



19.12.2022

Junior to counsel for the appellant present. Naseer Uddin Shah learned Assistant Advocate General for respondents present.

Former made a request for adjournment on the ground that senior counsel for the appellant is busy in Hon'ble Peshawar High Court, Peshawar. Last chance is given. To come up for arguments on 20.03.2023 before D.B.

SCANNED  
KPST  
Peshawar

  
(Fareeha Paul)  
Member (E)

  
(Rozina Rehman)  
Member (J)


20.03.2023


Appellant present through counsel.

Fazal Shah Mohmand, learned Additional Advocate General for respondents present.

Former made a request for adjournment in order to prepare the brief. Adjourned. To come up for arguments on 05.06.2023 before D.B. Parcha Peshi given to the parties.

SCANNED  
KPST  
Peshawar

  
(Muhammad Akbar Khan)  
Member (E)

  
(Rozina Rehman)  
Member (J)

19.07.2022


Proper Bench is not available, therefore, case is adjourned to 20.10.2022 for the same as before.


  
Reader

20<sup>th</sup> Oct., 2022

Junior to counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asstt. Advocate General for the respondents present.

Request for adjournment was made due to engagement of learned senior counsel before the Hon'ble High Court today. Adjourned. To come up for arguments on 19.12.2022 before D.B.

  
(Fareeha Paul)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

11.01.2022

Junior to counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG alongwith Mr. Abdul Khaliq Focal Person for respondents present.

Reply/comments on behalf of respondents are still awaited. Representative of respondents sought time for submission of reply/comments. Last opportunity is granted to respondents to furnish reply/comments on or before next date, failing which their right to submit reply/comments shall be deemed as struck off by virtue of this order. To come up for arguments before the D.B on 28.04.2022.



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

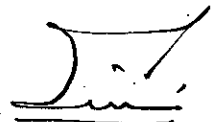
28.04.2022

Mr. Maaz Madni, Advocate, as proxy on behalf of learned counsel for the appellant present. Mr. Abdul Khaliq, Focal Person as representative on behalf of respondents No. 2, 3 & 4 alongwith Mr. Riaz Ahmed Paindakhel, Assistant Advocate General present and submitted para-wise comments, which are placed on file. None present on behalf of private respondent No. 5, hence he is proceeded ex-parte.

Mr. Maaz Madni stated that he has been telephonically informed by learned counsel for the appellant that he would be unable to appear before the Tribunal today, due to some domestic engagement, therefore, adjournment may be granted. Adjourned. To come up for rejoinder, if any, as well as arguments on 19.07.2022 before the D.B.



(Mian Muhammad)  
Member (E)



(Salah-ud-Din)  
Member (J)

04.10.2021


Mr. Adnan Aman, Advocate, for the appellant present.  
Preliminary arguments heard.

Learned counsel for the appellant has argued that the appellant was properly inducted in Khasadar Force vide order dated 16.12.2009, where-after he performing his duty regularly. He further contended that after the merger of FATA into Khyber Pakhtunkhwa Province, the Khyber Pakhtunkhwa Khasadar Force Act, 2019 was promulgated, whereby Khasadars were to be absorbed in the Khyber Pakhtunkhwa Police Force. He next contended that the appellant was legally entitled to be absorbed in the Khyber Pakhtunkhwa Police Force, however upon the recommendation of Malik Abdul Majeed, the name of respondent No. 5 was forwarded for absorption, which is against law and norms of natural justice. He further contended that the departmental appeal was filed but the appellate Authority did not pay any heed to the grievance of the appellant within the statutory period, therefore, the appellant filed the instant service appeal for redressal of his grievance.

Points raised need consideration, hence the appeal is admitted to regular hearing subject to all legal and valid objections. The appellant is directed to deposit security and process fee within 10 days, where-after notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments before the D.B on 11.01.2022.

The appeal is also accompanied by an application for restraining the respondents not to absorb the services of respondent No. 5 into Khyber Pakhtunkhwa Police Force till the final decision of instant appeal. Notice of the application also issued to the respondents for the date fixed.

Appellant Deposited  
Security & Process Fee



  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

Form-A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.- 7428 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/09/2021	<p>The appeal of Mr. Iqbal Hussain resubmitted today by Mr. Adnan Aman Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>09/10/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
2-		

SCANNED  
KPST  
Reshawan

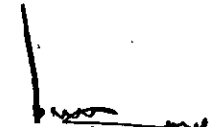
Ch  
vchate

The appeal of Mr. Iqbal Hussain son of Umar Said Special Khassadar Constable District Mohmand received today i.e. on 26.07.2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Index of the appeal may be prepared according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 2- Memorandum of appeal may be got signed by the appellant.
- 3- Annexures of the appeal may be attested.
- 4- Appeal has not been flagged/marked with annexures marks.
- 5- Check list is not attached with the appeal.
- 6- Copy of appointment order dated 30.12.2009 mentioned in para-2 of the memo of appeal is not attached with the appeal which may be placed on it.
- 7- Copy of impugned order is not attached with the appeal which may be placed on it.
- 8- Copy of departmental appeal is not attached with the appeal which may be placed on it.
- 9- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- 10- Six more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1418 /S.T.

Dt. 27/07 /2021

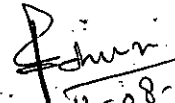
  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

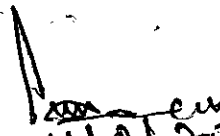
Mr. Adnan Aman Adv. Pesh.

Respected Sir,

humble request for extension of  
time to remove objections-

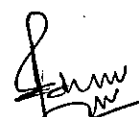
⑮ days time further extended.

  
11-08-21

  
11/2/2021

Respected Sir,

Humble request for extension of  
time to remove objections

  
26-08-2021

10 day order extended for  
Cephalon. eBDA.

Goodwin  
26/8/2021

Respected Sir,

Humble request for extension of time  
for removing objections as the counsel  
for the appellants is suffering from  
fever & throat infection.

Shree  
06-09-2021  
fals

10 days time for the extended.

NO: 1773/ST  
dated 06/09/2021

~~6/9/22~~

Respected Sir

resubmitted after removing all the necessary  
objections therefore the same be placed  
before the court please -

Shree

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

2428

Service Appeal No. \_\_\_\_\_/2021

Iqbal Hussain. . . . . **APPELLANT**

**VERSUS**

The Govt. of KP, & others. . . . . **RESPONDENTS**

**I N D E X**

<b>S.No.</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Service Appeal		1-6
2.	Affidavit		7
3.	Stay Application with Affidavit		8-9
4.	Addresses of the Parties		10
5.	Copy of Letter dated 16.12.2009 and Pay Slip	A & B	11-12
6.	Copy of Khasadar Force Act, 2019	C	13-19
7.	Copies of Applications, Affidavit and Proforma	D to H	20-25
8.	Copy of Report and Letter dated 17.02.2021	I & J	26-27
9.	Copy of Departmental Appeal dated 24.03.2021	K	28-29
10.	Wakalatnama		30

Appellant  
Through

Dated: 26.07.2021

**ADNAN AMAN**  
Advocate High Court  
Off: B-15, Haroon Mansion,  
Khyber Bazar, Peshawar  
Cell #: 0321-9853530



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

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 7356

Dated 26/7/2021

Service Appeal No. \_\_\_\_\_/2021

Iqbal Hussain S/o Umar Said, Special Khassadar  
Constable, Personal No.492845, District Mohmand.

