry in accordance the prescribed procedure and providing opportunity of defence shall be conducted.

This order is issued with the approval by the Competent Authority.

(AHSAN SAIFULLAH)
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

No. S/ 1104-10 /18,

Copy of the above is forwarded to the:

1. Regional Police Officer, Hazara at Abbottabad.
2. District Police Officer, Battagram.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.



SRC
Pa u / a
DPO/BTS
22/4/20

OFFICE OF THE REGIONAL POLICE OFFICER
HAZARA REGION, ABBOTTABAD

0992-9310021-22

0992-9310023

r.rpohazara@gmail.com

0345-9560687

NO: 8703 / PA DATED 19/03/2020

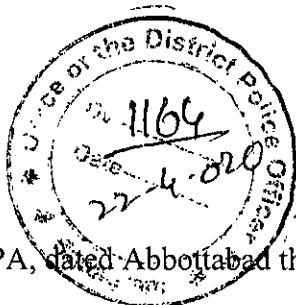
ORDER

This order will dispose off departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rules, 1975 submitted by Constable Sohail No.315/272 of District Battagram against punishment order i.e. *Dismissal from Service* awarded by District Police Officer, Battagram vide OB No.64 dated 25.11.2016.

Brief facts leading to the punishment are that he while posted at Police Lines Battagram absented himself from duty (**total 195 days**) without any leave or permission.

The appellant was issued charge sheet alongwith summary of allegations and DSP Headquarters was deputed to conduct departmental enquiry. The EO recommended him for suitable punishment. Keeping in view the above, DPO Battagram awarded him major punishment of dismissal from service vide OB No.64 dated 25.11.2016. The appellant preferred an appeal before RPO Hazara, which was filed by Appellate Authority vide Order No. 781/PA dated 01-03-2017. He also submitted appeal before W/Inspector General of Police, Khyber Pakhtunkhwa. In order ascertain facts, the appellant was reinstated by W/IGP KPK and DPO Battagram was directed to conduct denovo enquiry vide Order No. S/1103/18 dated 26-03-2018. During the course of denovo enquiry the official presented medical certificates before the EO, however after verification medical certificates were found bogus/fake vide MS DHQ Battagram Memo No. 3545/M dated 02-10-2018. Consequently the official was again dismissed by DPO Battagram vide OB No. 83 dated 07-11-2018. Moreover upon the direction of AIG Establishment vide Memo No. 4764/18 dated 28-11-2018 a case FIR No. 378 dated 28-11-2018 u/s 419/420/468/471 PPC PS Battagram had been registered against the official for presenting fake medical chits. However the Learned Court vide its order dated 28-08-2019 acquitted the appellant u/s 249-A CrPC.

After receiving his appeal, comments of DPO Battagram were sought and examined/perused. The undersigned called the official in OR and heard him in person. However the appellant failed to advance any plausible justification in his defence. The appellant despite being part of disciplined force remained absent for 195 days without information/permission and presented fake medical chits in order to deceive his senior officers which tantamount to gross misconduct. Therefore in exercise of the powers conferred upon the undersigned under Rule 11-4 (a) of Khyber Pakhtunkhwa Police Rules, 1975 appeal of the official is hereby *filed* with immediate effect.



Qazi Jamil ur Rehman (PSP)
Regional Police Officer
Hazara Region, Abbottabad

No. 8704 /PA, dated Abbottabad the 19-03 /2020.

- CC.
1. The District Police Officer, Battagram for information and necessary action with reference to his office Memo No.528 dated 30-01-2020. Service Roll and Fujii Missal containing enquiry file of the appellant is returned herewith for record.



(D) (10)

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

397/PA
10/3/20

No. S/ 941 /21, dated Peshawar the 04/03/2021. 10/3/20

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-FC Muhammad Sohail No. 315/272. The petitioner was dismissed from service by District Police Officer, Battagram vide order Endst: No. 1836-40/PA, dated 19.10.2018, on the allegations of absence from duty w.e.f 07.08.2015 till date of dismissal from service i.e. 25.11.2016 for a period of 01 year, 03 months and 18 days. His appeal was filed by Regional Police Officer, Hazara vide order Endst: No. 781/PA, dated 01.03.2017. His revision petition was discussed in the Appellate Board meeting held on 01.03.2018 wherein the Board re-instated him in service for the purpose of de-novo enquiry vide this office order No. S/1103/18, dated 26.03.2018. De-novo enquiry was conducted, his medical reports were sent for verification which were found fake by the MS DHQ Hospital Battagram. He was again dismissed from service by District Police Officer, Battagram vide order Endst: No. 1836-40/PA, dated 19.10.2018. His appeal was filed by Regional Police Officer, Hazara vide order Endst: No. 8703/PA, dated 19.03.2020. A case vide FIR No. 378, dated 28.11.2018 was also registered against him. He was acquitted u/s 249-A Cr.P.C. by the court of Mr. Ejaz-ur-Rehman Qazi, Senior Civil Judge (Admin)/MTMC, Battagram vide judgment dated 28.08.2019.

Meeting of Appellate Board was held on 21.01.2021 wherein petitioner was heard in person. Petitioner contended that he was acquitted by the court of Mr. Ejaz-ur-Rehman Qazi, Senior Civil Judge (Admin)/MTMC, Battagram vide judgment dated 28.08.2019.

Petitioner was acquitted on the benefit of doubt by the court of Senior Civil Judge (Admin)/MTMC, Battagram vide judgment dated 28.08.2019. The acquittal from the court does not absolve the petitioner from the liability. Therefore, the Board decided that his petition is hereby rejected.

Sd/-

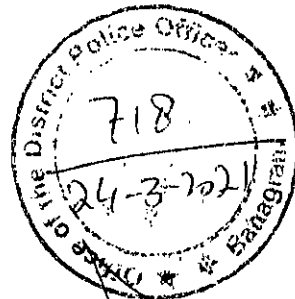
KASHIF ALAM, PSP

Additional Inspector General of Police,
HQs: Khyber Pakhtunkhwa, Peshawar.

No. S/ 942-3/21,

Copy of the above is forwarded to the:

1. Regional Police Officer, Hazara at Abbottabad. One Service Roll and one Fauji Missal (containing enquiry file) of the above named Ex-FC received vide your office Memo: No. 26/PA, dated 04.01.2021 is returned herewith for your office record.
2. District Police Officer, Battagram.
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: E-IV CPO Peshawar.



