

IN THE COURT OF SERVICES TRIBUNAL GOVERNMENT OF KHYBER PAKHTUNKHWA PESHAWAR

AT CAMP COURT MINGORA SWAT

SERVICE APPEAL NO: 594/2023

IKRAM UDDIN JUNIOR CLERK

(APPELLANT)

VERSUS

SENIOR MEMBER BOARD OF REVENUE ETC

(RESPONDENTS)

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**Respondents
Through Representative**

Next-0 3-7-23

Peshawar

1

IN THE COURT OF KHYBER PAKHTUNKHWA

Khyber Pakhtunkhwa
Service Tribunal

SERVICE TRIBUNAL PESHAWAR.

Case No. 5941

Date: 13-06-23

Appeal No. 594 of 2023.

Mr. Ikram Uddin Junior Clerk (Appellant)

VERSUS

Deputy Commissioner, Dir Lower etc (Respondent)

Para wise Comments on behalf of respondents 1 to 3 are as under:-

Respectfully Sheweth:-

That the respondents submits as under:-

PRELIMINARY OBJECTION:-

1. That the appellant has got no cause of action to file instant appeal.
2. That the appellant has not come to this Honorable Tribunal with clean hands
3. That the Appeal is barred by law and limitation.

FACTS:

- i. Pertains to record.
- ii. Incorrect, the promotion from the post of Class-iv to the post of Junior Clerk has been made on the basis of Seniority and at the time of promotion no test/interview has been conducted in his promotion to the post of Junior Clerk.
- iii. Incorrect. A lot of allegations through social media as well as through different peoples were pouring against the appellant, therefore, in order to meet the end of justice, the appellant was suspended and ADC (General) was appointed as inquiry officer in the matter.
- iv. Incorrect. Proper inquiry through Additional Deputy Commissioner (General) Dir Lower has been conducted, wherein statement of the appellant, statement of AAC (Revenue), statements of the private individuals and statements of levy personnel have been recorded. Besides the above statements, complaint has also been received from the Barber Association coupled with Social Media Clip (Pictorial evidence already attached with the appeal). Proper Show Cause notice has been issued to the appellant and also personal hearing chance has also been given to him.
- v. Incorrect. As explained at para-iv above.

2

- v. Incorrect. As explained at para-iv above.
- vi. Incorrect. In light of the available record mentioned above and personal hearing of the appellant, my predecessor was came to the conclusion that the appellant is involved in mal practices and activities beyond his jurisdiction/scope of work and has miss-used of power for being held a responsible government post in the District Administration. Beside the fact that the appellant is a Junior Clerk but he was acted like AAC/Magistrate and deceived public, in order to get bribe from the innocent shopkeepers etc. He also defamed District Administration and shuttered the trust of public offices in the eyes of general public.
- vii. Pertains to record.
- viii. Pertains to record.
- ix. Incorrect.

GROUND:

- a. Incorrect. Neither any fundamental rights of the appellant have been infringed nor any law have been violated during the course of inquiry and other proceedings.
- b. Incorrect. As explained at para-IV above.
- c. Incorrect. Proper inquiry under the law has been conducted by the inquiry officer and personnel hearing chance was given to the appellant by the competent authority as per existing rules.
- d. Incorrect.
- e. Incorrect. As explained at para-IV & V above.
- f. No comments.

PRAYER:

It is humbly prayed that on acceptance of the instant para wise reply, the appeal of the appellant may kindly be dismissed with cost.


Commissioner
Malakand Division


Senior Member Board of Revenue,
Khyber Pakhtunkhwa Peshawar


Deputy Commissioner,
Dir Lower

3

Minutes of the Departmental Selection / Promotion Committee Meeting Held on 29/10/2019 at 11:00 AM in the Office of the Deputy Commissioner, Dir Lower.

A meeting of the Departmental Selection/Promotion Committee was held on 29/10/2019 at 11:00 AM. The following attended the meeting:-

1. Mr. Saadat Hassan, Deputy Commissioner Dir Lower... Chairman.
2. Mr. Ishfaq Ahmad, Add: Deputy Commissioner (Admin:) (Representative of Appointing Authority) Member.
3. Mr. Aftab Ahmad, Secretary to Commissioner, /Representative of Commissioner, Malakand Division)..... Member.

Agenda points of the meeting was as under:-

1. Promotion of Three (3) NTOKs (BPS-07) , as one Assistant District Kanungo (BPS-11) and two Tehsil Office Kanungos (BPS-11).
2. Promotion of one Reader (BPS-07) to the post of Junior Clerk (BPS-11)
3. Promotion of one Naib Qasid (BPS-04) to the Post of Junior Clerk (BPS-11).
4. Appointment of one Sweeper under deceased quota.

