

**BEFORE THE SERVICE TRIBUNAL**  
**KHAYBER PUKHTUNKHWA AT PESHAWAR**

Service Appeal No. 1174 of 2020

**SCANNED**  
**KPST**  
**Peshawar**

Inspector Sher Ali Khan (No. 110M) posted at Police Line,  
District Swat. ...Appellant

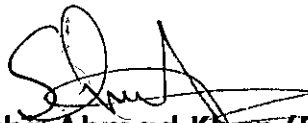
**VERSUS**

Inspector General of Police, Khyber Pakhtunkhwa at Peshawar  
and others. ....Respondents

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Appellant  
Through Counsel



**Shabir Ahmad Khan (Dawlatkhel)**

Advocate High Court, Swat.

Office: Opposite to Azad Medicine  
Company, Old Post office Road,  
Mingora, District Swat.

Cell#: 0341-5666363

Dated: 21.02.2020

**BEFORE THE SERVICE TRIBUNAL**  
**KHYBER PUKHTUNKHWA AT PESHAWAR**

Service Appeal No. SAE 1174 of 2020

Inspector Sher Ali Khan (No. 110M) posted at Police Line, District Swat.

...Appellant

**V E R S U S**

1. Inspector General of Police, Khyber Pakhtunkhwa at Peshawar.
2. Regional Police Officer Malakand Range-III at Saidu Sharif, District Swat.
3. District Police Officer, District Dir Lower.
4. Muhammad Khalid now currently posted as S.P Investigation at Chitral.

...Respondents

**Appeal under Section 4 of the Service Tribunal Act, 1974, against the impugned orders No. 8202-49 dated 29.07.2019 and 11644-68/E dated 30.10.2019 whereby the appellant was not confirmed from 01.12.2003 as Sub-Inspector but confirmed from 30.04.2007.**

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Respectfully Sheweth:

The appellant submits as under:

1. That the appellant was initially inducted into police department as constable in year 1977 and after qualifying various courses, promoted to Head Constable in 1989 and after that promoted to the rank of A.S.I in the year 1994, and then promoted to the rank of Sub-Inspector, finally the appellant was promoted to the rank of Inspector.

2. That the appellant was confirmed in the rank of S.I vide order No. 2715/21/E dated 21.06.2008. (Copy of order is herewith attached **Ann: A**).
3. That on 13.10.2001, respondent No. 3/DPO Lower Dir consequent upon issuance of the revised seniority list issued vide Range Officer, Swat Notification No. 3766/E dated 18.09.2001, confirmation and promotions list-E of the appellant and other police officials has been cancelled vide order No. 4102-10/E dated 10.10.2001 passed by D.I.G of Police Department Malakand Range/respondent No. 2. (Copy is herewith attached as **Ann: B** along with better copy).
4. That on an application/petition of one Sanobar Khan and others, the Hon'ble Peshawar High Court stayed the aforementioned order in the year 2001 owing to this order on 01.12.2001, the appellant was unfairly ignored and the official junior to appellant (S.I. Muhammad Khalid etc) were given promotion.
5. That when the Provincial Assembly duly passed the NWFP validation of Standing Order Act, 2005, consequent upon the same, vide memo no. 1160 dated 09.02.2005 and letter no. 1291-96/# dated 16.04.2005, the original seniority was restored as w.e.f 01.12.2001. (Copies of memo dated 09.02.2005 and letter dated 16.04.2005 are herewith attached as **Ann: C & D**).
6. That the appellant was at Serial no. 50 and whereas respondent No. 4/Muhamad Khalid was at Serial no. 51. (Copy is herewith attached as **Ann: E**).
7. That on 29.07.2019, respondent No. 2, vide order no. 8202-49/E, issued Provincial List in the light of recommendations of Provincial Department Committee and subsequently approved by I.G of Police Khyber Pakhtunkhwa, vide memo No. 451-62/PPO dated

23.07.2019, furthermore, in covering letter, the respondent No. 2 stated generally that if you any objection on the Provincial Seniority List, the same may be intimated to this office with 3 months for rectification. In case no such objection is received within the stipulated time, this Provincial Seniority List will be presumed as final. (Copy is herewith attached as **Ann: F**).

8. That on 03.08.2019, the appellant filed presentation before respondent No. 2 but no opportunity was given to the appellant to be heard in person, nor the presentation so filed by the appellant was considered and filed presentation of the appellant and the respondent No. 2 issued notification No. 11644-68/E dated 30.10.2019 and was restored seniority of appellant but the appellant was confirmed from 16.04.2007 instead of 16.04.2008 but originally, the respondent No. 2 required to confirm the appellant from 01.12.2003 but in vain while restored seniority of respondent No. 4 (S.I. Muhammad Khalid) from 01.12.2003 instead of 30.06.2006. It is pertinent to mentioned here that the respondent No. 4 (S.I. Muhammad Khalid) is junior from the appellant which is much clear from the record already annexed. (Copies are herewith attached as **Ann: H, H1**).