.....APPELLANT

**VERSUS**

1. The Govt. of Khyber Pakhtunkhwa through Secretary Home & Tribal Affairs Department, Civil Secretariat, Peshawar.
2. The Inspector General of Police, Khyber Pakhtunkhwa, Central Police Office, Peshawar.
3. The Additional Inspector General of Police (Establishment), Khyber Pakhtunkhwa, Central Police Office, Peshawar.
4. The District Police Officer, District Mohmand at Ghallanai. .... **RESPONDENTS**

5. *Ihsan Ullah s/o Ihsan-ud-Din  
R/o Prang Ghar Speena Khawra Distt; Mohmand.*

**SERVICE APPEAL U/S 4 OF THE KHYBER  
PAKHTUNKHWA SERVICES TRIBUNAL  
ACT, 1974, AGAINST THE IMPUGNED ACT  
AND OMISSION OF THE RESPONDENTS,  
WHO VIDE THE SAME, HAD ILLEGALLY  
DROPPED THE NAME OF APPELLANT  
FROM ABSORPTION OF HIS SERVICES  
INTO KHYBER PAKHTUNKHWA POLICE**

**Filed to-day**

*ms*  
**Registrar**

*26/7/2021*

**AND INSTEAD APPOINTED RESPONDENT NO.5, BE DECLARED AS ILLEGAL AND UNLAWFUL.**

**PRAYER:**

**By accepting this appeal, the impugned orders dated 17.02.2021 and order of departmental appellate authority dated Nil and absorption of respondent No.5 in Khyber Pakhtunkhwa Police Force may please be set-aside and instead the services of the appellant be absorbed/regularized in Khyber Pakhtunkhwa Police, from the date of his initial appointment.**

**Respectfully Sheweth:**

1. That the appellant was inducted and awarded as Special Khasadar Constable on the recommendation of one Malak Abdul Majeed Khan s/o Haji Misal Khan R/o Ekka Ghund, Bazar, District Mohmand, vide order dated 16.12.2009. (Copy of Letter dated 16.12.2009 and Pay Slip is attached as annexure "A" & "B").
2. That after induction as Special Khasadar Constable on 30.12.2009, the appellant started performing his duty quite efficiently, whole heartedly and upto the entire satisfaction of his high-ups and as such the appellant has an unblemished service record of more than 12 years.

3. That after merger of the FATA into Khyber Pakhtunkhwa Province, the services of Khasadars working in the erstwhile FATA were absorbed in the Khyber Pakhtunkhwa Police Department, through an Act called The Khyber Pakhtunkhwa Khasadar Force Act, 2019 promulgated and notified in the official gazette of Khyber Pakhtunkhwa on 16.09.2019. (Copy of Khasadar Force Act, 2019 is attached as annexure "C").
4. That in the meanwhile, Malak Abdul Majeed Khan s/o Misal Khan submitted an application alongwith an affidavit before respondent No.3 in respect of removing the name of the appellant from the list of Khasadar and another name was recommended for induction in the force followed by another application to respondent No.2 on 28.12.2020 alongwith a proforma showing the name of the next appointee i.e. Ihsan Ullah s/o Israr ud Din, which is forwarded to respondent No.3 for process, vide letter dated 29.12.2020. (Copies of Applications, Affidavit and Proforma are attached as annexure "D", "E", "F" "G" & "H")
5. That the application submitted by Malak Abdul Majeed was placed before scrutiny committee, wherein the scrutiny committee submitted report alongwith proforma to respondent No.3, which was forwarded to respondent No.2 vide letter dated 17.02.2021. (Copy of Report and Letter dated 17.02.2021 are attached as annexure "I" & "J").

6. That when it came to knowledge of the appellant that his name is going to be excluded from absorption and another name is inducted for absorption without any justification the appellant filed departmental appeal dated 24.03.2021, which is not responded till date. (Copy of Departmental Appeal dated 24.03.2021 is attached as annexure "K").
7. That the appellant, being aggrieved and having no other efficacious, adequate and alternate remedy, is constrained to move this Hon'ble Tribunal for the following amongst other grounds:-

**GROUND S:**

- A. That act and omission of the respondents by illegally removing the name of the appellant from absorption into Police Force is against the law, rules, facts and material available on record, hence not tenable in the eye of law and is liable to be set aside.
- B. That the respondents have not acted in accordance with law and the rules governing the subject matter by illegally removing the name of the appellant from absorption into Police Force, hence not tenable in the eye of law.
- C. That no codal formalities have been adopted by the respondents by illegally removing the name of the appellant from absorption into Police Force.

- D. That the appellant has served the Department for quite considerable time with full zeal and zest, but the act of the respondents by illegally removing the name of the appellant from absorption into Police Force is against the norms of natural justice.
- E. That the act of the respondents by illegally removing the name of the appellant from absorption into Police Force is clear violation of Article 38(e) of the Constitution of Islamic Republic of Pakistan, 1973, which states that;

**"To reduce disparity in the income and earning of the individual including the persons in Service of Pakistan."**

- F. That the appellant has been treated against the law and he has also been deprived of equal protection of law.

It is, therefore, most humbly prayed that by accepting this appeal, the impugned orders dated 17.02.2021 and order of departmental appellate authority dated Nil and absorption of respondent No.5 in Khyber Pakhtunkhwa Police Force may please be set-aside and instead the services of the appellant be absorbed / regularized in Khyber Pakhtunkhwa Police, from the date of his initial appointment.

Any other relief as deemed appropriate in circumstances of the case, not specifically asked for, may also be granted to the appellant.