Item 1st:-

Seniority list, Synopsis and Non-involvement Certificates of the following Naib Tehsil Office Kanungos as well as service rules were checked. Original ACRs of the official were also checked:-


1. Mr. Manzoor Ahmad,..... NTOK
2. Mr. Shakeel Javed..... NTOK.
3. Mr. Amjad Khan NTOK .

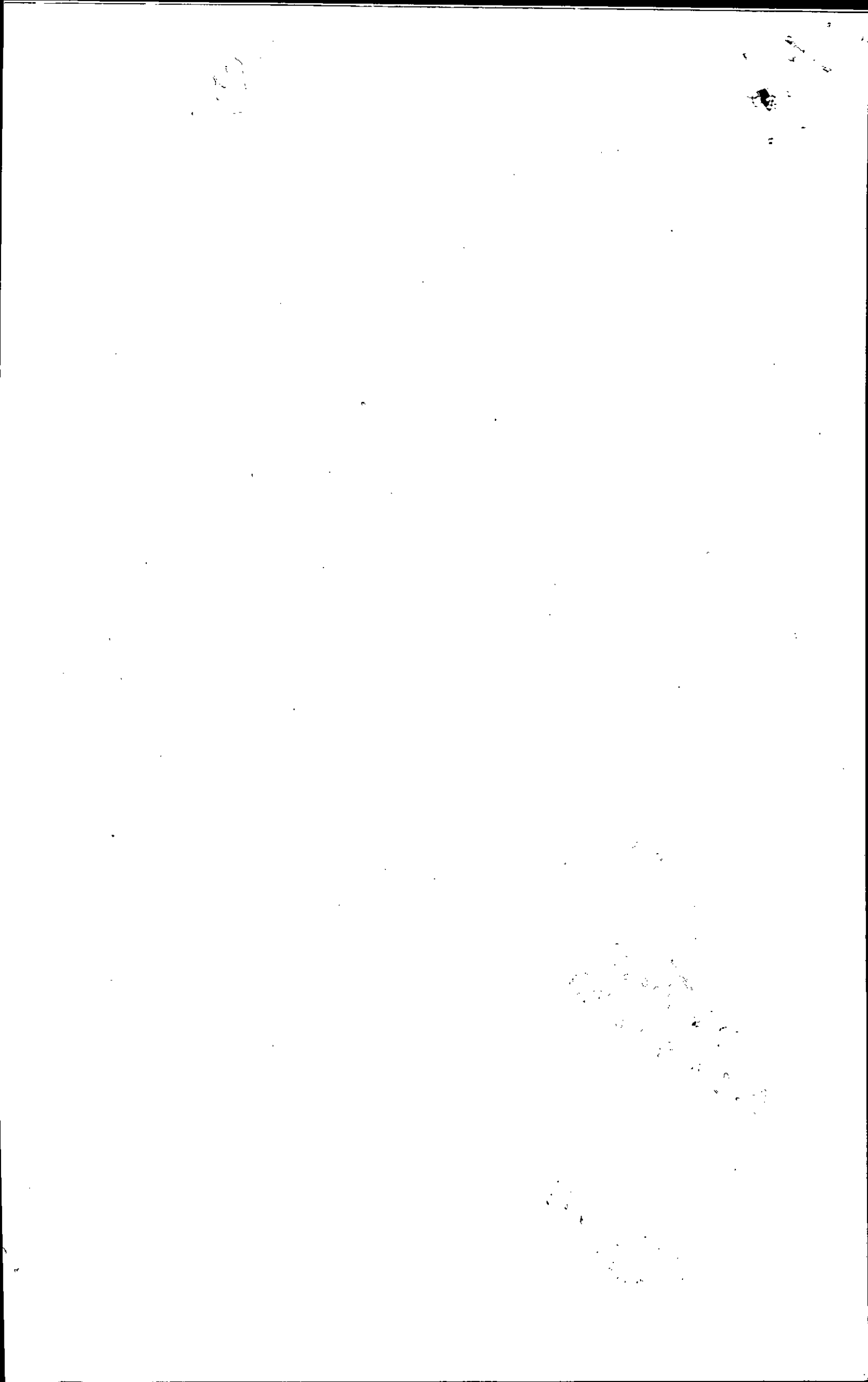
The above officials are not involved in any disciplinary/judicial cases etc. Their length of service was also checked and as per service record, they have completed the qualifying service as Patwaris and passed Kanungo examination as such they are eligible for promotion as Assistant District Kanungo (BPS-11) and Tehsil Office Kanungo (BPS-11). As such they are recommended for Promotion to the post of Assistant District Kanungo (BPS-11) and Tehsil office Kanungos (BPS-11) on regular basis.

Item 2nd :-

In light of Notification bearing No. Estt: 1/II/135/SSRC/22042 dated 25/6/2019, from the Govt. of Khyber Pakhtunkhwa, Board of Revenue & Estate department wherein 10% quota for promotion of Readers (BPS-07) to the post of Junior Clerk (BPS-11), Mr. Amjad Ahmad, Reader (BPS-07) have already qualified the requisite five years length of service and deserved for promotion to the post of Junior Clerk (BPS-11) is recommended for promotion as Junior Clerk (BPS-11), however the promotion case of the remaining Readers, who have less than five years service and do not come in the 10% quota was decided to be taken up with the Provincial Govt. for advice.

Attested


D.C Office Dir (L)





OFFICE OF THE
DEPUTY COMMISSIONER
DIR LOWER

No. 14008 /Estt:
Dated Timergara the 29/10/2019

dcdirlower@gmail.com [deputy Commissioner Dir Lower](https://www.facebook.com/deputyCommissionerDirLower) [@dcdirlower](https://twitter.com/dcdirlower) 0945-9250001

OFFICE ORDER:

On the recommendation of Departmental/Selection Promotion Committee Mr. Ikram Uddin, Naib Qasid (BPS-04) of this office is hereby promoted to the post of Junior Clerk (BPS-11) with immediate effect on the following terms and conditions:-

- iii. He will be on probation for a period of one year in terms of Section 6(2) of the Khyber Pakhtunkhwa, Civil Servants Act 1973 read with Rule-15(1) of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989.
- iv. He is directed to take charge as Junior Clerk in the office of the undersigned

No. 14008-11 /Estt:

Copy forwarded to:-

4. The District Accounts Officer, Dir Lower.
 5. The Accountant, Local office.
 6. Official concerned.
- For information.