9. That aggrieved from the notification/order No. 11644-68/E dated 30.10.2019, the appellant filed departmental appeal on 01.11.2019 to the respondent No. 1, but the stipulated period i.e. 90 days have been lapsed but the fate of department appeal has not been decided yet by respondent No. 1, hence the instant service appeal, inter alia on the following amongst other grounds:- (Copy of the impugned order is herewith attached as **Ann: I**).

**GROUNDS:-**


- a. That the respondents did not give proper opportunity of hearing to the appellant.
- b. That the appellant was not treated accordance with law and illegally and unlawfully not confirmed from the real date i.e. 01.12.2003.
- c. That the appellant was not treated in accordance with law and rules on subject and impugned orders have passed flagrant violation of law and rules tainted with malafide intention and is therefore not sustainable and liable to be set aside.
- d. That on 05.04.2008, the appellant filed service appeal No. 563 of 2008 and the same was decided by this Hon'ble Tribunal on 29.05.2019. (Copy is herewith attached as **Ann: J**).
- e. That there is clear contradiction in their own stance and their letters/orders of the respondents.
- f. That respondents were not following their own orders regarding seniority policies.
- g. That in relevant to same facts and situation, Rule 13, 18 of Police Rules is much clear. (Copy is herewith attached as **Ann: K**).

- h. That no relief is claimed from respondent No. 4 but respondent No. 4 is made party to the instant appeal because respondent No. 4 was confirmed by the respondents No. 1, 2.
- i. That other important points will be raised during the course of arguments with prior permission of this Hon'ble Tribunal.

**PRAYER:-**

It is, therefore, humbly prayed that by acceptance of the instant service appeal, the impugned orders No. 8202-49 dated 29.07.2019 and 11644-68/E dated 30.10.2019 may kindly be set aside and respondents No. 1 to 3 may kindly be directed to confirmed the appellant as Sub-Inspector from 01.12.2003 with all back benefits. Any other relief as deemed appropriate in the circumstances of the case and not specifically asked/prayed for, may also be granted to the appellant.

  
Appellant  
Through Counsel

  
**Shabir Ahmad Khan (Dawlatkhel)**  
Advocate High Court.  
Dated: 20.02.2020

**BEFORE THE SERVICE TRIBUNAL**  
**KHAYBER PUKHTUNKHWA AT PESHAWAR**

Service Appeal No. \_\_\_\_\_ of 2020

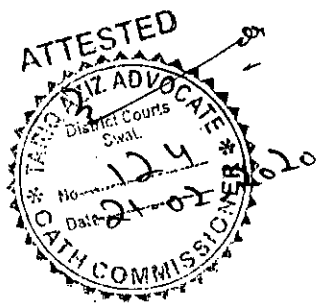
Inspector Sher Ali Khan (No. 110M) posted at Police Line,  
District Swat. ...Appellant

**VERSUS**

Inspector General of Police, Khyber Pakhtunkhwa at Peshawar  
and others. ....Respondents

**AFFIDAVIT**

It is stated on oath that all the contents of the attached appeal are true and correct to the best of my knowledge and belief; nothing has been kept concealed from this Hon'ble Court. Moreover, no such like appeal has been filed by the appellant prior to this appeal.



**Deponent:** \_\_\_\_\_  
Inspector Sher Ali Khan (No. 110M)

**BEFORE THE SERVICE TRIBUNAL**  
**KHAYBER PUKHTUNKHWA AT PESHAWAR**

Service Appeal No. \_\_\_\_\_ of 2020

Inspector Sher Ali Khan (No. 110M) posted at Police Line,  
District Swat. ...Appellant

**VERSUS**

Inspector General of Police, Khyber Pakhtunkhwa at Peshawar  
and others. ....Respondents

**MEMO OF ADDRESSES**

**Address of appellant:**

Inspector Sher Ali Khan (No. 110M) posted at Police Line,  
District Swat.

NIC No: 15307-0182762-3

Mobile No: 0344-9758213

**Addresses of respondents:**

1. Inspector General of Police, Khyber Pakhtunkhwa at Peshawar.
2. Regional Police Officer Malakand Range-III at Saidu Sharif, District Swat.
3. District Police Officer, District Dir Lower.
4. Muhammad Khalid now currently posted as S.P Investigation at Chitral.

Appellant  
Through Counsel

  
**Shabir Ahmad Khan (Dawlatkhel)**

Advocate High Court.

Dated: 20.02.2020



Am 9A

The Deputy Inspector General of Police,  
Malakand Region, Saidu Sharif, Swat.

From

To

The Director,  
Anti Corruption Establishment,  
NWFP, Peshawar.

All District Police Officers,  
In Malakand Region.

No. 2715-21 /E, Dated Saidu Sharif the 21/6 /2008.

Subject: CONFIRMATION.