Appellant  
Through

Dated: 26.07.2021

**ADNAN AMAN**  
Advocate High Court(s)

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

Service Appeal No. \_\_\_\_\_/2021

Iqbal Hussain. . . . . **APPELLANT**

**VERSUS**

The Govt. of KP, & others. . . . . **RESPONDENTS**

**AFFIDAVIT**

I, Iqbal Hussain S/o Umar Said, Special Khassadar Constable, Personal No.492845, District Mohmand, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

**DEPONENT**

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

In Re:

Service Appeal No. \_\_\_\_\_/2021

Iqbal Hussain. . . . . **APPLICANT/APPELLANT**

**VERSUS**

The Govt. of KP, & others. . . . . **RESPONDENTS**

**APPLICATION FOR RESTRAINING  
THE RESPONDENTS TO ABSORB OF  
SERVICES OF RESPONDENT NO.5  
INTO KHYBER PAKHTUNKHWA  
POLICE FORCE, TILL THE FINAL  
DECISION OF INSTANT APPEAL.**

**Respectfully Sheweth:**

1. That the titled appeal is being filed before this Hon'ble Tribunal in which no date of hearing has yet been fixed.
2. That the applicant/ appellant has a prima facie case in her favour and he is sanguine of its success.
3. That the balance of convenience also lies in favour of the applicant/appellant.
4. That if the respondents are not restrained from absorption of respondent No.5 into Khyber Pakhtunkhwa Police Force, the applicant/appellant will suffer an irreparable loss.



It is, therefore, prayed that by accepting this application, the respondents may please be restrained from absorption of respondent No.5 into Khyber Pakhtunkhwa Police Force and maintenance of status quo be ordered, till the final decision of instant appeal.

Applicant/Appellant  
Through

Dated: 26.07.2021

**ADNAN AMAN**  
Advocate High Court(s)

**A F F I D A V I T**

I, Iqbal Hussain S/o Umar Said, Special Khassadar Constable, Personal No.492845, District Mohmand, do hereby solemnly affirm and declare on oath that the contents of the **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

D E P O N E N T

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

Service Appeal No. \_\_\_\_\_/2021

Iqbal Hussain. . . . . **APPELLANT**

**VERSUS**

The Govt. of KP, & others. . . . . **RESPONDENTS**

**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Iqbal Hussain S/o Umar Said, Special Khassadar  
Constable, Personal No.492845, District Mohmand.

**RESPONDENTS:**

1. The Govt. of Khyber Pakhtunkhwa through Secretary Home & Tribal Affairs Department, Civil Secretariat, Peshawar.
2. The Inspector General of Police, Khyber Pakhtunkhwa, Central Police Office, Peshawar.
3. The Additional Inspector General of Police (Establishment), Khyber Pakhtunkhwa, Central Police Office, Peshawar.
4. The District Police Officer, District Mohmand at Ghallanai.
5. Ihsan Ullah S/o Israr-ud-Din R/o Prang Ghar, Spina Khawra, District Mohmand.

Appellant  
Through

**Adnan Aman**  
Advocate High Court(s)

Dated: 26.07.2021

OFFICE OF THE

No 6239 /APA(LM)

Dated at Ekkaghund 16/12/2009

A

From: The Assistant Political Agent  
Lower Mohmands Ekkaghund.

Annexure

To : The Political Agent Mohmands  
Ghalianai.

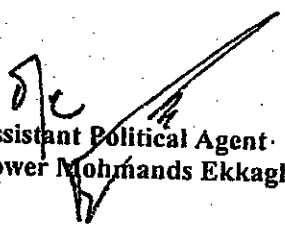
" A "

Subject: APPLICATION FOR KHASSADARI:

Memorandum:

(11)

It is submitted that one Iqbal Hussain s/o Umer said (late) Hafiz  
kor is remained very co-operative with the administration as and when required is  
recommend ed for grant of khassadari, *in the above mentioned name*  
*was given by Habib A. Majid Khan S/o Haz. Mirza Khan*  
*Hafiz kor.*  
submitted please.

  
Assistant Political Agent  
Lower Mohmands Ekkaghund.

12

B

CC 192845 IQBAL HUSSAIN CNIC: 3140763943363 Desig: CONSTABLE (80904696) Grade: 07 NTN: Buckle No.: Gazetted/Non-Gazetted: N

PAYMENTS	AMOUNT	DEDUCTIONS	AMOUNT	LOAN/FUND	PRINCIPAL	REPAID	BALANCE
0001 Basic Pay	12,210.00	3007 GPF Subscription	1,010.00-				19,190.00
1000 House Rent Allowance	1,589.00	3530 Police welfare Fund BS-1 t	244.00-				
1210 Convey Allowance 20	1,932.00	4004 R. Benefits & Death C	450.00-				
1300 Medical Allowance	1,500.00						
1528 Unattractive Area A	1,000.00						
1547 Ration Allowance	681.00						
1567 Washing Allowance	150.00						
1646 Constabulary R Allow	300.00						
1801 Spec. Allowance (Pub)	3,530.00						
1902 Special Incentive A1	775.00						
2168 Fixed Daily Allowance	2,730.00						
2211 Adhoc Relief All 201	812.00						
2224 Adhoc Relief All 201	1,221.00						
2247 Adhoc Relief All 201	1,221.00						
2264 Adhoc Relief All 201	1,221.00						
PAYMENTS	30,872.00	DEDUCTIONS	1,704.00-				
				NET PAY	29,168.00	01.02.2021	28.02.2021

Annexure  
"B"

Branch Code:

Payment through DDO

Acct.No:

**THE KHYBER PAKHTUNKHWA KHASADAR FORCE ACT, 2019**

**(KHYBER PAKHTUNKHWA ACT NO. XXXIV OF 2019)**

**CONTENTS**

Annexure

"C"

13

**PREAMBLE**

**SECTIONS**

1. Short title, application, extent and commencement.
2. Definitions.
3. Re-constitution, regulation and maintenance of the Khasadar Force.
4. Superintendence, administration and control of the Khasadar Force.
5. Method of recruitment.
6. Powers and duties of the Khasadar Force.
7. Postings, transfers and distribution of the Khasadar Force.
8. Liability of Khasadar Force.
9. Assistance and support to Government functionaries.
10. Power to make rules.
11. Act to override other laws.
12. Actions taken in good faith.
13. Removal of difficulty.
14. Repeal.