Agreed To

*Sit: A-estt:
pu. of the Dircl*

Hassan
Deputy Commissioner,
Dir Lower

Hassan
Deputy Commissioner,
Dir Lower

OFFICE OF THE
DEPUTY COMMISSIONER
DIR LOWER

6

No. 19482 /Estt:

Dated Timergara the 21/12 /2022

dcdirlower@gmail.com



Deputy Commissioner Lower Dir



@dcdirlower



0945-9250001

OFFICE ORDER:

Whereas, it has come to know through reliable sources that Mr. Ikramud Din, Junior Clerk is involved in malpractices/demanding money from the drivers involved in illegal mining.

Whereas, being a Government servant in the capacity of Junior Clerk, has no jurisdiction to conduct price checking and raids on illegal mining etc.

Whereas, such like activities of the said official are illegal without authority/jurisdiction and attracts for disciplinary action under E&D Rules 2011.

Therefore, Mr. Ikramud Din, Junior Clerk of this office is hereby suspended from service with immediate effect.

The Additional Deputy Commissioner (General), is hereby appointed as Enquiry Officer to conduct a discreet inquiry entailing all aspects of the matter including authorization of the said official for conducting such like inspections and submit inquiry report/findings with recommendations/fixing of responsibility on the defaulting official to the undersigned within a week time.



Deputy Commissioner,
Dir Lower.

No. 19403-05 Estt:

Copy forwarded to:-

1. The Additional Deputy Commissioner (G), for information and to conduct inquiry and submit report/recommendations to this office.
2. The Additional Assistant Commissioner (Revenue), Timergara.
3. Mr. Ikramud Din, Junior Clerk with the directions to appear before the inquiry officer on any working day as fixed by the inquiry officer.

Attested


Dt: Asst:
D.C. Office Dir (L)


Deputy Commissioner,
Dir Lower.



OFFICE OF THE
ADDITIONAL DEPUTY COMMISSIONER (G)
DIR LOWER

No 10082 /ADC (G), 09 /12 /2022

No. 0945-920137



adcdirlower@gmail.com



0945-9250001



adcdirlower@gmail.com

To,

The Deputy Commissioner,
Dir Lower.

Subject: **OFFICE ORDER.**


Memo:

Reference your office order bearing No. 19483-85 dated 01-12-2022.

The inquiry report with attached statements (in original) containing (15) pages is sent herewith for further necessary action as desired, please.

Attested


Additional Deputy Commissioner (G),
Dir Lower.


dit: ASST:
Dir. Office AYCL

(B) (3)

INQUIRY REPORT:

➤ **INTRODUCTION:**

Vide office order bearing No. 19482/Estt., dated 01/12/2022, the undersigned has been appointed as inquiry officer to conduct a discreet inquiry for allegedly involving of Mr. Ikram Uddin, Junior Clerk in mal practices, un authorized activities in the capacity of a junior clerk posted in the office of AAC (R) Timergara Dir Lower.

➤ **PROCEEDING:**

On receipt of the inquiry letter under reference, the undersigned summoned the Additional Assistant Commissioner (Rev) Timergara, the accused Mr. Ikram Uddin Junior Clerk, Circle Subedar Levies Timergara, Levies Personnel involved in the matter and the Complainants Barber Association Timergara/Balambat and their statements got recorded. Detail descriptions of the recorded statements are as under:

- **Statement of Mr. Farooq Ahmad L/ Naik Dir Levies Belt No. 1646 and Statement of Mr. Bakht Saleem Sepoy Dir Levies Belt No. 1754.**

Stated vide at **annexure-"A"** that on dated 27/11/2022 at 07:43 PM, the Circle Subedar Timergara Mr. Said Hassan directed us to accompany with Mr. Ikram Uddin Junior Clerk for bazaar inspection. Later-on, at around 08:00 PM the Circle Subedar called back and asked us to return to our previous places of duties. Mr. Bakht Saleem Sepoy vide annexure "B" also endorsed the said statement of Mr. Farooq Ahmad L/ Naik. *Attended*

- **Statement of Mr. Said Hassan Circle Subedar Timergara Dir Levies Belt No. 1429.**

Stated vide at **annexure-"C"** that on dated 27/11/2022 at 07:43 PM the Additional Assistant Commissioner (Rev) Timergara telephonically directed him to provide two levies personnel to his reader Mr. Ikram Uddin Junior Clerk for bazaar inspection. In compliance with the directions of the AAC(R) I directed to Mr. Farooq Ahmad L/ Naik and Mr. Bakht Saleem Sepoy to be accompanied with the reader concerned for bazaar inspection. After elapsed of about 17 minutes the AAC (R) again directed him telephonically to direct the levies personnel to return their previous places of duties. On contact with the concerned levies personnel, they replied that they have already carried out bazaar inspection and now are coming back. *2*