Memorandum:

The following SIs are hereby confirmed in the rank of Sub  
Inspector with immediate effect:

1. SI Abdul Basir No. 169/M of Dir Lower District
2. SI Rahmatul Azam No. 107/M of Chitral District
3. SI Muhammad Rahim No. 113/M of Buner District
4. SI Abdul Momin No. 144/M of Chitral District
5. SI Akhtar Shah No. 173/M of Dir Lower District
6. SI Noor Jalil No. 175/M of ACE
7. SI Muzakir Shah No. 185/M of Dir Lower District
8. SI Yousaf Ali No. 28/M of Swat District
9. SI Fateh Rahman No. 167/M of Dir Upper District
10. SI Sher Ali No. 110/M of Dir Upper District.
11. SI Zafar Ali No. 85/M of Buner District
12. SI Sher Zada No. 14/M of Swat District
13. SI Khan Faqir No. 91/M of Dir Lower District
14. SI Zahir Shah No. 196/M of Buner District
15. SI Zafar Khan No. 197/M of Buner District

Necessary gazette notification may be issued accordingly.

*[Signature]*  
Deputy Inspector General of Police,  
Malakand Region, Saidu Sharif, Swat.  
[سيف]

No. 2722 /E,

Copy to the Provincial Police Officer, NWFP Peshawar for  
kind information with reference to Memo: No. 15163-79/E-II dated 03/08/2008.

*[Signature]*  
Deputy Inspector General of Police,  
Malakand Region, Saidu Sharif, Swat.

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Annex B

87/13

POLICE DEPARTMENT.

FOR PUBLICATION IN PART II OF THE POLICE GAZETTE  
ORDERS BY THE SUPERINTENDENT OF POLICE, KARACHI  
NOTIFICATION.

Dated: 13/10/2001

No. \_\_\_\_\_ / IS. GAZETTE / PART II OF THE POLICE GAZETTE  
In consequence upon issuance of the said Notification No. 3766/E dated  
18.9.2001, confirmation was received from the following  
Police Officials of this District Police has been cancelled by  
Deputy Inspector General of Police, Karachi Office  
under Section 10(1) of the Police Act, 1919:-  
1. Mr. Saad, No. 1514.  
2. Mr. Sherwala No. 1522.  
3. Mr. Akhtar Shah No. 1000.  
4. Mr. Baluch Raj No. 101.  
5. Mr. Fetibur Rehman No. 952.  
6. Mr. Sher Ali Khan No. 1563.

Superintendent of Police,  
Karachi

No. 16442 / EB,

Copy of above alongwith three copies of the  
Notification is submitted to the Deputy Inspector General of  
Police, Kolakand Range, Saidi Sharif, Swat for its publication  
in H.P.F., Police Gazette Part-II, please.

Attested to be True Copy

Shahir Abbas Khan (Dawlat Khel)  
Advocate High Court  
& Federal Shariat Court

22/2/02

Deputy Inspector of Police,  
Karachi  
13/10

Better Copy



Police Department

District Dir Lower

FOR PUBLICATION IN N.W.F.P POLICE GAZETTE PART-II

ORDERS BY THE SPUDT. OF POLICE DIR LOWE AT TIMERGARA.

NOTIFICATION.

Dated 13/10/2001.

No. \_\_\_\_\_/EB. CANCELLATION OF CONFIRMATION AND PROMOTION.

LIST-E:-Consequent upon issuance of the Revised Seniority List issued vide Range Office, Swat Notification No. 3766/E Dated 18.9.2001, confirmation and promotion List-E of the following Police Officials of this District Police has been cancelled Vide Deputy Inspector General of Police, Malakand Rang, Swat Office order bearing Endst: No.4102-10/E. dated 10.10.2001:-

1. Mr. Sadique Akbar No. 1514.
2. Mr. Sher Ullah No. 1322.
3. Mr. Akhter Shah No. 1000.
4. Mr. Bakht Raj No. 101.
5. Mr. Faihur Rehman No. 932.
6. Mr. Sher Ali Khan No. 1363.

Superintendent of Police.  
Dir Lower at Timergara.

No. 16442/EB.

Copy of above along with 6 spare copies of the Notification is submitted to the Deputy Inspector General Of Police, Malakand Rang Saidu Sharif, Swat for favor of publication in NWFP, Police Gazette Part-II, please.

**Attested to be True Copy**

Shabir Ahmad Khan (Dawlat Khel)  
Advocate High Court  
& Federal Shariat Court

Sd.  
Noor Ul Huda Khan  
Superintendent of Police,  
Dir Lower at Timergara.

EXTRAORDINARY  
GOVERNMENT



REGISTERED NO. PIII  
GAZETTE

## North-West Frontier Province

Published by Authority

PESHAWAR, WEDNESDAY, 2nd FEBRUARY, 2005.

PROVINCIAL ASSEMBLY SECRETARIAT,  
NORTH-WEST FRONTIER PROVINCE

### NOTIFICATION

2nd February, 2005.