**SCHEDULE**

**THE KHYBER PAKHTUNKHWA KHASADAR FORCE ACT, 2019**

**(KHYBER PAKHTUNKHWA ACT NO. XXXIV OF 2019)**

*(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 16th September, 2019).*

14

**AN  
ACT**

*to regulate and maintain the Khasadar Force previously working in the erstwhile Federally Administered Tribal Areas and now in the merged districts of the Province of the Khyber Pakhtunkhwa.*

**WHEREAS** after Constitution (Twenty-fifth Amendment) Act, 2018 (Act No. XXXVII of 2018), the erstwhile Federally Administered Tribal Areas were merged in the Province of the Khyber Pakhtunkhwa, and the special provisions for the governance system in the said areas were omitted through said amendment, leading to the extension of the executive authority of the Province of the Khyber Pakhtunkhwa to the said areas;

**AND WHEREAS** the Khasadar Force, which was established in the erstwhile Federally Administered Tribal Areas through Executive Orders and instructions, for management of the said areas within the framework of territorial and collective responsibility, has now lost their legal status, for working in the merged districts and sub-divisions;

**AND WHEREAS** it is in public interest to allow the Khasadar Force to continue their functions for better public order, peace and security in the merged districts and sub-divisions and to achieve the objectives, it is expedient to give legal status to the Khasadar Force in the merged districts and sub-divisions, and to revisit their institutional structure and functional assignment for effective discipline, better performance and optimal utility;

It is hereby enacted as follows:

1. **Short title, application, extent and commencement.**—(1) This Act may be called the Khyber Pakhtunkhwa Khasadar Force Act, 2019.
  - (2) It shall apply to all the members of the Khasadar Force.
  - (3) It shall extend to the districts and sub-divisions of the Province of Khyber Pakhtunkhwa as enlisted in the Schedule.
  - (4) It shall come into force at once.
2. **Definitions.**—In this Act, unless the context otherwise requires,-
  - (a) "Commandant" means the District Police Officer, as defined in the Khyber Pakhtunkhwa Police Act, 2017 (Khyber Pakhtunkhwa Act No. II of 2017);

- (b) "Department" means the Home and Tribal Affairs Department the Government of the Khyber Pakhtunkhwa;
- (c) "District Administration" means the Deputy Commissioner, Additional Deputy Commissioner, Assistant Commissioner, Additional Assistant Commissioner and their subordinate staff in the district;
- (d) "District Police Officer" means Head of the Police, under section 21 of the Khyber Pakhtunkhwa Police Act, 2017 (Khyber Pakhtunkhwa Act No. II of 2017);
- (e) "Government" means the Government of the Khyber Pakhtunkhwa;
- <sup>1</sup>[(e-i) "Iwazi" means a surrogate member of the Khasadar Force, who is actually performing duties in place of a member of the Khasadar Force and is getting full or split remuneration for the services rendered, whereas the salary is still drawn in name of the one in whose place he is performing such duties in the Khasadar Force;]
- (f) "Khasadar Force" means the Khasadar Force, constituted through executive orders, for the erstwhile Federally Administered Tribal Areas and now re-constituted and maintained by Government under section 3 of this Act;
- (g) "prescribed" means prescribed by rules;
- (h) "public agency" means any department of Government, attached department, public authority, commission or autonomous body, setup under any statutory instrument, or public sector company or body corporate, owned, controlled or financed by Government;
- (i) "rules" mean rules made under this Act; and
- (j) "Schedule" means Schedule appended to this Act.

**3. Re-constitution, regulation and maintenance of the Khasadar Force.**---(1) On commencement of this Act, the Khasadar Force, shall be re-constituted, regulated and maintained by Government in accordance with the provisions of this Act and shall be known as the Khyber Pakhtunkhwa Khasadar Force, consisting of all existing strength of its members <sup>2</sup>[or Iwazi, as the case may be].

(2) The Khasadar Force shall be organized in senior ranks and junior ranks officers and officials.

(3) The senior rank officer shall consist of Commandant, who shall be District Police Officer, having additional charge of the Commandant in the district, while the junior ranks shall consist of the following:

- (a) Subedar Major;

<sup>1</sup> After clause (e), new clause inserted by Khyber Pakhtunkhwa Ordinance No. VIII of 2020 and thereafter the same insertion also made by Khyber Pakhtunkhwa Act No. XXX of 2020.

<sup>2</sup> Words and comma inserted by Khyber Pakhtunkhwa Ordinance No. VIII of 2020 and thereafter the same insertion also made by Khyber Pakhtunkhwa Act No. XXX of 2020.

- (b) Subedar;
- (c) Naib Subedar;
- (d) Havaladar; and
- (e) Khasadar.

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**4. Superintendence, administration and control of the Khasadar Force.—(1)** The overall power of superintendence of the Khasadar Force shall vest in Government.

(2) The general administration and operational control of the Khasadar Force shall vest with the Commandant in the district.

**5. Method of recruitment.—**Subject to other provisions of this Act, recruitment in the Khasadar Force shall be made in the prescribed manner:

Provided that initial recruitment shall be made only in the rank of Khasadar:

Provided further that Government shall specify committee for recruitment and promotion of members of the Khasadar Force:

Provided also that members of the Khasadar Force may be absorbed in the Khyber Pakhtunkhwa Police in accordance with prescribed procedure.

**6. Powers and duties of the Khasadar Force.—(1)** Notwithstanding anything contained, in any other law for the time being in force, the Khasadar Force shall have parallel policing powers as are assigned to the police under the Code.

(2) Without prejudice to the generality of the forgoing policing powers under sub-section (1), the Khasadar Force shall perform such institutional or organizational functions and duties as are provided in the Khyber Pakhtunkhwa Police Act, 2017 (Khyber Pakhtunkhwa Act No. II of 2017).

**7. Postings, transfers and distribution of the Khasadar Force.—(1)** The Commandant shall be the authority for posting and transfer of members of the Khasadar Force within the district.

(2) Subject to the decision of the Department, a sufficient number of members of the Force shall be placed at the disposal of the District Administration for performing its legally mandated functions.

**8. Liability of Khasadar Force.—**It shall be the duty of every member of the Khasadar Force to obey and execute all lawful orders and instructions, issued to him by the Commandant.

**9. Assistance and support to Government functionaries.—**On the requisition of the District Administration, the Commandant shall provide assistance and support to the District Administration and Heads of all public agencies in the district, required for performing their official duties.

**10. Power to make rules.—**Government may make rules for carrying out the purposes of this Act.



11. **Act to override other laws.**—The provisions of this Act shall have overriding effect, notwithstanding anything contained in any other law, on the subject, for the time being in force.

12. **Actions taken in good faith.**—No suit, prosecution or other legal proceedings shall lie against Government, any authority exercising powers under this Act or any member of the Khasadar Force for anything done in good faith under this Act or any rule made thereunder or matters specified in pursuance of this Act.

**Explanation:** The phrase “good faith” shall have the same meaning as given to it in section 52 of the Pakistan Penal Code, 1860 (Act No. XLV of 1860).

13. **Removal of difficulty.**—(1) If any difficulty arises in giving effect to any of the provisions of this Act, the Department may notify a committee to take a decision, not inconsistent with the provisions of this Act, as may appear to it to be necessary for the purpose of removing the difficulty.