- **Statement of the complainant Mr. Sardar Alam Insaaf Hair Dresser Balambat.**

Stated vide at **annexure-"D"** that he is working as Barber in Balambat Bazar from the last 14/15 years. On 27/11/2022 at 03:00 PM the AAC (R) Timergara inspected his shop and taken his License Card for further course of action. Later-on, on that very day at about 08:00 PM Mr. Ikram Ud Din Junior Clerk alongwith two levy personnel came to his shop for inspection and asked for my card. In response i replied that my card has already been taken by the AAC (R), Timergara for further action. During the course of inspection Mr. Ikram Ud Din Junior Clerk insulted me without any reason as evident from the viral video. *24-ASST. DIRECTOR DMU*

- **Joint Statement of Barber Association**

The office bearers of Barber Association jointly stated vide at annexure "E" that Mr. Ikram Uddin Junior Clerk of AAC (R), Office Timergara has actually conducted the inspection of Insaaf Hair Dresser at Balambat and insulted Mr. Sardar Alam (Barber) as evident from the viral video on social media. Further stated that under which rules a Junior Clerk is carrying out inspections and insulting people. They further requested the District Administration for taking legal action against the

Statement of the Accused Mr. Ikram Uddin Junior Clerk AAC (R), Office Timergara.

In order to inquire in depth a questionnaire was served upon him for reply of the questions pertaining to the issue at annexure "F", vide which he denied that he has not conducted any inspection despite the clear proof of vial video.

• **Statement of Mr. Tariq Khan Additional Assistant Commissioner (Rev), Timergara.**

Stated vide at annexure "G" that he is performing his duties as AAC (R), Timergara for the last 06 months and he had no contact No. of the Circle Subedar as the Subedar was recently transferred. For routine bazaar checking he generally directs his reader to ask Subedar concerned to depute levies personnel for inspections. In the instant case, he had called the Circle Subedar and directed him not to provide levies personnel to his reader for inspection. Further explained that he had already carried out inspection on 27/11/2022 at 03:00 PM of the said Barber shop i.e Insaaf Hair Dresser situated at Balambat and has taken in possession his license owing the poor position of cleanliness for further course of action.

➤ **Findings**

After keeping pros and cons of the statements of the relevant persons and brief description explained above, it transpires that the defaulting official has though denied the allegations regarding conduct of bazaar inspections but from the statements of levies personnel, complainants/ reps of Barber Association coupled with Social Media clip (pictorial evidence attached at annexure "H" it is crystal clear that actually the said employee has conducted inspection of the hair dresser shop. Additionally, statement of the AAC (R) also expressed that the defaulting official has not been deputed / authorized by him for conducting inspection in the bazaar. From the video clip on social media, it also reflects that the defaulting official has been found involved in the moral degradation which is very much deplorable having zero level tolerance.

Arrested

Meaning thereby that the defaulting official has been found involved in activities beyond his jurisdictions / scope of work, misuse of powers and moral degradation, for being holding a responsible government post. The situation like this also dispels the impression that the defaulting official used to conduct the inspections on his own capacity for personal aggrandizements which attracts for punitive action against the defaulting official under the E&D rules 2011.

dit:AST
D.C. Div

➤ **RECOMMENDATIONS:**

In view of the circumstantial evidence on social media coupled with the statements of levies personnel, complainants, social media clip as well as AAC (R) Timergara, the defaulting official seems to be guilty of un-authorized/ beyond jurisdiction acts and moral degradation attitude, equivalent to misuse of powers, dishonesty liable himself to be awarded one of the following penalties:

1. Forfeiture of annual increments.
2. Removal from service.
3. In case of lenient action immediate transfer from the existing post to a far-flung area in the territorial jurisdiction of Dir Lower.
4. The AAC (R) Timergara may also be warned to rationalize his capability in order to control his subordinate staff.
5. From the statements of the levy personnels, it shows that the levy personnels have got no overt and covert role in this footing. Being so, they may be exonerated from the charges levelled against them.


Additional Deputy Commissioner (G),

بیان جنت سلیم ولد رحمت لوئس سیاھی دیر لیونز ہبلٹ نمبر 1754

تاریخ 06/12/22

جنا - اعلیٰ!

میں مسیحی جنت سلیم سیاھی دیر لیونز ہبلٹ نمبر 1754 کے بیان کرتا ہوں

کہ میں مورخ 27/11/22 کو وقت 07:43 بجے سرکل ہویدار سید حسن نے

کال کر کے کہا کہ AAC روٹو نمبر 2020 کا حکم ہے آ آ رہیڈر انکرام اللہ

کیا تو بازار کے پبلنگ رہے گا۔ اس کے بعد تقریباً 8 بجے ہویدار سرکل

نے کال کر کے والدین انہی جگہ جا کا حکم دیا۔ جس کے بعد ہم والدین سید

بس یہی پہر بیان ہے۔ ڈیڑھ گھنٹے تک جنت سلیم و لہڈرین کرتا ہوں۔

اللہ

جنت سلیم سیاھی دیر لیونز ہبلٹ نمبر 1754
Attested

Attested:
Additional
Deputy Commissioner
Dir Lower

Dir. Asstt:
D.C. office Dir Lower

Statement of the Accused Mr. Ikram Uddin Junior Clerk AAC (R), Office Timergara.

In order to inquire in depth a questionnaire was served upon him for reply of the questions pertaining to the issue at annexure "F", vide which he denied that he has not conducted any inspection despite the clear proof of vial video.