No. PA/NWFP/Legis:1/2005/1899—The North-West Frontier Province Validation of Standing Order Bill, 2005 having been passed by the Provincial Assembly of North-West Frontier Province on the 17th January, 2005 and assented to by the Governor of the North-West Frontier Province on 19th January, 2005 is hereby published as an Act of the Provincial Legislature of the North-West Frontier Province.

THE NORTH-WEST FRONTIER PROVINCE  
VALIDATION OF STANDING ORDER ACT, 2005.

(N.-W.F.P. ACT NO. IV OF 2005)

(First published after having received the assent of the Governor of the North-West Frontier Province in the Gazette of the N.-W.F.P. (Extraordinary) Dated the 2nd February, 2005).

AN  
ACT

to validate the rights created by Standing Order No. 11 of 1987, issued by the Inspector General of Police, North-West Frontier Province.

Preamble.— WHEREAS it is expedient to validate the rights created by Standing Order No. 11 of 1987, issued by the Inspector General of Police, North-West Frontier Province:

It is hereby enacted as follows:

1. Short title and commencement.—(1) This Act may be called the North-West Frontier Province Validation of Standing Order Act, 2005.

Attested to be True Copy

Shahir Ahmad Khan (Dawlat Khel)  
Advocate, High Court  
& Federal Shariat Court

ORDER:

In compliance of the NWFP validation of Standing Order Act 2005 duly passed by the Provincial Assembly and assented to by the Governor NWFP, issued vide Notification No. PA/NWFP/Logis:1/2005/1899, dated 02/02/2005 and circulated vide CPO Peshawar Memo: No. 2671-2721/E-II, dated 12/02/2005, this office Notification No. 3766-75/E, dated 18/09/2001 and Order No. 4102-10/E, dated 10/10/2001, regarding revision of seniority, cancellation of Confirmation as ASI and Promotion List-E of the following Police Personnel are hereby withdrawn with immediate effect. Their Original Seniority, Confirmation and Promotion List-E restored as under. They are allotted Region Nos. as noted against each:-

| <u>S.No.</u> | <u>Name</u>         | <u>Date of Conf &amp; Prom: List-E</u> | <u>Region No</u> |
|--------------|---------------------|--|------------------|
| 1.           | Mr. Bahramand       | 13/04/1989                             | 109/M            |
| 2.           | Mr. Sadiq Akbar     | 29/05/1989                             | 118/M            |
| 3.           | Mr. Akhtar Shah     | 06/05/1990                             | 173/M            |
| 4.           | Mr. Bakht Raj       | 06/05/1990                             | 173/M            |
| 5.           | Mr. Noor Jalil      | 06/05/1990                             | 133/M            |
| 6.           | Mr. Sherullah       | 06/05/1990                             | 176/M            |
| 7.           | Mr. Ghulam Muhammad | 07/11/1992                             | 139/M            |
| 8.           | Mr. Tariq Karim     | 07/11/1992                             | 119/M            |
| 9.           | Mr. Muzakir Shah    | 09/12/1994                             | 185/M            |
| 10.          | Muhammad Naeem      | 10/05/1995                             | 2/M              |
| 11.          | Mr. Habib Zaman     | 10/05/1995                             | 159/M            |
| 12.          | Mr. Sharif Zada     | 04/11/1995                             | 179/M            |
| 13.          | Mr. Yousaf Ali      | 12/11/1995                             | 28/M             |
| 14.          | Mr. Fateh Rahman    | 12/12/1995                             | 167/M            |
| 15.          | Muhammad Munir      | 12/12/1995                             | 7/M              |
| 16.          | Muhammad Alam       | 03/09/1996                             | 73/M             |
| 17.          | Mr. Khan Bahadar    | 31/03/1997                             | 103/M            |
| 18.          | Mr. Sher Ali        | 10/05/1997                             | 110/M            |
| 19.          | Mr. Toor Gul        | 02/12/1998                             | 195/M            |
| 20.          | Mr. Zahir Shah      | 02/12/1998                             | 196/M            |
| 21.          | Mr. Zaffar Khan     | 04/01/1999                             | 197/M            |
| 22.          | Muhammad Sattar     | 13/02/1999                             | 198/M            |

OB/EC

OB No 164  
28.03.2005

Attested to be True Copy

(Deputy Khel)  
Advisory Court  
& Federal Court

(ATTA ULLAH WAZIR)  
Deputy Inspector General of Police,  
Region III, Saidu Sharif, Swat.

19  
1109  
27-5

From : The Deputy Inspector General of Police,  
Region-III, Saidu Sharif, Swat.

To : The Inspector General,  
National Highways and Motorways,  
Islamabad.

All the District Police Officers,  
In Region-III. (Except DPO Shangla)

No. 1291-96 /E, Dated Saidu Sharif the 16/4 2005.

Subject: PROMOTION.