(2) Save as otherwise specifically provided, nothing in this Act, or any repeal effected thereby shall affect or be deemed to affect-

- (a) the existing terms and conditions of service of the Khasadar Force unless amended through a substitute rule or instrument;
- (b) the validity of anything done, action taken, investigations or proceedings commenced, orders issued, appointments made, directions given, proceedings taken or instruments executed or issued, under or in pursuance of any rule or regulatory instrument repealed or amended by this Act and any such thing, action, investigation, proceeding, order, appointment, direction, or instrument suit, right or claims shall, if in force at the time of commencement of this Act and not inconsistent with any of the provisions of this Act, shall continue to be in force, and have effect as if it were respectively done, taken, commenced, issued, made, directed, given, executed or issued under this Act; and
- (c) anything done, action taken, rule made or notification or orders issued under the Khyber Pakhtunkhwa Khasadar Force Ordinance, 2019 (Khyber Pakhtunkhwa Ord. No. IV of 2019) shall be deemed valid and the same shall not be called in question in any Court of law.

14. **Repeal.**—the Khyber Pakhtunkhwa Khasadar Force Ordinance, 2019 (KP Ord. No. IV of 2019) is hereby repealed.

**SCHEDULE**  
**[see section 1(3)]**

(18)

**Part-A**

<b>S No.</b>	<b>District.</b>
1.	Bajaur
2.	Mohmand
3.	Khyber
4.	Orakzai
5.	Kurrum
6.	South Waziristan
7.	North Waziristan

**Part-B**

<b>S No.</b>	<b>Sub-Division.</b>
1.	Hasan Khel in district Peshawar.
2.	Darra Adam Khel in district Kohat.
3.	Bettani in district Lakki Marwat.
4.	Wazir in district Bannu.
5.	Jandola in district Tank.
6.	Darazinda in district Dera Ismail Khan.

**GOVERNMENT OF THE KHYBER PAKHTUNKHWA HOME  
AND TRIBAL AFFAIRS DEPARTMENT.**

**NOTIFICATION**

(19)

Peshawar dated the, 15/6 2020

No.SO(Police)HD/SMY 2019 Merged Area/ 919-26 In exercise of the powers conferred by section 10 of the Khyber Pakhtunkhwa Khasadar Force Act, 2019 (Khyber Pakhtunkhwa Act No.XXXIV of 2019), the Government of Khyber Pakhtunkhwa is pleased that in the Khyber Pakhtunkhwa Khasadar Force (Absorption in the Khyber Pakhtunkhwa Police) Rules, 2019, the following amendment shall be made, namely:

**AMENDMENT**

In the said rules, in rule 3, the existing entry shall be numbered as sub-rule (1) and after sub-rule (1), as so numbered, the following new sub-rule shall be added, namely:

“(2) Without prejudice to the generality of the foregoing provisions, the Iwazis, who were actually performing duties on or before the date of the commencement of the Khyber Pakhtunkhwa Khasadar Force Act, 2019 (Khyber Pakhtunkhwa Act No.XXXIV of 2019), shall be entitled for absorption in the Khyber Pakhtunkhwa Police in the manner, provided under clauses (a), (b) and (c) of sub-rule (1) of this rule:

Provided that in case of more than one Iwazis, only one of them shall be entitled for absorption in place of the respective Khasadar, subject to his nomination by the Khasadar concerned, or, in case of the death of the Khasadar concerned, by his family members:

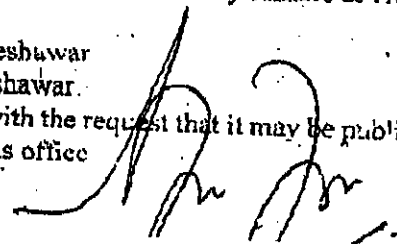
Provided further that in case of absorption of an Iwazi, the respective Khasadar shall cease to be a member of the Khasadar Force and shall have no right of absorption in the Khyber Pakhtunkhwa Police.”

Secretary to  
Government of the Khyber Pakhtunkhwa  
Home and Tribal Affairs Department

Ends: No. & date even.

Copy of the above is forwarded for information to:

1. The Principal Secretary Governor, Khyber Pakhtunkhwa, Peshawar
2. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa, Peshawar
3. The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar
4. The Registrar, Peshawar High Court, Peshawar
5. The Secretary to Government of Khyber Pakhtunkhwa, Law Parliamentary Affairs & Human Rights Department, Peshawar
6. The PSO to Chief Secretary, Khyber Pakhtunkhwa, Peshawar
7. The PS to Secretary Home, Khyber Pakhtunkhwa, Peshawar
8. The Manager, Government Printing Press, Peshawar with the request that it may be published in the official gazette and 50 copies be furnished to this office



12/16/20

حکومت جناب ڈی پی سی آفس غلٹی ضلع مہمند

S/c

C

جناب عالی!

for no action

PK

*[Handwritten Signature]*

DPO/m

تزارش ہے۔ کہ میں سائل عبد المجید خان ولد حاجی مثل خان تری

14.12.2020 تک نزد ما دعاشی ہوں اور بیٹ لڑکے سے میں نے اور میرے والد

District Police Office  
Mardan

Annexure

نے کوکل ایڈمنسٹریشن (حکومت) کے ساتھ برٹنم کی فرمائی دی ہے

"D"

اسی بناء پر حکومت نے مجھے ایک عدد ~~میں~~ <sup>میں</sup> خالصہ داری

(20)