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➤ Findings

After keeping pros and cons of the statements of the relevant persons and brief description explained above, it transpires that the defaulting official has though denied the allegations regarding conduct of bazaar inspections but from the statements of levies personnel, complainants/ reps of Barber Association coupled with Social Media clip (pictorial evidence attached at annexure "H" it is crystal clear that actually the said employee has conducted inspection of the hair dresser shop. Additionally, statement of the AAC (R) also expressed that the defaulting official has not been deputed / authorized by him for conducting inspection in the bazaar. From the video clip on social media, it also reflects that the defaulting official has been found involved in the moral degradation which is very much deplorable having zero level tolerance.

Arrested

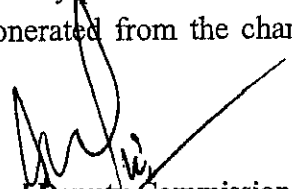
Meaning thereby that the defaulting official has been found involved in activities beyond his jurisdictions / scope of work, misuse of powers and moral degradation, for being holding a responsible government post. The situation like this also dispels the impression that the defaulting official used to conduct the inspections on his own capacity for personal aggrandizements which attracts for punitive action against the defaulting official under the E&D rules 2011.

dit: Asst
D. D. D. D.

➤ RECOMMENDATIONS:

In view of the circumstantial evidence on social media coupled with the statements of levies personnel, complainants, social media clip as well as AAC (R) Timergara, the defaulting official seems to be guilty of un-authorized/ beyond jurisdiction acts and moral degradation attitude, equivalent to misuse of powers, dishonesty liable himself to be awarded one of the following penalties:

1. Forfeiture of annual increments.
2. Removal from service.
3. In case of lenient action immediate transfer from the existing post to a far-flung area in the territorial jurisdiction of Dir Lower.
4. The AAC (R) Timergara may also be warned to rationalize his capability in order to control his subordinate staff.
5. From the statements of the levy personnels, it shows that the levy personnels have got no overt and covert role in this footing. Being so, they may be exonerated from the charges levelled against them.


Additional Deputy Commissioner (G),

بیان قیمت سلیم ولد رحمت کونسل سیاہی دیر لیونز ہبلٹ نمبر 1754


تاریخ 06/12/22


جناب اعلیٰ!

میں مسیحا قیمت سلیم سیاہی دیر لیونز ہبلٹ نمبر 1754 میں بیان کرتا ہوں
 کہ میں مورخ 27/11/22 بوقت 07:43 بجے سرکل ہوسٹل سیدین نے
 کال کر کے کیا کہ AAC لیونز میٹر گروہ کا حکم ہے آ آ ریڈر اکرام الدین
 کیساتھ بازار کے پینٹنگ درجے - اس کے بعد تقریباً 8 بجے ہوسٹل سرکل
 نے کال کر کے والدین انہی جگہ جا کا حکم دیا۔ جس کے بعد ہم والدین نے
 بس یہی پہچانی ہے۔ ڈیڑھ گھنٹہ کے بعد قیمت سلیم ولد رحمت کرتا ہوں۔

اللہ

قیمت سلیم سیاہی دیر لیونز ہبلٹ نمبر 1754
Attested

Attested:

 Additional Deputy Commissioner
 Dir Lower


 Asstt. D.C. Office Dir Lower

مورخ 06/12/22

سینٹری سید حسن سرکل ہویدار پور گڑھ دیر لیونز بیلڈنگز 1429 میں بیان کرتا ہوں کہ مورخ 27/11 کو تقریباً 07:43 بجے AAC ریونیوٹ مجھے کال کر کے بازار چیکنگ ٹیکے ریڈر اکرام الدین کو لفزی دینے کا حکم دیا۔ حکم کے تفصیل کتبے میں نائنگ فاروق احمد بیلڈنگز 1646 اور سیاہی تخت سلیم بیلڈنگز 1754 کو حکم دیکر بھیجا۔ اسی دن تقریباً 17 منٹ پہلے آئے AAC ریونیوٹ والیس کال کی کہ لفزی والیس کو کہہ دینے مذکورہ ایڈکاران کیا کہہ والیس پونے ٹیکے رابع کیا تو مذکورہ ایڈکاران نے جواب دیا کہ ہم نے تو ریڈر اکرام الدین کیا کہہ بلائیں بازار کے چیکنگ ٹیکے والیس آ رہے ہیں۔ بس یہی سہراہان ہے پڑھو سن کر درست کیم ولتھرن کرنا پڑا

Attested

Additional Deputy Commissioner


Tit. Ass'tt: D.C. Office

السید حسن سرکل ہویدار بیلڈنگز 1429


حلفاً بیان کرتا ہوں کہ میں عمر ۱۴، ۱۵ سال سے بلاسٹ بازار میں حجام کی حیثیت سے کام کر رہا ہوں۔ مورخ ۱۱/۲۰۲۲ کو تقریباً ۰۳ بجے AACIR نگر نگرہ نے میرے دوکان کی انسپکشن کرتے ہوئے مجھ سے میرا رجسٹر لے گیا تھا۔ اس کے بعد اسی ہی دن تقریباً رات کے ۸ بجے اکرام الدین جو نیر کلر AACIR آفس نگر نگرہ، ہمراہ دو لیویز ایبل کاران انسپکشن کی غرض سے میرے دوکان میں آکر مجھ سے کارڈ دکھانے کا کہا۔ میں جواباً عرض کیا کہ کارڈ تو پہلے ہی سے AAC صاحب اپنے ساتھ لے گئے ہیں۔ میں ان کے ساتھ فوس اخلاقی سے پیش آیا تھا۔ لیکن بغیر کسی وجہ کے انہوں نے مجھے بالوں سے گھسیٹا جو کہ سوشل میڈیا پر وائرل ویڈیو سے بھی عیاں ہے جو کہ میرے ہی دوکان سے وائرل ہوئی ہے۔ بس یہی میرا بیان ہے پڑھ سن کر درست لہدیٰ کرتا ہوں۔

Attested

Attested:


 Additional
 Deputy Commissioner
 D/Lawer

سردار عالم
 سردار عالم الفاضل میئر ڈریسرز بلاسٹ
 15302-5874841-3
 0342-9512101.