**Memorandum:**

Consequent upon the restoration of their Original Seniority according to validated Standing Order No. 11 of 1987, the following Assistant Sub Inspectors on List-E of your respective District / Unit are hereby approved for Promotion as Offg: Sub Inspectors with immediate effect:-

| <u>S.No.</u> | <u>Name and Number</u>        | <u>District / Unit</u> |
|--------------|-------------------------------|------------------------|
| 1.           | ASI Ghulam Muhammad No. 139/M | Dir Upper ✓            |
| 2.           | ASI Tariq Karim No. 119/M     | Chitral                |
| 3.           | ASI Muzakir Shah No. 185/M    | Swat                   |
| 4.           | ASI Muhammad Naeem No. 2/M    | Dir Lower              |
| 5.           | ASI Habib Zaman No. 159/M     | Swat                   |
| 6.           | ASI Sharif Zada No. 179/M     | Motorway               |
| 7.           | ASI Yousaf Ali No. 28/M       | Swat                   |
| 8.           | ASI Fateh Rahman No. 167/M    | Swat                   |
| 9.           | ASI Muhammad Alam No. 73/M    | Swat                   |
| 10.          | ASI Khan Bahadar No. 103/M    | Swat                   |
| 11.          | ASI Sher Ali No. 110/M        | Motorway               |
| 12.          | ASI Toor Gul No. 195/M        | Swat                   |
| 13.          | ASI Zafar Khan No. 197/M      | Buner                  |

Promotion will take effect from the dates the above named officials actually take over charge of higher responsibility.

Their seniority position will be the same as in the promotion List-E (i.e. with effect from 01/12/2001).

Attested to be True Copy

Necessary gazette Notification may be issued accordingly.

Sd/-

The regular promotion of ASI Zahir Shah No. 196/M (SI) will be considered on the availability of good ACR for the year 2002.

20/4/05

Ec.  
12/4

(ATTA ULLAH WAZIR)  
Deputy Inspector General of Police,  
Region-III, Saidu Sharif, Swat.

DIR U.

nbo/dw/26/4

Annex  
E

REVISED SENIORITY LIST OF SIS / ASIS ON LIST-E AS STOOD ON 31/12/2005

| S.No. | Name & No.                  | EDU: | D/O Birth: | D/O Enlistment | D/C Confir. as ASI | D/O Prom: List-E | D/O Prom: as OFF:SI | REMARKS |
|-------|-----------------------------|------|------------|----------------|--------------------|------------------|---------------------|---------|
| 1     | SI Abdul Basir No. 169/M    | 10th | 01/07/1948 | 20/08/1970     | 01/03/1980         | 05/06/1983       | 01/01/1992          |         |
| 2     | SI Muhammad Ayub No. 112/M  | FA   | 13/01/1957 | 01/04/1980     | 01/06/1980         | 06/06/1983       | 03/08/1995          |         |
| 3     | SI Noor Parast No. 105/M    | 8th  | 16/08/1945 | 20/03/1970     | 02/12/1980         | 07/06/1983       | 03/08/1995          |         |
| 4     | SI Sher Hayat No. 36/M      | 7th  | 08/05/1951 | 20/08/1970     | 24/12/1980         | 07/06/1983       | 18/06/1996          |         |
| 5     | SI Ghulam Nabi No. 38/M     | 9th  | 08/03/1949 | 16/09/1970     | 24/12/1980         | 07/06/1983       | 13/06/1996          |         |
| 6     | SI Bakht Zamin No. 40/M     | 7th  | 08/08/1952 | 16/08/1970     | 24/12/1980         | 07/06/1983       | 18/06/1996          |         |
| 7     | SI Muhammad Rafiq No. 45/M  | 9th  | 10/11/1947 | 01/10/1970     | 24/12/1980         | 07/06/1983       | 18/06/1996          |         |
| 8     | SI Namir Gul No. 49/M       | 10th | 28/12/1951 | 06/10/1970     | 16/06/1980         | 18/06/1983       | 18/06/1996          |         |
| 9     | SI Said Zamin Shah No. 51/M | 10th | 12/12/1952 | 08/10/1970     | 16/06/1980         | 18/06/1983       | 18/06/1996          |         |
| 10    | SI Said Muhammad No. 53/M   | 10th | 13/05/1950 | 13/10/1970     | 16/06/1980         | 18/06/1983       | 18/06/1996          |         |
| 11    | SI Muhammad Gul No. 54/M    | 10th | 19/10/1970 | 11/10/1970     | 16/06/1980         | 18/06/1983       | 04/12/1996          |         |
| 12    | SI Rehmat ul Azam No. 107/M | 10th | 04/07/1954 | 18/09/1970     | 20/04/1982         | 21/04/1984       | 07/10/1997          |         |
| 13    | SI Said Ghani Shah No. 90/M | 7th  | 13/08/1952 | 08/10/1970     | 27/05/1982         | 28/05/1984       | 07/10/1997          |         |
| 14    | SI Muhammad Rahim No. 113/M | 10th | 10/01/1950 | 18/08/1970     | 30/08/1982         | 31/08/1984       | 05/03/1998          |         |
| 15    | SI Umer Farooq No. 31/M     | BA   | 07/03/1958 | 01/04/1983     | 01/04/1983         | 02/04/1986       | 05/03/1998          |         |
| 16    | SI Hazrat Gul No. 14/M      | 10th | 02/06/1951 | 22/07/1971     | 18/04/1982         | 19/04/1984       | 10/03/1998          |         |
| 17    | SI Muhammad Ismail No. 29/M | 10th | 01/09/1952 | 15/02/1970     | 08/05/1982         | 09/05/1984       | 10/03/1998          |         |
| 18    | SI Abdul Momin No. 144/M    | 10th | 08/09/1949 | 03/09/1970     | 23/08/1982         | 24/08/1984       | 15/12/1998          |         |
| 19    | SI Dilaram No. 175/M        | 9th  | 08/10/1951 | 10/10/1970     | 06/12/1983         | 03/04/1986       | 15/12/1998          |         |
| 20    | SI Dost Muhammad No. 177/M  | 8th  | 15/08/1952 | 20/08/1970     | 06/04/1984         | 07/04/1986       | 15/12/1998          |         |
| 21    | SI Bakht Pur No. 183/M      | 10th | 02/08/1953 | 22/06/1973     | 12/04/1984         | 13/04/1986       | 15/12/1998          |         |
| 22    | SI Sher Ali No. 180/M       | 10th | 01/10/1955 | 26/06/1971     | 20/04/1984         | 21/04/1986       | 15/12/1998          |         |