SRC
for info
DPO/BG
24/3/20

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

NO. 595/PA
dated 10/3/2021

DPO Battagram
for info & N/A

Jally
PA/R/O HZ
10/03

R. P. ...
see
24/3/21

انوارى آذان سپيل 313 نولس درن سلام

نمبر	تفصيل كا غذا	تعداد قطعا	تفصيل
1	اندر كن نيزا	4	فانسل سندا ميلى فانسل شوکار
2	رپورٹ طلبى نقل ريب	4	پروانه طلبى بيان ن سپيل 313
3	نقل ابيطافون	15	پروانه لبت فانسل شوکار
4	رپورٹ طلبى سپيل 313	4	لبه وصول فانسل شوکار
کى	مبلغ انوارى	12	

میزان - (39) صفحات

فائزنگ پورٹ

ضابطہ

والہ وصول فائزنگ پورٹ کوئی برصغیر ہسپتال کی پولیس سٹیشن کے نام
حروف صاف ہوں۔

Jurial Show
Cause notice
was served
upon accused
official, he
submitted no
reply and
was asked
to appear in
his case or
absence and
made report of
his arrival and
absent himself
which indicated
that he is not
interested in service
and keeping an view
the family of
EOLUD has he
is hereby dissolved
from the date
of date date
he was
absent

کینسل ہسپتال کی پولیس فائزنگ پورٹ کوئی برصغیر ہسپتال کے نام
نہا ہے۔ جو بیانی حکیم ورخ 8/15 کو بیمار ہوا عدالت کے سامنے دیا گیا
مقام کی۔ جو ڈاکٹر صاحب نے کسٹ کرنے کے بعد بند کیا۔ ٹائٹل فائزنگ پورٹ کے بعد عدالت
دعا کی وہ اپنے گھر گیا۔ اس دوران ٹائٹل فائزنگ پورٹ نے کسٹ لگا کر ٹائٹل فائزنگ پورٹ بن گیا۔
ہوئے کے بعد بھی DHO جینٹل مگرام سے عدالت دعا کی جاری رکھا۔ DHO جینٹل
مگرام سے رینا جلیب آپ کرنے کے بعد واپس اپنے گھر چلا جاتا۔ بیماری سے صحت یابی کے
بعد ورخ 2/26 کو اپنی حاضر پولیس سٹیشن میں آئی۔ ڈیٹیکٹ کاغذات لف ہیں۔
اسی طرح ورخ 4/16 سے پورٹ حاضر ہو کر بلکہ طبی فائزنگ پورٹ کوئی ورخ
8/26 کو حاضر آیا۔ اس نسبت بیانی حکیم میری پہلی پورٹ ہو چکی تھی۔ اور دوسری
پورٹ وہ کرنا تھی۔ بدین وچ وہ پورٹ سے پورٹ حاضر تھا۔

تمام صورت رکنوں سے پورٹ کیا گیا۔ کینسل مذکورہ سے جو پورٹ حاضر اپنی
درستی کی۔ اس نسبت پولیس سٹیشن میں اس سے رابطہ کیا گیا تھا۔
مذکورہ پورٹ کو قبل از میں بھی پورٹ حاضر کرنے پر سزا دینا ہو گیا ہے۔ جسکی
مذکورہ نسبت عدالت کے پاس لکھی گئی ہے۔ مذکورہ کینسل پورٹ سے قابل ہے۔ حکم پولیس سے
برقاری کے سفارح کی جا رہی ہے۔ فائزنگ پورٹ ہو کر گزارا ہے۔

DSR/HQ
Battagram
23-08-06

Submitted please

Issue final

Dismissed from Service
in the light of finding
of the court of law
and also given
also given
show

show
23/08/06
22/11/2006

سزائیں کنٹریل سہیل ڈاٹ 3

7 یوم غیڑ حاضر 1/7 یوم بدستخواہ 5
OB-138 ①
27.12.011

6 یوم غیڑ حاضر 1/6 یوم بدستخواہ
OB-102 ②
19.6.012

236062 یوم غیڑ حاضر 1/236062 یوم بدستخواہ
OB-58 ③
17.7.013

30060 یوم غیڑ حاضر 1/30060 یوم بدستخواہ
OB-58 ④
17.7.013

11 یوم غیڑ حاضر 1/11 یوم بدستخواہ 5
OB-55 ⑤
7.8.15

14

(74)

(60)

OFFICE OF THE DISTRICT POLICE OFFICER, BATTAGRAM

FINAL SHOW CAUSE NOTICE

(Under Rule 5 (3) KPK Police Rules, 1975)

I, Abdus Saboor Khan, District Police Officer, Battagram, as Competent Authority under Rule 5 (3) of the Khyber Pakhtunkhwa Police Rules-1975, Retired from Service do hereby you Constable Sohail No. 315, as follow:-

While you were posted as GD Police Lines Battagram absented himself from official duty with effect from 07.08.2015 to 15.02.2016.(195 days)and 08.04.2016 to till date.Your these acts are gross misconduct & liable to be punished.

4. On going through the findings and recommendation of the enquiry officer, material on the record, reply of the charge sheet/summary of allegations and other connected papers, I am satisfied that you have committed the following acts/omissions specified in rule 5 (3) KPK, Police Rules-1975.
5. That consequent upon the completion of enquiry conducted against you by the enquiry officer for which you were given opportunity of hearing but you failed to defense the enquiry proceedings. The enquiry deemed it necessary to take exparte action against you.
6. As a result thereof, I as competent authority have tentatively decided to impose upon you the penalty of major punishment under the above rules.
7. You are therefore directed to Final Shaw Cause as to why the aforesaid penalty should not be imposed upon you.
8. If no reply to the notice is received with in seven days of its deliver in the normal course it shall be presumed that your have no defense to put in and in the case an exparte action shall be taken against you.

Dismissed from service
he is absent from 7/8/2015
left proceeding he did not appear before enquiry officer

NO. 310/PA
dt = 11/05/2016

one's away conduct with this on his cell he left with his father and final show cause notice to son's duty

9-6-16

we have sent him copy but he did not respond.