 Dit: Asst.
 D.C. (D/Lawer)

مشرکہ بیان کرتے ہیں کہ مورخ 27¹¹/₂₂ کو اکرام الدین C/J
(AAER) آفس بیمرگہ ہمراہ دو لیونز ایڈکلان الصاف بیمر ڈائری بلائیٹ بازار کی
غیر قانونی طور پر انسپکشن کرتے ہوئے ہمارے بھائی سردار عالم کی بے عزتی کی ہے۔
اور اُسے بالوں سے گھسیٹا ہے جو کہ وائرل مردہ ویڈیو میں واضح دکھائی دیتا ہے۔
حالانکہ جو بیمر کلر کے پاس کونسا اختیار ہوتا ہے کہ وہ بازار وغیرہ کی انسپکشن
کرائے اور کسی کی کسب و غیرہ کی بے حرمتی کرائے۔ ہمارا انتظامیہ سے
درخواست ہے کہ مذکورہ بالا جو بیمر کلر کے خلاف قانونی کارروائی کی جائے
تاکہ آئندہ کیلئے ایسی حرکات سے بازو منع رہے۔ بس یہی ملرا بیان ہے۔
سن کر درست تسلیم کیا۔

نصر اللہ

نصر اللہ ولد معتبر خان

بیمر بیمرگہ سٹی -

15304-2506325-7

0302-2275544

ابو یاض خان

ریاض ولد خالستہ محمد

بیمر بلائیٹ بازار

15306-4254890-3

0346-8982854

Attested

DL. Office
Asst. Dir. of
...

6/12/2022

...

تاریخ ۰۷/۱۲/۲۲

بیان کرتا ہوں کہ میں کمیشنر ایڈیٹڈ اسٹینٹ کمیشنر (ریونیو) میٹرگرہ عرصہ ۶ ماہ سے فائنل نہ انجام دے رہا ہوں۔ چونکہ نہ کل صوبیدار کا نیا نیا تبادلہ ہوا ہے۔ ان کا ممبر میرے پاس نہیں تھا۔ عوام روشن ہے کہ جب ہم بازار چھینکے وغیرہ کیلئے نکلتے ہیں تو میں اپنے ریفر سے کہتا ہوں کہ صوبیدار مہب سے کہہ دو کہ موقع پر جاؤ یا ادھر لکواؤ کو لیکر آفس آ جاؤ۔ خط و کتابت ریڈر کے ذریعے کروانا ہوں۔ اس رات میں نے ایک دفعہ صوبیدار مہب کو کال کی ہے جس کا ممبر میں نے عزیز الدین مسیحا سے لیا تھا۔ اور صوبیدار مہب کو منع کیا تھا کہ آنے سے بھی گیس نہیں جانا ہے اور ریڈر کو بھی لیونز ایگاران نہیں دینے ہیں۔ یہاں تک انسپکشن کا تعلق ہے تو میں نے حجام کی دوکان کی انسپکشن درجہ ۲۷/۲۲ کو دن کے تقریباً ۳ بجے کی تھی اور اس کا لائسنس اپنے ساتھ لیا تھا۔ صفائی ناقص تھی۔ جس کا تصویری ثبوت میرے پاس ہے۔ میں نے دوبارہ اکرام الدین ریڈر کو انسپکشن کیلئے نہیں بھیجا ہے اور نہ دوبارہ انسپکشن کا لزوم بھی کیونکہ میں پہلے ہی انسپکشن کر چکا تھا۔ بس یہی میرا بیان ہے۔ لکھ کر دست لکھ کر دیتا ہوں۔

Attested

Attested
 [Signature]

[Signature]
 طارق خان (AACR) میٹرگرہ

سوالنامہ

1- نام، ولدیت، سکونت وغیرہ۔ اکرام الدین ولد سرفراز خان ساکن دیر شاہ حال تھر گڑہ بلاسٹون کوئی

2- آپ کی پہلی تقرری کب اور کس آسامی پر ہوئی ہے؟

پہلی واپسی تقرری مورخہ 04/03/2006 کو. حیثیت نائب قاضی ہوئی ہے۔ اس کے بعد سال نو عمر 2018 میں جوڈیئر کلرک کو مقرر کیا گیا ہے۔

3- آپ موجودہ کس آسامی پر تعینات ہیں؟

جوڈیئر کلرک / ریڈر دفتر AAC رولونو تھر گڑہ۔

4- آپ کے موجودہ پوسٹ کے جاب ڈسکرپشن کیا ہیں؟

جوڈیئر کلرک کے ذمہ داری کیساتھ ساتھ آفسر جلس کے حکم پر ریڈر کے فرائض بھی سرانجام دینا ہوں۔