جو کہ میں اقبال نامی شخص کے نام رجسٹرڈ کی تھی۔ اس ادڈریسی

مائی درخواست کے ساتھ منسلک ہے۔ برائے میری آبا میں پتہ لکھنے

ہوں۔ کہ یہ فوٹری میری مرضی کے مطابق ایک دوسری نام پر

منتقل کر دے۔ شکریہ

العارض

عبد المجید خان ولد حاجی مثل خان

سکنہ، پکٹہ قند بازار ضلع مہمند

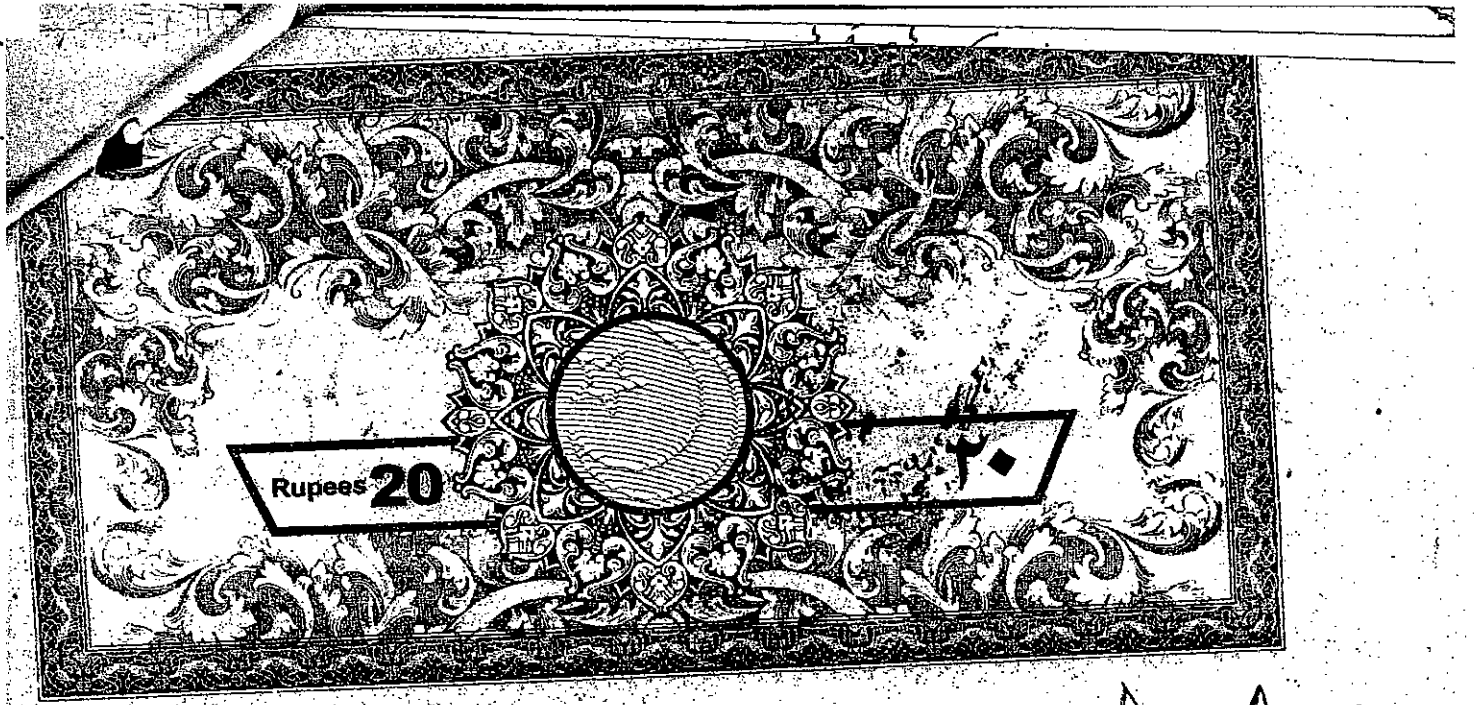
21407-

0300-5857650

*[Handwritten Signature]*

DY-10/194/DPO/m

14.12.2020



بیان حلفی برائے اندراج خاصدار

Annexure

"E"  
21

مکہ سی احمد حسین ولد محمد منیر سکندریہ محمد تحصیل مدینہ منورہ ضلع مہمند کا حلفاً اقرار کرتا ہوں کہ میرے نام پر خاصدار ملکیت ہے اور اس پر کسی کا کوئی مانگ نہ ہے اور اس کے بارے میں اگر کوئی مسئلہ پیدا ہوا تو میں خود ذمہ دار ہوں گا اور اس کی ڈیوٹی فی الوقت بہ مقام سبب محمد ہے مذکورہ خاصدار ابھی جسٹس احمد علی صاحب نے نام پر درج کرتے ہوں میرا بیان درست ہے بصورت دیگر میرا کوئی غدر قابل قبول نہ ہوگا۔

العبد

محمد عبدالحق صاحب  
1965076-1

E

The Inspector General Police  
KPK, Peshawar.

Annexure

"F"

Subject: - TRANSFER OF SPECIAL KHASADARI TO POLICE FORCE

Sir,

With due respect it is stated I, MALAK ABDUL MAJEED KHAN S/O MALAK MISAL KHAN belongs to Tribal District Mohmand we are always cooperative to the local administration for the long time due to these efforts government has granted me one number special khasadar, for which I had nominated Mr. Iqbal Hussain the copy of nomination and the application to the DPO attached with this letter now I want to change this name therefore, please withheld application of Iqbal Hussain and sent it to the District Mohmand for re verification.

22

Thanks

Regards,

Malak Abdul Majeed Khan  
S/O Malak Misal Khan

0300-5857650

AIG/EST

PSO  
28/12/20

No. 2573/PPC  
28/12/2020

OFFICE OF THE

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE,  
KHYBER PAKHTUNKHWA  
CENTRAL POLICE OFFICE,  
PESHAWAR.

Ph: 091-9210545 ...registrarcpo@gmail.com

Annexure  
" F "

No. 1112 /Registrar CPO, dated 29/12/2020

To The District Police Officer,  
Mohmand.

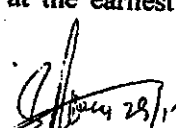
Subject: TRANSFER OF SPECIAL KHASADARI TO POLICE FORCE

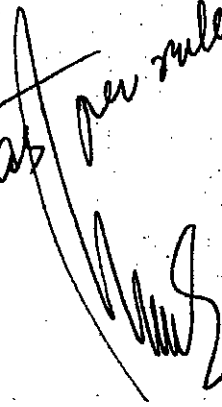
Memo:

Enclosed herewith an application submitted by Malik Abdul Majeed on the subject cited above.

In this regard detail report submits to this office at the earliest to proceed further in the matter.

(Encl: 04)

  
(SYED ANIS-UL-HASSAN)  
Registrar  
For Inspector General of Police,  
Khyber Pakhtunkhwa Peshawar

S.C  
For n/a as per rules  
  
DPO  
4/1/2021

DX NO 25/DPO/4  
Date 04.01.2021

Annexure  
"6"

(24)

/No.	Name	Father Name	DOB	CNIC	Awarded On	Rank with	NAME	FATHER NAME	DOB	CNIC	Remarks
492845	IQBAL HUSSAIN	UMAR SAID	20.04.1982	2140763943363	30.12.2009	FC-BPS-07	IHSAN ULLAH	ISRAN-UD-DIN	25.11.1990	2140438365891	Iqbal Hussain s/o Umar said was include in the list of 450 vide S/No 09 sent to Home & Tribal Dept: The Khassadri service was the Privileges of Malik Majeed Tarakza), and the previous name has been replaced on his complaint.(Copy enclosed).

~~10~~



**DETAIL OF SPECIAL /DUTY KHASADAR**

D  
F

Tribe: 129K 200

Serial No. in List: \_\_\_\_\_

Name of Khasadar: 10 bal Hussain

F/Name: umar Said

Amirine

CNIC No: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

"H"

Date of Appointment: \_\_\_\_\_

Bank Account No: \_\_\_\_\_

Personal No: \_\_\_\_\_

25

**NEXT TO BE APPOINTED**

1. Name: Ismaullah

2. Father Name: Isma nuddin

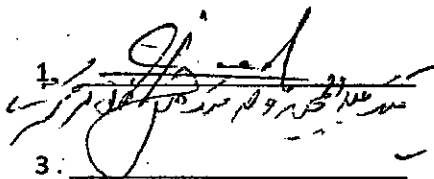
3. CNIC No: 21404-38365887

4. D.O.B: 25-11-1990

5. Qualification: B/L

6. Relation with actual Khasadar: \_\_\_\_\_

Name and Signatures of the family members:

1. 

