



OFFICE OF THE SUPERINTENDENT
CIRCLE HQs PRISON HARIPUR

No. 1966-1-

Dated 09-05-2023

ORDER

WHEREAS, Mr. Mohsin Anees warder while attached to Central Prison Haripur was awarded major penalty of **Removal from Service** for his long willful absence from duty .

AND WHEREAS, upon rejecting of his departmental appeal he preferred service appeal No.882/2022 before the Khyber Pakhtunkhwa Service Tribunal Peshawar at Camp Court Abbottabad for set-aside the penalty awarded to him. On 22-02-2023 the learned Service Tribunal has decided his appeal and remanded the case to the department for conducting of de-novo inquiry against him. The learned Tribunal further ordered that the grant of back benefits to the above named appellant shall be subject to outcome of de-novo inquiry proceeding. Accordingly he was re-instated in service vide this office order No.1147 dated 14-03-2023.

AND WHEREAS, the following officers were appointed as Inquiry Committee for conducting de-novo inquiry in the matter vide this office order No.1156 dated 14-03-2023:-

- i. Syed Zain Ul Arifeen Shah Deputy Superintendent District Jail Abbottabad.
- ii. Mr. Muqaddas Khan, Assistant Superintendent Central Prison Haripur.

AND WHEREAS, the Inquiry Committee concerned submitted its findings according to which charges has been proved against him.

AND WHEREAS, the undersigned being competent authority issued the Show Cause Notice and the accused furnished his reply but failed to justify his innocence.

AND WHEREAS, the undersigned being competent authority granted him the opportunity of personal hearing on 05-05-2023 as provided under rules ibid. During the course of personal hearing the accused warder again failed to justify his innocence.

NOW THEREFORE, in exercise of powers conferred under Rule-14 of Khyber Pakhtunkhwa Government Servants(Efficiency & Discipline) Rules 2011, having considered the charges, evidence on record, the explanation of the accused warder as well as the recommendations of the Inquiry Committee and after affording the opportunity of personal hearing, the undersigned being competent authority is pleased to award the major penalty of **Reduction to a lower stage in a time scale for a period of three years** to the accused warder **Mohsin Anees posted at Central Prison Haripur**. In addition, his absence period i.e from **06-03-2021 to 04-04-2021 (29 days)**, from **09-12-2021 to 28-12-2021 (20 days)**, from **01-01-2022 to 31-01-2022 (31 days)**, from **11-02-2022 to 14-02-2022 (04 days)** & from **18-02-2022 to 28-03-2022 (39 days)** total :- $29+20+31+04+39= 123$ days is treated as leave without pay and his intervening period i.e from the date of removal from service (**29-03-2022**) to the date of re-instatement in service (**14-03-2023**) is also hereby treated as leave without pay.

SUPERINTENDENT,
CIRCLE HQs PRISON HARIPUR.

ENDST; NO. 1967-77 /,

Copy of the above is forwarded to:-

1. The Inspector General of Prisons Khyber Pakhtunkhwa Peshawar for information w/r to the No. 11275-WE dated 10-03-2023 please.
2. The DIG RPO Abbottabad at Haripur for information please.
3. The Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar for information.
4. The Addl; Advocate General Khyber Pakhtunkhwa Service Tribunal Peshawar at Camp Court Abbottabad w/r to the judgement dated 22-02-2023.
5. The Superintendent Central Prison Haripur for information and necessary action. Necessary entry may be made in his Service Book after proper attestation.
6. Syed Zain Ul Arifeen Shah Dupty Supdt; DJ Abbottabad.
7. Mr. Muqaddas Khan Assistant Supdt; CP Haripur.

} Inquiry Committee

For information with reference to their letter No.2627-WE dated 06-04-2023.

8. The Superintendent, Sub Jail Dassu Kohistan for information and necessary action.
9. Mr. Tariq Sheikh Law Officer attached to Central Prison Haripur for information and necessary action.
10. The District Accounts Officers Haripur & Dassu Kohistan for information.
11. Warder Mohsin Anees C/O Superintendent CP Haripur.

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CIRCLE HQs PRISON HARIPUR.