(ABDUS SABGOR KHAN,
District Police Officer,
Battagram.
(Competent Authority)

Keeping in mind the previous record of the absented constable

تخلیہ عدد ۱۹ روزنامہ ۸/۸

۱۵
تخلیہ عدد ۱۹

12 یورٹیک علیہ اللہ HC ریڈر DSP جسٹس ڈاکٹر طارق علی صاحب ۸/۸ حصہ ۵۹۰۶۰
 یورٹیک جسٹس ٹائٹل شوکار فوٹو جاریہ DPO سے برطرف ہیں
 345 نے کال ریسیو کی جس کو سونے ٹائٹل شوکار فوٹو کے ساتھ منسلک
 DSP/HC سے پیرسٹیج سونے کا نسخہ ریا مذکورہ کٹیل میں پیش کیا گیا ہے
 کل صرف ۸/۸ کو جسٹس پیش کیا گیا۔ DSP/HC سے منسلک نسخہ پیش
 ہے جو باخفا یورٹیک ورڈ روزنامہ ۸/۸ تخلیہ علیہ ریڈر کے لئے
 حوالہ انکوائری نمبر کیا گیا ہے۔

تخلیہ عدد ۱۹
 تخلیہ علیہ اللہ
 (Mamun)

8-8-2016

Sir
 forwarded
 [Signature]
 Lo. BTe
 8-8-16

مجلس اسلام

فصل این درجہ و روزنامہ ۱۵/۸/۲۰۱۶

ایڈیشن اسلام

دسمبر ۲۰۱۶

رپورٹ میں اللہ کا رٹیز DSP وقت 08:15 بجے رپورٹ کیا

سلسلہ فائل شوکارا نوٹس کنٹریل سپریس ڈی آئی کو پوزیشن میں اپنا پورسٹل جو

فون نمبر جو سپریس ڈی آئی کے خود وصول کیا جسکو بند کیا گیا کہ آپ

فائل شوکارا کے سلسلے میں دفتر جناب DSP/45 آکر پیش ہوکر

اپنا بیان قلمبند کریں مذکورہ بیان میں آراء میں سے آراء میں سے آراء

کا اشتہار ہے رپورٹ درج روزنامہ ہے

فائل

فائل

M.M. he BTcy

M.M. he BTcy

10-08-2016

Sir

forwarded

[Signature]

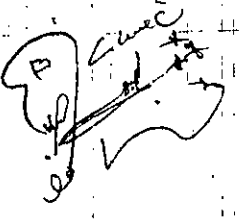
Lo line BTcy

10-8-16

بیان کنٹرول سینٹیل کا 3 مہینے پولیوٹیشن گلام

بیان کنٹرول سینٹیل کا 3 مہینے پولیوٹیشن گلام
 صاف سے مریں 545 جیٹال گلام گلا۔ جہاں پر CPD سے جھٹ سے کر 3 آکٹر ص
 کے ٹوس گیا۔ جو آکٹر صہ نے لٹکڑ کروائے۔ جو آکٹر نے تبدیا سے ٹاٹھا ٹیڈ ہوائے
 اور دوا ٹوٹیز کر کے میں اپنے گور صہ ہو۔ اس دوران ٹاٹھا ٹیڈ مرض بگڑ ٹاٹھا ٹیڈ اسٹ
 بن گیا۔ جو اس مرض کے ساتھ ساتھ پر جانی بھی مل گیا۔ ہر کو بیمار یوں کا علاج کرنا
 رجا۔ اور گھو صہ جو جو دغا۔ اور آکٹر صہ علاج و معالج سے ساتھ ساتھ کلین کی دوا
 میں استعمال کرنا رجا۔ اور آکٹر صہ کے ماس ٹر علاج رہنے کے بعد فرق $\frac{1}{16}$
 کو آکٹر صہ 545 جیٹال گلام نے 3 پھٹے کا ٹیڈ ٹیڈ ڈسٹ سے کر صہ ٹیڈ ٹیڈ اسٹ
 اس صاب سے $\frac{1}{16}$ کو ضم ہر رجا تھا۔ اور فرق $\frac{2}{15}$ کو صہ نے پولیوٹیشن گلام
 میں صاف کر لے۔

جو کہ صہ بیوی فوش ہو چکی تھی۔ اور صہ نے دوسری بٹا دی کی۔ ہر میں وجہ گھو صہ
 پر لٹیٹی کی بنا پر صہ و بارہ گور صہ تھا۔ اس دوران ٹیڈ پونے کی وجہ سے صہ نے صہ
 شہم کی اطلاع یا در فوٹو و بیٹورہ ہوا دی ہے۔ اس میں صہ بیان ہے۔ جو در صہ ہے۔

تعمیر


64 لوی لڈ

78

تقریباً 17 روزہ 12 $\frac{8}{16}$

د 17 طہری 50 $\frac{8}{16}$ 12 وقت 40-45 اس وقت کیل سے لے کر آسانی میں ہونے
اختہ بھلا 11 روزہ 12 $\frac{8}{16}$ طہری کی بیماری سے پہلے سے بہتر اور آسانی میں
کئی وقت میں اس وقت سے کہ وہ کاپ طہری میں طہری کی حالت میں
اب گفہہ مزاج کی طہری در 12 روزہ 12 $\frac{8}{16}$ تقریباً 17 روزہ
لوی کتاب کا دوا الیٰ انرا بلکہ کئی وقت میں ارسال کی جائیگا

طہری

فصلیہ مطالعہ اصل

~~XXXXXXXXXX~~

M. M. - wie BT on

18-8-2016

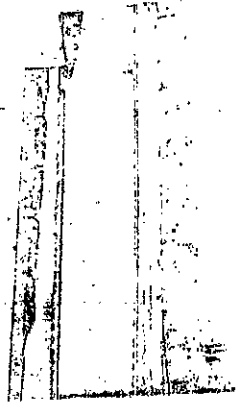
ان کے بارے میں

79
اردو سیکرٹری - ڈی ایچ ایف ڈی اسلام آباد
قسم ص - ڈی ایچ ایف ڈی اسلام آباد
برائے SHO خانہ اسلام آباد

کفار سہ ماہی کے سرپرستوں کے نام سے قاتلانہ حملے ہوئے ہیں جن کے ذریعے سبیل سید علی
کو قتل کر دیا گیا۔ وہ سبیل سید علی 18/12 کو دفتر ص -
ڈی ایچ ایف ڈی اسلام آباد میں قاتل ہوئے۔ 10:00 بجے ان کے اہل خانہ
کو اطلاع دی گئی۔ دہلی پولیس کے سبیل سید علی کو قتل کرنے
والے رشتہ داروں کے نام درج ہیں۔

(مکمل)

RIDSI BTG.
FIC
11/8/016.