2. \_\_\_\_\_

3. \_\_\_\_\_

4. \_\_\_\_\_

بیان سکروٹنی لکھی

(2)

Annexure

"I"

26

یوٹیل انٹیلیجنس کے طور پر یہ خبر محمد ولیم سے منسلک ہے۔ اس خبر کو اس وقت تک  
 تسلیم نہ کیا گیا تھا کہ اسے اسٹیبل منسٹر نے 2009 میں دیا تھا۔ جس کو ایف  
 کے ایف کے ایف اقبال حسین نے منسٹر کے نام پر کیا تھا۔ یہ سکروٹنی منسٹر  
 نے ڈی ایچ کے منسٹر کے دفتر سے اٹھارہ دنوں پہلے۔ جس سے ہم نے یہ نتیجہ  
 اخذ کیا۔ کہ اقبال حسین کے نام پر اسٹیبل منسٹر نے یہ خبر محمد ولیم سے منسلک  
 کو دیا تھا۔ جس کو اقبال حسین نے لکھی۔ یہ خبر محمد ولیم سے منسلک  
 ہے۔ اسے نام III-Phase میں منسلک کیا گیا۔ اسے یہ سکروٹنی لکھی  
 کہ محمد ولیم سے اس کو منسٹر سے ان کے نام پر اسٹیبل منسٹر  
 کے سفارتوں کے ذریعے سے

SDPO آئی آر سکروٹنی منسٹر  
 SDPO سکروٹنی - 80 -  
 (Signature)

**OFFICE OF THE  
DISTRICT POLICE OFFICER,  
MOHMAND TRIBAL DISTRICT GHALLANAI**  
Email: [dpomohmand@gmail.com](mailto:dpomohmand@gmail.com)  
Ph: 0924-290179 Fax: 0924-290056

No. 27 /DPO-M/OSI  
Dated: 17/02/2021

To:- The Registrar  
CPO Peshawar

Annexure  
"J"  
27

Subject:- **TRANSFER OF SPECIAL KHASADARI TO POLICE**  
Memo:-

Please refer to your letter No. 1112/Registrar dated 29<sup>th</sup> December 2020, on the subject cited above.

According to the record of this office the Khasadari service on the name of Iqbal Hussain s/o Umar Said was awarded by the then political administration to Malik Abdul Majeed Khan s/o Misal Khan Tarakzai in the year 2009.

As per application submitted by Malak Abdul Majeed s/o Misal Khan that Mr. Iqbal Hussain appeared before the scrutiny Committee and submitted his documents for absorption into KP Police without the consent of Abdul Majid as per detail given below:-

S No.	P No.	Name	F/Name	D.O.A	D.O.B	CNIC No	Remarks
1	492845	Iqbal Hussain	Umar Said	30.12.2009	20.4.1982	21407-6394336-3	Same has been sent at S No. 9 in the list of 416 Special Khasadar for Phase III which is under process in Home Department

Now the applicant requesting therein that he is the real owner of the above mentioned Khasadri service and requesting for ~~transfer~~ the above name Khasadari as per detail given below:-

Detail of original Khasadri				Detail of the Khasadri Applicant				
S/No.	P/No.	Name	F/Name	Name	F/Name	D.O.B	CNIC No.	Qual
1	492845	Iqbal Hussain	Umar Said			20.4.1982	21404-3836589-1	Middle

Submitted for consideration please.

*(Signature)*  
District Police Officer,  
Mohmand Tribal District

District Police Officer  
Mohmand

K

S.C  
10/1/9

عنوان

دفعہ 131 کے تحت

صفحہ 1 میں بیان کردہ نامہ نامہ (مقررہ) پر

P-no # 492845 P-no # 421

تاریخ

24/3/2002

Amman

"K"

(28)

مورد بیان کی درخواست کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

مقررہ نامہ نامہ (مقررہ) کے ساتھ ساتھ مذکورہ نامہ نامہ (مقررہ) پر

24/3/02

القرآن اشرف، اقبال ضلع، دارالعلوم اسلامیہ، کراچی

5837640

Date - 20/05/2024

(29)

To

The Inspector General Police.  
ICPL

Subject: Transfer of Special Khasadar in absorption list.

Sir,

Stated that I am IQBAL Hussain  
S/o Umar Said Resident of EKKA Ghand  
Kibal dist. Muzaffargarh.

I appointed as a Special Khasadar in 2009  
and getting salary and all benefits till 2020.  
My salary pay roll is attached.

After Fata merger government decided to  
Transfer all Khasadar/Leves force to regular  
ICPK police in multiple phases.

My name putted in phase-3 and sent  
to higher authorities for regularization.

Mean-while my excluded from phase-3  
list in your office and another person  
Name Ihsan-Ullah S/o Ihsan-Udin appointed with  
out being it to my knowledge, in absorption  
list.

I request to high authorities it is injustice  
to give my job to another one. please  
review the decision again and give consider my  
name for the said job.

Yours J B He

IQBAL Hussain

Cell - 2427-6594363

Cell - 0300-5857660

- 0553-8889560

50	71525			
ایڈویکیٹ:		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل ایسوسی ایشن نمبر:				
رابطہ نمبر:				

30

بعدالت جناب:

مخائب:	دعویٰ:
	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

**باعث تحریر آگہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ


آن مقام لہور کو وکیل مقرر کر کے اقرار کیا کہ صاحب مہر موصوف کو مقدمہ کی کل کاروائی کا کمال منتہی ہے، نیز وکیل صاحب کو راضی نامہ کے تحت اس کی حالت و فیصلہ بر حلف دینے پر جواب دہی اقبال و دعویٰ اور درجہ سے اس کی قسم کی تصدیق زیریں پر دست کرنا کا اختیار ہوگا، نیز بصورت عدالت پیروی یا دوسری طرف یا اپیل کی صورت میں منسوخی، نیز دائر کرنے اور کٹان و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ کے کل یا جزوی کاروائی کے لئے اور وکیل یا صاحب موصوف کو اختیار دیا جائے گا اور اس کے لئے تقرر کا اختیار ہے اور صاحب مقرر شدہ کو وہی عمل مذکورہ یا اس کے لئے حاصل ہوں گے اور اس کے لئے اس کے لئے وکیل و قبول ہوگا دوران مقدمہ میں اس کے لئے اس کے لئے مقدمہ کے سبب سے ہوگا۔ کوئی تاخیر نہ ہوگی اور یہ دورہ یا حد سے باہر ہو تو وکیل صاحب موصوف کو اس کے لئے پیروی مذکورہ کی اس کے لئے اس کے لئے لکھ دیا تاکہ سند رہے