Attested to be True Copy

Shahid Ahmad Khan  
Advocate  
& Federal Shariat Court

Annex E  
13

| Sl. No. | Name & No.                      | EDUC. | D/O Birth  | D/O Enlistment | D/O Comm. as ASI | D/O Prom. L1st Lt | D/O Prom. as Off-Si. | REMARKS                                   |
|---------|---------------------------------|-------|------------|----------------|------------------|-------------------|----------------------|---|
|         | SI Yousaf Ali No. 182/M         | 10th  | 10/03/1955 | 26/06/1973     | 10/05/1984       | 11/05/1986        | 15/12/1998           |   |
|         | SI Fazal Waheed No. 181/M       | 8th   | 08/10/1952 | 10/10/1970     | 13/05/1984       | 14/05/1986        | 15/12/1998           |   |
| 25      | SI Muhammad Waliuddin No. 186/M | 8th   | 17/09/1954 | 30/05/1963     | 12/11/1984       | 19/11/1986        | 27/02/1999           |   |
| 26      | SI Nizamuddin No. 187/M         | 10th  | 15/04/1951 | 03/09/1970     | 14/11/1984       | 15/11/1986        | 27/02/1999           |   |
| 27      | SI Muhammad Nizam S No. 188/M   | 10th  | 01/04/1952 | 08/09/1969     | 14/11/1984       | 20/11/1986        | 27/02/1999           |   |
| 28      | SI Said Afzal No. 89/M          | BA    | 20/08/1955 | 23/09/1973     | 22/11/1984       | 23/11/1986        | 16/05/2000           |   |
| 29      | SI Amir Sawat No. 192/M         | 10th  | 30/03/1952 | 14/09/1970     | 26/08/1985       | 27/08/1987        | 16/05/2000           |   |
| 30      | SI Rehman Aji No. 194/M         | 10th  | 11/05/1958 | 10/11/1970     | 03/03/1986       | 04/03/1988        | 16/05/2000           |   |
| 31      | SI Bahramand No. 109/M          | B.A   | 21/11/1954 | 25/11/1974     | 13/04/1989       | 13/04/1989        | 04/12/1996           | Accd. to S.O. 11.                         |
| 32      | SI Sadiq Akbar No. 118/M        | 10th  | 28/05/1958 | 25/06/1976     | 29/05/1989       | 29/05/1989        | 04/12/1996           | Accd. to S.O. 11                          |
| 33      | SI Akhtar Shah No. 173/M        | 10th  | 25/03/1957 | 30/12/1976     | 05/06/1990       | 06/05/1990        | 04/12/1996           | Accd. to S.O. 11                          |
| 34      | SI Bakhte Raj No. 174/M         | 10th  | 21/12/1955 | 21/04/1976     | 06/05/1990       | 06/05/1990        | 04/12/1996           | Accd. to S.O. 11.                         |
| 35      | SI Noor Jalil No. 175/M         | 10th  | 01/12/1958 | 19/07/1976     | 06/05/1990       | 06/05/1990        | 04/12/1996           | Accd. to S.O. 11.                         |
| 36      | SI Sherullah No. 176/M          | 10th  | 07/05/1955 | 16/12/1976     | 06/05/1990       | 06/05/1990        | 04/12/1996           | Accd. to S.O. 11.                         |
| 37      | SI Amjad Ali No. 147/M          | B.A   | 18/03/1963 | 10/11/1987     | 10/11/1987       | 10/11/1990        | 16/05/2000           | Accd. to S.O. 11.                         |
| 38      | SI Muhammad Iqbal No. 154/M     | B.A   | 11/04/1958 | 10/11/1987     | 10/11/1987       | 10/11/1990        | 16/05/2000           |   |
| 39      | SI Ghulam Muhammad No. 173/M    | 9th   | 12/05/1956 | 02/11/1974     | 07/01/1992       | 07/11/1992        | 16/04/2005           | Accd. to S.O. 11. Original Security Given |
| 40      | SI Tariq Karim No. 174/M        | 10th  | 05/05/1958 | 01/09/1978     | 07/11/1992       | 07/11/1992        | 16/04/2005           | II  |
| 41      | SI Muzakir Shah No. 185/M       | 10th  | 01/06/1961 | 01/09/1980     | 09/12/1994       | 09/12/1994        | 16/04/2005           | II  |
| 42      | SI Muhammad Naeem No. 2/M       | 10th  | 10/10/1960 | 01/11/1978     | 10/05/1995       | 10/05/1995        | 16/04/2005           | II  |
| 43      | SI Habib Zaman No. 159/M        | 10th  | 04/02/1961 | 18/06/1980     | 10/05/1995       | 10/05/1995        | 16/04/2005           | II  |
| 44      | SI Sharif Zada No. 179/M        | B.A   | 02/01/1961 | 01/12/1980     | 04/11/1995       | 04/11/1995        | 16/04/2005           | II  |
| 45      | SI Yousaf Ali No. 28/M          | 10th  | 03/12/1954 | 10/12/1974     | 12/11/1995       | 12/11/1995        | 16/04/2005           | II  |
| 46      | SI Fateh Rehman No. 167/M       | 10th  | 13/09/1952 | 30/11/1974     | 12/12/1995       | 12/12/1995        | 16/04/2005           | II  |
|         |                                 |       |            |                |                  |                   | 16/04/2005           | II  |