5- کس کے حکم پر رات کے وقت بازار اور جام کے دوکانوں کے چیکنگ کرتے ہیں؟

یہ الزام ہے بنیاد ہے۔ میں نے کبھی بھی رات کے وقت بازاروں اور جام کے دوکانوں کی چیکنگ نہیں کی ہے۔

6- کس حیثیت سے اور کس کے حکم پر آپ سرکاری لیویز اہلکاران کو اپنے ساتھ لیکر بازار کی انسپشن کرتے ہیں؟

میں نے کبھی بھی اس قسم کی حرکت یعنی لیویز اہلکاران کے ہمراہ بازار کی انسپشن نہیں کی ہے۔

7- آپ کس قانون کے تحت لوگوں پر جرمانہ عائد کرتے ہیں؟

میں نے کبھی بھی جرمانہ عائد نہیں کیا ہے۔ جو مانع رسید آفسر جلس یعنی AAC رولونو تھر گڑہ دستخط کرتا ہے اور جو مانع عائد کرنا ہے اس وقت سے باہر ہے۔

8- آپ کی بازار کی چیکنگ کی جوڈیٹ یوسوشل میڈیا پورٹل ہوتی ہے۔ اس کے بارے میں آپ کی کیا رائے ہیں؟

سوشل میڈیا جوڈیٹ یوسوشل ہوتی ہے اس کے بارے میں عرض ہے کہ کسی نے بددینی کے بنیاد پر یہ کام کیا ہے۔ حالانکہ جج صاحب نے فریبی مہر ہوئی ہے اور اس کے بلانے پر انڈر داخل ہو گیا ہوں۔ نہ وہاں میرے کسی سے تلخ کلامی ہے اور نہ جھگڑا فساد کیا ہے۔ اور نہ کسی سے جو مانع دہولے ہوئے ہے۔

9- کیا آپ کو معلوم ہے کہ آپ کے اس فعل کی وجہ سے اپ کو سرکاری نوکری سے برطرفی، برخاستگی ہو سکتی ہے۔ اس کے بارے میں آپ کی کیا رائے ہیں؟

جسارتہ دفتر 8 میں دفعتاً کئی بار سے اس کوئی حرکت نہیں کی ہے جو میرے سرکاری نوکری سے برخاستگی کا موجب بن سکے۔

10- مزید کیا جان ہے؟ فیماثلہ اس کے ساتھ عرض کر کے کہ یہ خلاف بددینی کے بنیاد پر یہ سارا ڈرامہ چاہیے

جس کا حقیقت سے دور کا واسطہ بھی نہیں ہے۔ میں تو ایک معزز گھرانے سے تعلق رکھتا ہوں اور معزز طبقے سے منسلک ہوں۔ اس لئے کسی کو میری عزت برداشت نہیں ہوتی۔ اس لئے میرا خلاف اس قسم

17



OFFICE OF THE
DEPUTY COMMISSIONER
DIR LOWER

No. 21185 /Estt:

Dated Timergara the 26/12/2022

dcdirlower@gmail.com Deputy Commissioner Lower Dir dcdirlower Fax: 0945-9250001

To

Mr. Ikramud Din (Junior Clerk),
office of the AAC(Rev), Timergara

Subject: - NOTICE

In order to give the opportunity of personal hearing under the E&D Rules 2011,
you are hereby directed/noticed to appear before the worthy Deputy Commissioner Dir Lower
on Monday 26-12-2022 for personal hearing in connection with the ongoing enquiry initiated
against you.

Alleged

2
Lit: ASAT:
D.C Office DN-4

~~Superintendent,
Deputy Commissioner Office,
Dir Lower~~






(18)

**OFFICE OF THE
DEPUTY COMMISSIONER
DIR LOWER**

No. 21373 /Estt:

Dated Timergara the 28 /12/2022

Explanation Folder

✉ dcdirlower@gmail.com  deputy Commissioner Dir Lower  @dcdirlower  0945-9250001

OFFICE ORDER:

Whereas, an objectionable video clip was uploaded on social media followed by a protest demonstration by the office bearers of Hair Dresser Association Dir Lower complained that Mr. Ikramud Din, Junior Clerk has been found involved immoral behaviour with one of their colleague of the association.

Whereas, it was also complained that the above named is involved in Bazar checking on his own capacity as Junior Clerk without jurisdiction.

Whereas, viewing the allegations levelled against the said employee and circumstantial evidence on social media, the undersigned suspended him from service and nominated the Additional Deputy Commissioner (General), Dir Lower for conducting discreet enquiry under the E&D Rules 2011 and submission of report with recommendations.

Whereas, in compliance the Additional Deputy Commissioner (General), Dir Lower conducted enquiry in the matter which speak itself with recommendations for removal from service of the official.

Whereas, the opportunity of personal hearing was given to the official and during personal hearing he could not prove his innocence.

Therefore, the above named official is hereby dismissed from service with immediate effect.

[Signature]
Deputy Commissioner,
Dir Lower.