(80)

تم صواباً P.D. 26/11/1952
صرف اسٹیٹس / H.A. / P.D. 26/11/1952

آج درجہ صدر کمیشن سپریم نمبر 315 کی آئینہ سازی اسٹیٹس جہانگیر خان
نے کی ہے۔ مذکورہ اسٹیٹس ناخالص طور پر نہیں آ رہا ہے حکومت
فائنل اسٹیٹس مانوٹسٹ جاری ہو رہے ہیں۔ ان کے فوٹو اسٹیٹس
سب سے لے کر اسٹیٹس فائنل تک کے اسٹیٹس سب سے لے کر
دفتر پیرا انچارج اسٹیٹس

فریڈ -
5/8/16

22

(65)

(82)

پندرہ روزہ

نقل بریلہ 18 جون 16

پندرہ روزہ

18 جون 16 MAC 18 جون 16 07.45 بجے پندرہ روزہ کیلئے 315

پندرہ روزہ جو اب سوکھ رہا ہے اگر پندرہ روزہ آئے تو پندرہ روزہ کے لئے
پندرہ روزہ کی آگے سوکھ رہا ہے پندرہ روزہ کی آگے سوکھ رہا ہے
پندرہ روزہ کی آگے سوکھ رہا ہے پندرہ روزہ کی آگے سوکھ رہا ہے
پندرہ روزہ کی آگے سوکھ رہا ہے پندرہ روزہ کی آگے سوکھ رہا ہے

ڈاک کے لئے

نقل بریلہ اصل ہے

~~MAM~~

MAM. hier BTcy

18-6-16

Sir

Forwarded

~~MAM~~
Co. BTcy

18-6-16

جو کتب

فہرست

فہرست 18 روزانہ 13/6/16

18 یورٹ مہنگہ MHC 13/6/16 وقت 07.35 کے اس وقت پورے صبح کی

سید 315 جو رضیہ کوئی قدر 23 روزانہ 13/6/16 کا پورے صبح
گئے جو میر سواتر ہاؤس کے ذرائع کوئی کوئی ہاؤس کوئی کوئی
جو کوئی کوئی اسٹریٹ کوئی کوئی کوئی کوئی کوئی کوئی کوئی
ریٹریٹ کوئی کوئی کوئی کوئی کوئی کوئی کوئی کوئی کوئی

13-6-16

فہرست 13-6-16

[Signature]

M. M. Wierstgen

13-6-16

Sir
forwarded

[Signature]
Co-line BScj
13-6-16

03

85

صا۔ عالی /

بوالہ خارج سبب غنبری 254-56 فورج 8/16 خارج قسم صا۔
560 صا۔ سلام حاصل ہو کر باضابطہ انٹوائزی شروع گائی۔ دوران انٹوائزی
ذیل حالت پائے گئے ہیں۔

کنٹین سپلی میٹریل کے لئے سروس سے لیاؤ سے کافی جو سپر سٹورم ہے۔ اور
فونری سے لیاؤ سے منبہائی غنبر حاضر باش قسم کا کنٹینیل ہے۔ صبا زندہ
مثال ہے صکیم مذکورہ بہ دستور غنبر حاضر ہے۔

مذکورہ کنٹینیل سے مفرد مار والی کو سنس لائی ہے۔ جس سے صرف ایک فریم
حاضر ہو کر خارج سبب کا جواب دیا ہے۔ اور اس کے بعد کسی قسم کا کوئی والا
میں لیا ہے۔ حالانکہ مذکورہ کنٹینیل سے اپنے جواب میں بیماری اور میڈیکل کالوا
دیا ہے۔ جو اس بار سے نہیں مذکورہ کو لیا گیا۔ کہ میڈیکل کے کاغذات پیش
کئے جائیں۔ مگر اس سے بعد مذکورہ کنٹینیل سے رابطہ کنگوارہ نہیں لیا ہے۔

دوران انٹوائزی لیا گیا ہے کہ مذکورہ کنٹینیل جان لو جو کہ غنبر حاضر ہوا
ہے۔ اور اس کے پاس میڈیکل کے کاغذات بھی نہیں ہے۔ انٹوائزی میں
مذکورہ گناہگار باہر لیا ہے۔ مذکورہ کی غنبر حاضر سے دورانہ کو بلڈنگ
اور مناسب سزا کی سفارش کی گئی ہے۔ (مذکورہ اب بھی دستور غنبر حاضر ہے)

DSP/HQ
Battagram
24141-16

[Handwritten signatures and scribbles]

صا۔ عالی /
مذکورہ کنٹینیل فورج 08/15
07/16
02/15
کل 195 دن غیر حاضر رہنے سے
اور اب فورج 08-04
2016 سے لا سٹور
غیر حاضر ہے

2016/05/05

26

72

89

DISCIPLINARY ACTION

I, **Raja Abdus Saboor Khan**, District Police Officer Battagram, competent authority, am of the opinion that you **Constable Sohail No. 315**, has rendered himself liable to be proceeded against, as you were committed the following acts/omissions:

STATEMENT OF ALLEGATIONS

That while you are posted as GD Police Battagram, committed the following misconduct:-

1. **1 While you were posted as GD Police Lines Battagram absented himse from duty with effect from 07.08.2015 to 15.02.2016 without any leave o prior permission. Your this act is gross misconduct and liable to b punishment.**

2. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations **Mr. Jehanzeb Khan Inspector** : Battagram, is appointed as Enquiry Officer.

3. The enquiry shall in accordance with the provision under the relevant rules, provide reasonable opportunity of hearing to the accused, record its findings and make within 15 days of the receipt of this order recommendation as to punishment or propose an appropriate action against the defaulter Constable.

4. The accused shall join the proceedings on the date, time and place fixed by the Enquiry Officer.

District Police Officer,
Battagram.

No. 254-56 /Dated Battagram the, 08/04 /2016.

Copy of above along with copy of charge sheet to the:-

1. The Deputy Inspector General of Police,(Hazara) Abbottabad, for favour of information with reference to his office Memo: No.4593- 4603/PA dated 23.07.2011.
2. Mr : Jehanzeb Khan.Inspector : Battagram, for initiating proceeding against the defaulter SI under the relevant rules.
3. Constable Sohail No. 315 to appear before the Enquiry Officer on the date, time and place fixed for the purpose of enquiry proceedings.

District Police Officer,
Battagram.

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90

73
CHARGE SHEET

- 1) I, **Raja Abdus Saboor Khan**, District Police Officer, Battagram as competent authority hereby charge you **Constable Shohail No. 315** as per the enclosed statement of Allegation.
- 2) By reason of the statement of allegation, you appear to be guilty of misconduct and have rendered yourself liable to all or any of the penalty specified under the relevant rules.
- 3) You are therefore, required to submit your written defense within (7) seven days of the receipt of this charge sheet to the enquiry Officer.
- 4) Your written defense, if any should reach the enquiry Officer within the specified period failing which it shall be presumed that you have no defense to put in and in that case ex-parte action shall follow against you.
- 5) Intimate whether you desire to be heard in person.
- 6) Statement of Allegation is enclosed.


District Police Officer,
Battagram.