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Shahid Ahmad Khan (Dawlat Khel)



**REVISED PROVISIONAL SENIORITY POSITION LIST-E OF ASIs / SIs OF MALAKAND REGION.**

| S#  | Name & No.                       | Category  | D.O.B      | D.O<br>Joining<br>service | D.O<br>> Promotion<br>as ASI<br>> Direct<br>Appointee | Old D.O<br>confirm:<br>as ASI | Revised<br>D.O<br>confirm:<br>as ASI | Old D.O<br>Admission<br>to List-"E"<br>ASI | Revised<br>D.O of<br>Admission<br>to List "E"<br>ASI | D.O<br>Promotion<br>as offg: SI | Old D.O<br>Confirm: as<br>SI | Revised D.O Confirm: as SI /<br>Seniority Position  |
|-----|----------------------------------|-----------|------------|---------------------------|---|-------------------------------|--------------------------------------|--|--|---------------------------------|------------------------------|---|
| 1.  | PASI Riaz Ahmad<br>No. M/26      | PASI      | 01/01/1960 | 01/04/1983                | 01/04/1983  | 11/01/1992                    | 01/04/1983                           | 11/01/1992                                 | 01/04/1986   | 05/03/1998                      | 31/03/2004                   | According to the revised seniority, he is brought on list-E w.e.f 01/04/1986 and consequently confirmed as SI w.e.f 01/04/1988. |
| 2.  | PASI Bakht Zada<br>No. M/33      | PASI      | 15/02/1962 | 01/04/1983                | 01/04/1983  | 11/01/1992                    | 01/04/1983                           | 11/01/1992                                 | 01/04/1986   | 27/08/1998                      | 31/03/2004                   | According to the revised seniority, he is brought on list-E w.e.f 01/04/1986 and consequently confirmed as SI w.e.f 01/04/1988. |
| 3.  | PASI Amjad Ali No.<br>M/147      | PASI      | 18/03/1963 | 10/11/1987                | 10/11/1987  | 03/03/1992                    | 10/11/1987                           | 08/01/1993                                 | 10/11/1990   | 16/05/2000                      | 30/06/2006                   | According to the revised seniority, he is brought on list-E w.e.f 10/11/1990 and consequently confirmed as SI w.e.f 10/11/1992. |
| 4.  | ASI Muzakir Shah<br>No. 185/M    | SO No. 11 | 01/09/1961 | 01/09/1980                | 09/12/1991  | 09/12/1994                    | 09/12/1994                           | 09/12/1994                                 | 09/12/1994   | 16/04/2005                      | 21/06/2008                   | 17/04/2007  |
| 5.  | ASI Mohammad<br>Naeem No. 2/M    | SO No. 11 | 10/10/1960 | 01/11/1978                | 10/02/1992  | 10/05/1995                    | 10/02/1995                           | 10/05/1995                                 | 10/02/1995   | 16/04/2005                      | 30/06/2006                   | 16/04/2007  |
| 6.  | ASI Sher Ali No.<br>M/110        | SO No. 11 | 01/04/1960 | 06/10/1977                | 11-05-1994  | 10-05-1997                    | 11/05/1997                           | 10-05-1997                                 | 11/05/1997   | 16-04-2005                      | 21-06-2008                   | 16/04/2007  |
| 7.  | PASI Muhammad<br>Khalid No. 128  | PASI      | 01/01/1970 | 25/01/1995                | 25-01-1995  | 25-01-1995                    | 25/01/1995                           | 14-09-1998                                 | 25/01/1998   | 01-12-2001                      | 30-06-2006                   | 01/12/2003  |
| 8.  | ASI Zahir Shah No.<br>M/196      | SO No. 11 | 01/04/1962 | 05/03/1982                | 03/06/1995  | 01/12/1998                    | 03/06/1998                           | 02/12/1998                                 | 03/06/1998   | 27/05/2006                      | 21/06/2008                   | 27/05/2008  |
| 9.  | ASI Zafar Khan No.<br>M/197      | SO No. 11 | 10/01/1963 | 01/04/1982                | 03/01/1996  | 03/01/1999                    | 03/01/1999                           | 04/01/1999                                 | 03/01/1999   | 16/04/2005                      | 21/06/2008                   | 16/04/2007  |
| 10. | ASI Muhammad<br>Sattar No. M/198 | SO No. 11 | 19/09/1964 | 29/09/1983                | 12/02/1996  | 12/02/1999                    | 12/02/1999                           | 13/02/1999                                 | 12/02/1999   | 13/07/2005                      | 27/04/2009                   | 13/07/2007  |
| 11. | ASI Muhammad<br>Saeed No. 317/M  | Promotee  | 01/04/1960 | 05/01/1977                | 15/02/1999  | 30/09/2007                    | 15/02/2001                           | 30/09/2007                                 | 15/02/2001   | 20/10/2007                      | 10/08/2012                   | 20/10/2009  |
| 12. | ASI Noor Habib Gul<br>No. M/278  | SO No. 11 | 01/02/1960 | 01/12/1981                | 06/05/1998  | 06/05/2001                    | 05/05/2001                           | 06/05/2001                                 | 05/05/2001   | 13/07/2005                      | 27/04/2009                   | 13/07/2007  |
| 13. | ASI Muhammad<br>Zaman No. 279/M  | SO No. 11 | 01/01/1965 | 04/07/1984                | 26/06/1999  | 26/06/2002                    | 26/06/2002                           | 26/06/2002                                 | 26/06/2002   | 13/07/2005                      | 27/04/2009                   | 13/07/2007  |