No. 21374-77 /Estt:

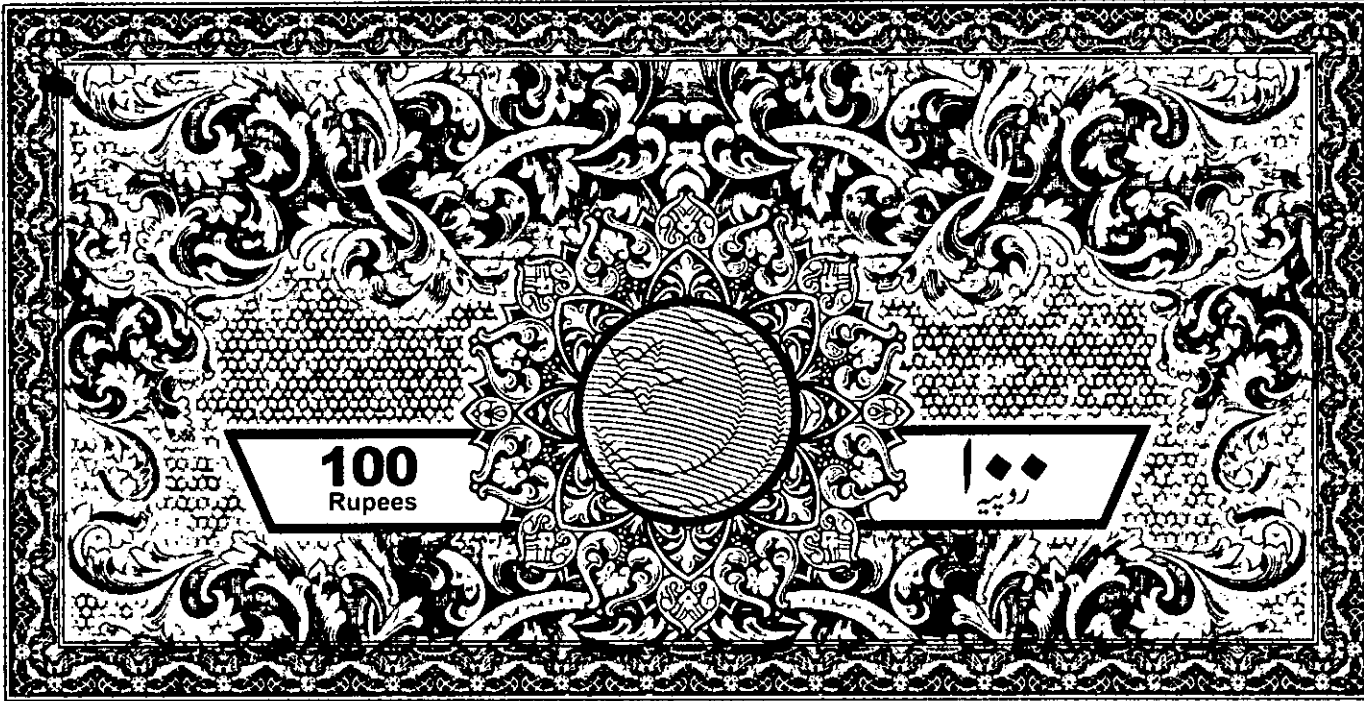
Copy forwarded to:-

1. The Additional Deputy Commissioner (General), Dir Lower.
2. The District Accounts Officer, Dir Lower.
3. The Accountant (local office).
4. Official concerned.

[Signature]
Deputy Commissioner,
Dir Lower.

Attended

[Signature]
Dir. Assst



Before The Services Tribunal Peshawar Camp Court Mingora Swat

Service Appeal No: 594/2023

Titled

Ikram Ud Din (Junior Clerk) Deputy Commissioner Office Dir Lower..... Petitioner

Vs

Senior Member Board of Revenue & Others.....respondents

AFFIDAVIT

I Iqbal Alam (Office Assistant) office of the Deputy Commissioner Dir Lower, (authorized representative), do hereby solemnly affirm and declare on oath that the contents of the comments /reply of the appeal are true & correct to the best of knowledge & belief and nothing has been concealed there in. *It is further stated on oath in this appeal the answering respondents have neither been placed ex-parte nor their defence has been struck off.*

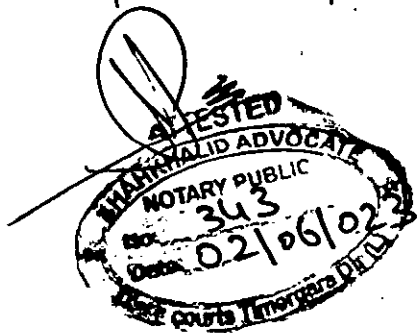
Deponent _____

Iqbal Alam (Office Assistant)

CNIC No: 15302-6199133-1

Cell No: 0345-7036675

Dated: 02-06-2023



امتیال عیالحم (آرض اسٹٹ) ڈیٹی گٹنر فیلو رس ایس

(ڈی بی ایف)

021061023



**OFFICE OF THE DEPUTY COMMISSIONER
DISTRICT DIR LOWER**

No. 9182 /Lit

Dated Timergara the, 02/06/2023

☎ 0945-9250003

☎ 0945-9250001

✉ dcdirlower@gmail.com

f dc.lowerdir

AUTHORITY

Mr. Iqbal Alam Litigation Assistant of this office is hereby authorized and deputed to attend the Services Tribunal Khyber Pakhtunkhwa at camp court Swat as well as to file the comments in case Service Appeal No.594 of 2023 titled Ikram-Ud-Din vs Deputy Commissioner Dir Lower on 05.06.2023 on behalf of the undersigned.


DEPUTY COMMISSIONER
DIR LOWER

No. 9183-84 / Lit:

Copy Forwarded to:

1. The Registrar Services Tribunal Peshawar for information and necessary action please.
2. The official concerned for compliance.


DEPUTY COMMISSIONER
DIR LOWER

Atteste

*lit: Asstt
Dir Lower*