از دفتر ریڈر DSP/HQ بنگلورام

محکم جناب DSP/HQ جمناب بنگلورام

برائے لائن آفیسر ضلع بنگلورام

تحریر کریں کہ سلسلہ رنگوارثی کنٹریبل سیکل رقم 315
 بوجہ غیر حاضری کی صورت $\frac{4}{016}$ اکو پینسی مقرر ہے
 مگر ڈاؤن کنٹریبل کو مطلع کیا جاؤں کہ صورت $\frac{4}{016}$ اکو بوقت
 10:00 بجے دفتر جناب DSP/HQ صاحب بنگلورام میں مکمل
 باوردی برائے قلمبندی بیان پیش ہو
 مطلع رہ کر عمل درآمد کرنے

سید
 RIDSP/HQ BTG
 874/016

AM

DISCIPLINARY ACTION

I, Raja Abdus Saboor Khan, District Police Officer Battagram, competent authority, am of the opinion that you **Constable Sohail No. 315**, has rendered himself liable to be proceeded against, as you were committed the following acts/omissions:-

STATEMENT OF ALLEGATIONS

That while you are posted as GD Police Battagram, committed the following misconduct:-

1. 1 While you were posted as GD Police Lines Battagram absented himself from duty with effect from 07.08.2015 to 15.02.2016 without any leave or prior permission. Your this act is gross misconduct and liable to be punishment.
2. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations **Mr. Jehanzeb Khan Inspector** : Battagram, is appointed as Enquiry Officer.
3. The enquiry shall in accordance with the provision under the relevant rules, provide reasonable opportunity of hearing to the accused, record its findings and make within 15 days of the receipt of this order recommendation as to punishment or propose an appropriate action against the defaulter Constable.
4. The accused shall join the proceedings on the date, time and place fixed by the Enquiry Officer.

District Police Officer,
Battagram.

No. 254-56 /Dated Battagram the, 08/04 /2016.

Copy of above along with copy of charge sheet to the:-

1. The Deputy Inspector General of Police, (Hazara) Abbottabad, for favour of information with reference to his office Memo: No.4593- 4603/PA dated 23.07.2011.
2. Mr : Jehanzeb Khan Inspector : Battagram, for initiating proceeding against the defaulter SI under the relevant rules.
3. Constable Sohail No. 315 to appear before the Enquiry Officer on the date, time and place fixed for the purpose of enquiry proceedings.

District Police Officer,
Battagram.

حساب
معرض بنو...
کف بنو...
12/04/2016

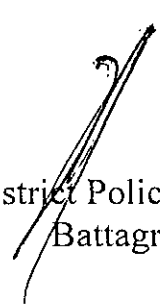
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98

78

CHARGE SHEET

- 1) I, Raja Abdus Saboor Khan, District Police Officer, Battagram as competent authority hereby charge you Constable Shohail No. 315 as per the enclosed statement of Allegation.
- 2) By reason of the statement of allegation, you appear to be guilty of misconduct and have rendered yourself liable to all or any of the penalty specified under the relevant rules.
- 3) You are therefore, required to submit your written defense within (7) seven days of the receipt of this charge sheet to the enquiry Officer.
- 4) Your written defense, if any should reach the enquiry Officer within the specified period failing which it shall be presumed that you have no defense to put in and in that case ex-parte action shall follow against you.
- 5) Intimate whether you desire to be heard in person.
- 6) Statement of Allegation is enclosed.


District Police Officer,
Battagram.



ذاتی عدالت

100

ضلع اسلام

حوالہ عدالت نمبر 378 مورخ 28/11/18 جرم 468/420/419 ت یہاں پہلا

میں سے عابد ولد عبدالغفار قوم سوانی سکندہ چھپرہ جرم حال وارڈ بوائے ریسیشن OPD
ایم جی ڈی وارڈ DHO ہیٹھال بنگرام میں کئی مرتبہ کھانسی اور کھانسی اور کھانسی
دینا ہوں کہ عدالت عنوان بالا میں جب میں عدالت یا منافی پولیس شہادت کیلئے
طلب کرتے عدالت طلب نہیں ہوتا رہوں گا کھانا ہے کئی صورت میں صحت
یا کھانا کو مبلغ 50000 بجائے ہزار روپیہ بطور تاوان آدھ روپے کا ٹریڈنگ
دینا ہوں تاکہ سند رہے

0344-959974
13202-3988166-3

عابد

عابد ولد عبدالغفار قوم سوانی سکندہ چھپرہ جرم حال وارڈ بوائے ریسیشن OPD
DHO ہیٹھال بنگرام

Attested
C. P. S. / PS / BTs
30/11/18

(97)

م 5 = یہ کہ سائنس کے گناہ اور مائیکرو جیم سے

میں امتیازیہ سائنس کی حالت اور واقعات باہر کے

پیش نظر مائیکرو سائنس اور خدائیں بنانے پر ایم جی ٹی کا 07/08/2015
15/02/2016 لائن کو میں شمار کرنا کہ سائنس اور فضا میں سائنس

آئینہ واسطے فضا اور سائنس کے

میں سائنس اور سائنس کے سائنس کے سائنس کے
315
12/4/2016

36

(98)

(98)

(81)

ORDER # 1
29/11/2018.

Accused/petitioner **Muhammad Sohail s/o Fakhar Uz Zaman**, with counsel present and filed the instant BBA application. It be registered. Accused/petitioner apprehends his arrest in case FIR # 378 dated 28/11/2018 under sections 419/420/468/471 PPC PS Battagram, District Battagram.

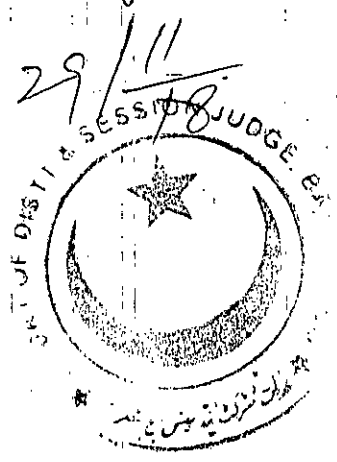
Contend malafide and false implication of the accused/petitioner. The petition is duly supported by an affidavit. In the absence of any record before me the petitioner is admitted to interim pre-arrest bail in the sum of Rs 50000/ (Rupees Fifty Thousand) with two sureties each in the like amount to the satisfaction of this court. The petitioner is directed to join investigation as and when required by the I.O. He is, further directed to appear before this court on 04/12/2018.

Notice to State, complainant and Record for the date fixed.

Announced
29/11/2018

sd-
Dr. Khurshid Iqbal,
Sessions Judge, Battagram.