ایڈویکیٹ

المقام

المقام

کے لیے منظور ہے۔



نوٹ: اس نکات نامہ کی فوٹو کاپی تا قابل قبول ہوگی۔

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Service Appeal No. 7428/2021

Iqbal Hussain..... (Appellant)

**VERSUS**

The Govt. of KP, and others.....(Respondents)

**INDEX**

S.NO	DESCRIPTION OF DOCUMENTS	ANNEXURE	PAGE
1	Para wise Comments		1-3
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3	Authority Letter		5

Respondent Through

  
Abdul Khaliq

Dated:- 11/04/2022

(Authorized by Respondent No.4)

**CNIC# 21407-1965811-9**

**CELL NO: 0345-9426323**

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Service Appeal No. 7428/2021

Iqbal Hussain..... (Appellant)

**VERSUS**

The Govt. of KP, and others.....(Respondents)

**PARAWISE REPLY BY RESPONDENTS NO. 2,3 & 4.**

**RESPECTFULLY SHEWETH:**

**Preliminary Objections:-**

1. That the instant service appeal is not maintainable under the law.
2. That the appeal is not based on facts.
3. That the appellant has got no cause of action and locus standi to file the instant appeal
4. That the appellant has concealed the real facts from the honorable Tribunal.
5. That the service appeal is bad for miss-joinder and non-joinder of necessary and proper parties.
6. That the appellant is estopped to file the service appeal by his own conduct.
7. That the appeal is barred by law & limitation.

**REPLY ON FACTS:**

1. Pertains to record.
2. Pertains to the period of before merger of erstwhile FATA, there is no record available regarding appellant duty.
3. pertains to record.
4. Correct, the said khasadari was granted to Malak Abdul Majeed by the then Political Agent and Malak Abdul Majeed nominated the appellant for the said khasadari ( also mentioned in the Annexure "A" of Appellant Service Appeal).



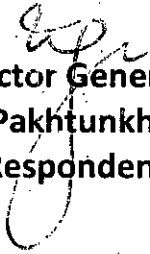
5. Pertains to record, according to the policy of erstwhile FATA, Malak Abdul Majeed was the actual owner of the said Khasadari not the appellant. Malak Abdul Majeed nominated Ihsan Ullah s/o Iran-ud- Din ( Respondent No.5) for absorption in KP Police, that is why the scrutiny committee recommended the nominee of Malak Abdul Majeed namely Ihsan Ullah s/o Iran-ud- Din ( Respondent No.5) and has been absorbed in KP Police as constable.
6. Incorrect, only one person can be absorbed on the said Khasadari and Ihsan Ullah s/o Iran-ud- Din ( Respondent No.5), already absorbed in KP Police on the said Khasadari. That is why the Appellant is not eligible to be absorbed in KP Police as he was not real owner of Kasadari. Furthermore he was not recommended for absorption in Police by scrutiny committee, as he was not real owner of Khasadari. Furthermore he was not recommended for absorption in KP Police by scrutiny committee.
7. Appellant has got no cause of action, therefore, the instant appeal may kindly be dismissed on the following grounds.

**REPLY ON GROUNDS:-**


- A.** Incorrect, as already explained and no law/ rule/ rights and policy was violated by the answering respondents.
- B.** Incorrect, Answering respondents always acted in accordance with law and rules/Policy.
- C.** Incorrect, already explained in preceding paras.
- D.** Incorrect, there is no record available with answering respondents regarding appellant duties and answering respondents always obey the norms of natural justice.
- E.** Incorrect, already explained in para 6 and answering respondents not violated Article 38(e) of the Constitution of Islamic Republic of Pakistan, 1973.
- F.** Incorrect, Answering Respondents never treated Appellant against the law/rules/policy and nor deprived the appellant from equal protection of law etc.

**Prayers:-**

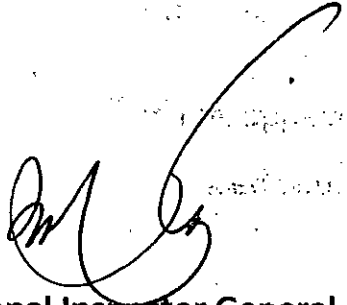
Keeping in view the above stated facts it is humbly prayed that the appeal being not maintainable, barred by law/ limitation may kindly be dismissed with costs, please.



**Inspector General of Police  
Khyber Pakhtunkhwa, Peshawar  
Respondent No. 2**



**District Police Officer  
Mohmand  
Respondent No. 4**



**Additional Inspector General  
(Establishment)  
Khyber Pakhtunkhwa, Peshawar  
Respondent No. 3**

4

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

**Service Appeal No. 7428/2021**

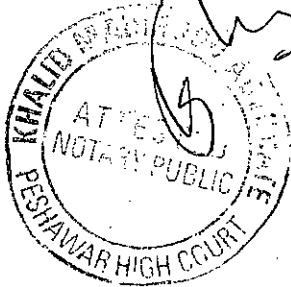
**Iqbal Hussain..... (Appellant)**

**VERSUS**

**The Govt. of KP, and others.....(Respondents)**

**AFFIDAVIT**

I, **Abdul Khaliq** Focal Person for, District Police Officer, Mohmand do hereby solemnly affirm on oath that the contents of accompanying comments on behalf of Respondents No. 2, 3 & 4 is correct to the best of my knowledge and belief. Nothing has been concealed from this Honorable Khyber Pakhtunkwa Service Tribunal Peshawar.



**DEPONENT**

*Abdul Khaliq*

**ABDUL KHALIQ**

Focal Person for,  
DPO, Mohmand

CNIC: 21407-1965811-9

CELL: 0345-9426323




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OFFICE OF THE DISTRICT POLICE OFFICER,  
MOHMAND TRIBAL DISTRICT AT HQ GHALLANAI

Email: [dpomohmand@gmail.com](mailto:dpomohmand@gmail.com)  
Ph: 0924-290179 Fax: 0924-290056

No. 811 /DPO/M  
Dated:- 24/03/2021

AUTHORITY LETTER

I do hereby authorized Mr. Abdul Khaliq No.1154 (Focal Person for District Police Officer Mohmand), to submit legal documents, comments and affidavit on my behalf before the Honorable-Service Tribunal, Peshawar.

  
(SALAH UDDIN KUNDI)  
DISTRICT POLICE OFFICER  
MOHMAND TRIBAL DISTRICT