*Attested to be
Coal copy
11/11/18*



99

صالح بگرام

صالح بگرام

کارڈ نمبر 378 معرفہ 28/11/2018

کو الہ علم عدالت نمبر 378 معرفہ 28/11/2018 مہم 419/420 ت یہ عدالت سے

468-471

بنام محمد حسین شیلہ نمبر 345/272 اولہ فقہ الزمان قوم ہوائی مکہ منگورہ

صالح علی

محمد عنقریب بالانہ ملزم بالانہ ایسی عبودیت حاکمات قبل از گرفتار
بعد از کتاب پیشینج صاحب بگرام سے کہو اگر آرڈر عدالت
BBA کر پیش کیا جو گرفتار کشورت علیہ ملزم ذیل ہے
کارڈ نمبر گرفتار صاحب

1142/INV/PS-BTC
29-11-018

علیہ ملزم

بمقام قریب 27/28 سال اولہ 6-5

منظور ہونے کے لئے

13202-7938034-9 # Nic

0343-9653083 # Mob#

ضلع بگرام

100

84

ذاتی عیال

بحوالہ مقدمہ عدالت نمبر 378 مورخہ 28/11/018 ص 468/420/419 تا یہ نمائندگی

میں مس فقیم خان ولد محمد بشیر قوم سوانی سکندہ عالی بگرام حال جو نئی بکریٹ اسٹیشن
برائچ ریجارج ڈسٹرکٹ ہیڈ کوارٹر ہسپتال بگرام اس بکریٹ ہیڈ کوارٹر سے
کرتا ہوں اور لکھ کر دیتا ہوں کہ مقدمہ عنوان بالا میں جب ہی عدالت یا
مقامی پولیس شہادت کے لیے طلب کرتے، عندالطلب پیش ہوتا رہوں
کوئی بھی صورت میں حکومت پاکستان کو مبلغ 50000 روپے کا
ٹاوان آدا کروں گا بکریٹ ہیڈ کوارٹر میں ہوں گا کہ سند رہے

13202-0971911-5
0346-9622859

Faqir

مس فقیم خان ولد محمد بشیر قوم سوانی سکندہ عالی بگرام حال جو نئی بکریٹ اسٹیشن برائچ
ریجارج DHQ ہسپتال بگرام

Attested
[Signature]
MHC/INC/PS-BT
30-11-018

39

85

102

Medical Superintendent
D.H.Q Hospital,
Battagram

Surgical Specialist,
D.H.Q HOSPITAL
Battagram

Medical Specialist
D.H.Q HOSPITAL
Battagram

Medical Officer
DHQ Hospital
Battagram

Attested
[Signature]
1HC/M/PS/BTC
30/11/018

103

86

In the court of Dr. Khurshid Iqbal, Sessions Judge, Battagram.

*Muhammad Sohail vs State.
BBA Application # 1274 of 2018.*

Order # 03
10/12/2018

Muhammad Sohail, petitioner, alongwith Mr. Faisal Rahim his counsel and Mr. Muhammad Sohail, learned APP for the State are present. Arguments heard, record perused.

The petitioner has been charged vide case FIR # 378, dated 28/11/2018, registered under sections 419/420/468/471 PPC, Police Station Battagram.

The petitioner is a police constable. He availed as many as 195 days leave on the pretext of his sickness. Through an inquiry, his department found that the medical prescriptions were bogus.

The complainant of the case is ^a police official, as such, the police department. From the available record, there appears to be no indication of mala fide and false implication, as such these two essential ^{elements} are missing in the instant case. Thus without going into further details, the application is turned down. Consequently, the ad interim pre arrest bail previously granted to the accused/petitioner is hereby recalled. Requisitioned Record shall be returned, This file shall be consigned to Record Room after completion.

Announced
10/12/2018.

Khurshid Iqbal
10/12/18
Dr. Khurshid Iqbal
Sessions Judge, Battagram.
REGISTRAR

95

116

Syed Fuzal Mashwani
Judicial Magistrate - I,
Battagram

عدالت فوجداری پاکستان

نام محمد سہیل ولد فخر الزمان قوم سواتی سکنتہ ڈھیری بگدر ٹرہ ملزم

مقدمت 378 جرم زبردفعہ 419-420-468 تقمانہ بشیر
28-11-018 471 PPc

ملزم عنوان ہوں مقرر ہوں کہ تافصلہ مقدمہ ہذا ہر ایک تاریخ پیشی پر حاضر عدالت رہوں گا۔ اگر مقدمہ تجویز کے لئے کسی دوسری عدالت کے سپرد ہوا تو وہاں بھی حاضر ہوں گا۔ نیز تافصلہ نقص امن نہ کروں گا۔ اور نیک چلن رہوں گا۔ بصورت خلاف ورزی روپیہ تاوان چلکے سرکار و تہمت کو ادا کروں گا۔ لہذا چلکے سندا تحریر ہے۔ 80000 مبلغ

ملزم محمد سہیل

ملزم محمد سہیل باثرہ انور مراد کاہوں سکنتہ بگدر ٹرہ ساکنان غوری محل بگدر ٹرہ ہیں ولد محمد مراد قوم سواتی پیران واصل خان قوم سواتی ملزم عنوان تافصلہ مقدمہ عدالت حضور میں یا دوسری عدالت میں جس میں مقدمہ تجویز کے لئے سپرد ہو ہر تاریخ پیشی پر حاضر ہوں گا اور تافصلہ مقدمہ نیک چلن رہوں گا اور نقص امن نہ کرے گا۔ بصورت خلاف ورزی مظہر ضامن / مظہر ضامن مبلغ 80000 روپیہ ضمانت منفردا / مشترکہ سرکار دولت مند کو بھروں گا / دینگے۔

الزوم: 12 15 018

13202-0740873-3 فخر الزمان

13202-0753964-7 محمد سہیل

0349517762 03495224217 032190 13202-0745896-1

کنتہ شہرستان و سرکنڈہ سائن بگدر ٹرہ

This document is non-transferable in any way as it is subject to the jurisdiction of the court of this court and any phone stamp is invalid. This is an Electronic Document.

(104)

صالح بگرام

صالح بگرام

درخواست حصول حراست پوریس دوم
نمبر دفعہ 167 ص 66

کو ایئر ایف اے نمبر 378 مورخہ 11/12/18 28-2-2018/468/420/419 سے یہ طالب بگرام

بنام محمد سہیل ولد فقیر الزمان کنیشن نمبر 345/272 رقم سوالی اسکیننگ نمبر

فوائد عنوان بالا میں ملزم بالائے ایسی عبور و حرکت قبل از گرفتاری
کردی گئی جو مورخہ 12/12/18 کو منسوخ ہوئی یہ ملزم بالا کو حسب ضابطہ
گرفتاری کیا گیا جسکی امور و اغراض حراست و نظام میں یہ ملزم
کوئی جوگہ نہیں حراست میں عدالت سے ملزم بالائے غرض
عشر ماہ 195 دن کی باہر قید میں رہا جو دوران حکمانہ
انتظامیہ عملی ثابت ہو کر ملزم بالائے شریک در رد و استیصال
انتظامیہ کے اہلکار کی باہر ہو چکے کے ساتھ ساتھ اسکا

M. Sohail S/o Fakru Zaman
Examined
No physical or mental abnormality found

12/12/18

اس کے علاوہ ملزم بالائے (5) نوم حراست منتظر رہتا رہا جو ان کے ساتھ
مادر فرمایا جاوے

11HC-MU-PS-BTG
11-12-018

Eng. S. S. S.

Signature of M. Sohail

DSP/HO
Battagram

Sd/- Forworded

Sd/- PS/BTG

M. Sohail S/o Fakru Zaman
Examined
No physical or mental
Abnormality found

12/12/18

order
11.12.18
separate order
written annex
have with

Forwarded
Pl. M. S. M.
Dec. 11, 2018
Battagram

Signature of Senior SP
Senior SP (Judicial)
Battagram

Senior Civil Judge/DM
Batalagram

KIRAN NAZ
S-3 BT

M. J. Khan

Request for extension
Seven days with which
investigation complete
for the case no. S-3

Order
11-12-18

Batalagram

Dec 11 2018

W.M.D: APP

Forwarded
PL

Forwarded
S-3
51/01/PS/BT

Signature
S-3

11-12-018
11-12-18-PS-BT

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Handwritten notes in Urdu script, likely a summary or reference.

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Handwritten notes in Urdu script.

Handwritten notes in Urdu script.

108

صلح بگرام

تھانہ بگرام

درخواست حصول حراست پولیس

زیر دستہ 167 اصفیہ

نحوہ سڈنہ عدالت نمبر 378 مورخہ 28/11/18 ص 468/420/419 تھانہ بگرام

بنام محمد سمیل ولد فخر الزمان جسٹس نمبر 345/272 قلم سوری سکہ فلپور ڈی

دنا عالی

مقدم عنوان والا سیر ملزم والا کو عدالت سے ایکٹ یوم حراست پولیس حاصل ہوا
ملزم کو حالات و افسار کے سلسلے میں ریسٹ سکا تھا لیکن ملزم عدالت پولیس
کا کنٹریل ہے جو قانون سے بخوبی واقف ہے بدین وجہ کوئی نشانہ
اخذ نہیں ہو سکا ملزم کو عدالت میں ریسٹ کرنا عطلوں کے برکتی
اصول حراست پولیس ضمن ہونے کو ہے جو زیر حراست پولیس پیش
عدالت کیا جاتا ہے

اسد عابد بھٹی ملزم عدالت 3 یوم حراست پولیس منظور فرما کر
ملزم کو حوالہ پولیس کرنا حکم صادر فرمایا جاوے

Supran/3

116-PS-BTG
12-12-018

Sir Forwarded
N.sj/ps/BTG
12-12-18

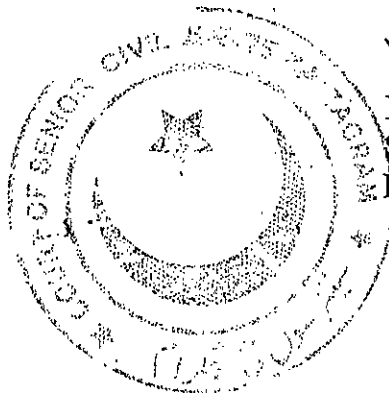
Received
12/12/18
DML BTG
12-12-018

order
12/12/18

separately
at herewith
D. M. Khan

ORDER
11.12.2018

Accused Muhammad Sohail s/o Fakhr-uz-Zaman, Constable No. 345/272, Caste Swati r/o Phagora Tehsil & District Battagram, charged in case FIR No. 378 dated 28/11/2018 u/s 419/420/468/471 PPC P.S Battagram, produced in custody by the local police with a request for 05 days police custody. In the instant case investigation is in progress. The request seems genuine. To facilitate the investigation 01 day police custody is granted subject to pre and post medical examination. I.O to proceed with the matter strictly in accordance with law. Accused be produced on 12/12/2018. Copy of this order be sent to Hon'able Sessions Judge, Battagram for information, please.



Kiran Naz
Kiran Naz,
Senior Civil Judge,
Battagram
KIRAN NAZ
Senior Civil Judge/JM
Battagram

27

109

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Order
12/12/2018

Accused Muhammad Sohail s/o Fakhr-uz-Zaman, constable NO. 345/272, Caste Swati r/o Phagora, Tehsil and District Battagram, charged in case FIR NO. 378 dated 28/11/2018 u/s 419/420/468/471 PPC PS Battagram, produced in custody by the local Police after expiry of one (1) day Police custody and requested further custody for three (3) days. Record reveals that accused passed maximum time in Police custody, but with no progress, therefore, the request for further custody is hereby turned down. Accused be sent to judicial lock up and be produced on 21/12/2018 with complete challan.

Kiran Naz
Kiran Naz
Senior Civil Judge/JM,
Battagram

KIRAN NAZ
Senior Civil Judge/JM
Battagram

48

110

93

THE COURT OF _____ BATTAGRAM

Case No. _____

Filed: _____

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
r 1	12/12/2018 MOSIB	Bail application presented by counsel. It be registered. Notice be issued to state and complainant for 13/12/2018. Record also be requisitioned for the date fixed. Kiran Naz Senior Civil Judge/JMIC, Battagram.
or NO-02	13/12/2018	APP Zeeshan Taj for the state present. Record received. placed on file. complainant not present. Fresh notice be issued against the complainant for 14/12/2018. KIRAN NAZ Senior Civil Judge/JMI Battagram.
—03	14/12/2018 S Hole U y h	Zeeshan Taj APP for the state present. Complainant not present. Fresh notice be issued to complainant. DFE is directed to execute the notice properly in accordance with Law. Parties are directed to appear before the court of MOD on 15/12/2018. KIRAN NAZ Senior Civil Judge/JMI Battagram.

C-4
Continued:

39
111
94
Thirdly; though there is a statement of Medical Superintendent DHQ Battagram available on record where he allegedly rendered his signatures to be fake, however, his statement under 161 Cr.P.C was not recorded by the investigating officer.

Fourthly; the accused is not a previous convict. Investigation in the case is complete and to keep the accused/petitioner behind the bar will serve no useful purpose rather it will amount to pre-trial punishment.

And lastly; the offences do not fall within the prohibitory clause of 497 Cr.P.C wherein grant of bail is rule and refusal is an exception.

In view of the above, the case of accused persons squarely falls with the circle of further inquiry. Hence, the instant bail petition stands accepted.

The accused/ petitioner is ordered to be released on bail subject to furnishing bail bonds to the tune of **Rupees: 80,000/- (Eighty Thousand only)** with two sureties, each in the like amount to the satisfaction of this Court. The requisitioned record be returned to the quarter concerned. Copy of this order be placed on police file, while file of this Court be consigned to Record Room after necessary completion.

Pronounced in open court at Battagram on this 15th day of December, 2018 and given under my hand and seal of this Court.

Syed Ruzqan Mashwani
Judicial Magistrate
Battagram

15/12/2018
Battagram

10/05/2018

Handwritten text in Urdu, likely a legal document or affidavit, enclosed in a rectangular border. The text is dense and covers most of the page.

Signature lines and names in Urdu, including a prominent signature in the center.



Handwritten text below the seal, possibly a title or reference.

BC No: [] [] [] [] [] [] [] [] [] []

S.No: 6635

Handwritten text, possibly a name or title, with a circled number 117.

SHORAI KAJAL Advocate 50
District Peshawar
High Court
Peshawar

Handwritten notes on the left margin, including a signature and the date 10/05/2018.



219
13-5-19

Ph# 0997-310170
Fax# 0997-311500
Email: scjbattagram@yahoo.com
www.districtcourtsbattagram.gov

No: 1007 **SCJ/JM BATTAGRAM**

Dated: 11-5-19

From:

Senior Civil Judge/JM,
Battagram.

TARGET CASE

To:

S.P Investigation,
District Battagram.

98

Subject:

**Production of PWS in Case titled State VS Muhammad Sohail
Case FIR No 378 dated: 28-11-2018 Under Section 419/420-468-471
Police Station Battagram District Battagram.**

Subject Case is pending trial before this court since long for want of statement of the following PWS.

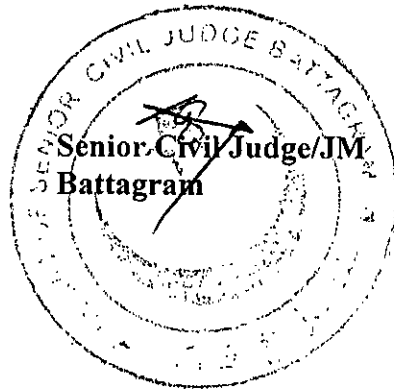
1. Nadar Shah IHC PS Battagram
2. Abdul Ameen IHC PS Battagram
3. Waris Khan SHO PS Battagram

NO S22
51B

You are, therefore required to direct the above named PWS to attend this Court for statement/evidence on 25-05-2019 positively.

This is to be treated as most urgent.

Given under my hand and seal of the court, this day of 10th May 2019



Copy Forwarded for information & necessary action to:

DPO, District Battagram.

Handwritten signature and text: STOPS-BTG



120

Ph# 0997-310170
Fax# 0997-311500

Email: scjbattagram@yahoo.com
www.districtcourtsbattagram.gov

99

No: 1314 SCJ/JM BATTAGRAM

Dated: 27/5/19

From: Senior Civil Judge/JM,
Battagram.

TARGET CASE

To: S.P Investigation,
District Battagram.

110/022
578

Subject: **Production of PWS in Case titled State VS Muhammad Sohail**
Case FIR No 378 dated: 28-11-2018 Under Section 419/420-468-471
Police Station Battagram District Battagram.

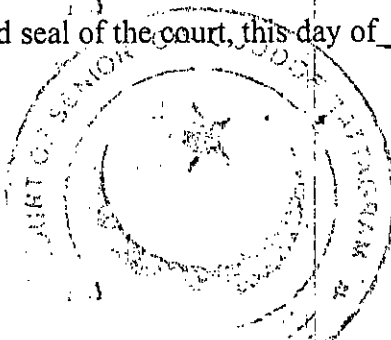
Subject Case is pending trial before this court since long for want of statement of the following PWS.

1. Nadar Shah IHC PS Battagram
2. Abdul Ameen IHC PS Battagram
3. Waris Khan SHO PS Battagram ✓

You are, therefore required to direct the above named PWS to attend this Court for statement/evidence on 11-06-2019 positively.

This is to be treated as **most urgent**.

Given under my hand and seal of the court, this day of 25th May 2019



[Signature]
Senior Civil Judge/JM
Battagram

Copy Forwarded for information & necessary action to:

DPO, District Battagram.

[Handwritten signature]
DPC

[Handwritten signature]
SHO BATTAGRAM
384
28-5-18
29/5/19

[Handwritten signature]
DPO



Ph# 0997-310170
Fax# 0997-311500

Email: scjbattagram@yahoo.com
www.districtcourtsbattagram.gov.pk

No: 1508 SCJ/JM BATTAGRAM

Dated: 11.6.19

From:

Senior Civil Judge/JM,
Battagram.

TARGET CASE

To:

S.P Investigation,
District Battagram.

Subject:

Production of PWS in Case titled State VS Muhammad Sohail
Case FIR No 378 dated: 28-11-2018 Under Section 419/420-468-471
Police Station Battagram District Battagram.

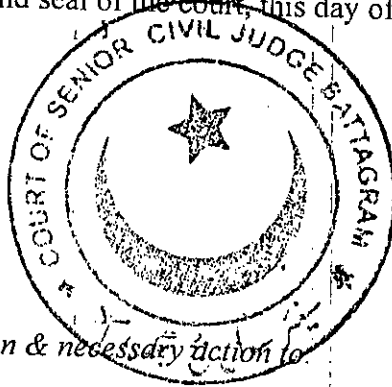
Subject Case is pending trial before this court since long for want of statement of the following PWS:

1. Nadar Shah IHC PS Battagram ✓
2. Abdul Ameen IHC PS Battagram ✓
3. Waris Khan SHO PS Battagram ✓

You are, therefore required to direct the above named PWS to attend this Court for statement/evidence on 19-06-2019 positively.

This is to be treated as most urgent.

Given under my hand and seal of the court, this day of 11th June 2019



Senior Civil Judge/JM
Battagram

Copy Forwarded for information & necessary action to

DPO, District Battagram.

448
13-6-19
SHO Battagram
For compliance.
13/6/19