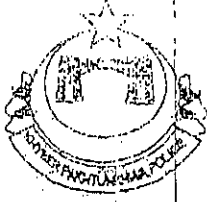
*[Signature]*  
Regional Police Officer

Attested to be True Copy  
[Signature]  
Shariat & High Court  
& Federal Shariat Court  
24/2/20

| S#  | Name & No.                    | Category                     | D.O.B      | D.O Joining service | D.O<br>> Promotion as ASI<br>> Direct Appointee | Old D.O confirm: as ASI | Revised D.O confirm: as ASI | Old D.O Admission to List-"E" ASI | Revised D.O of Admission to List "E" ASI | D.O Promotion as offg: SI | Old D.O Confirm: as SI | Revised D.O Confirm: as SI / Seniority Position |
|-----|-------------------------------|------------------------------|------------|---------------------|---|-------------------------|-----------------------------|-----------------------------------|--|---------------------------|------------------------|---|
| 14. | ASI Riaz Muhammad No. 281/M   | SO No. 11                    | 10/12/1962 | 03/04/1983          | 05/07/1999                                      | 05/07/2002              | 05/07/2002                  | 05/07/2002                        | 05/07/2002                               | 13/07/2005                | 27/04/2009             | 13/07/2007                                      |
| 15. | ASI Hayat Ullah No. 280/M     | SO No. 11                    | 04/08/1965 | 15/10/1983          | 05/07/1999                                      | 05/07/2002              | 05/07/2002                  | 05/07/2002                        | 05/07/2002                               | 13/07/2005                | 27/04/2009             | 13/07/2007                                      |
| 16. | ASI Shah Mumtaz No. 282/M     | SO No. 11                    | 20/02/1965 | 28/06/1986          | 21/11/2000                                      | 21/11/2003              | 21/11/2003                  | 21/11/2003                        | 21/11/2003                               | 27/05/2006                | 28/09/2011             | 27/05/2008                                      |
| 17. | PASI Zahoor Ahmad No. M/127   | PASI                         | 01/01/1980 | 15/01/2001          | 15/01/2001                                      | 15/01/2001              | 15/01/2001                  | 19/03/2004                        | 15/01/2004                               | 27/05/2006                | 12/09/2012             | 27/05/2008                                      |
| 18. | PASI Zafar Ahmad No. M/178    | PASI                         | 10/01/1979 | 15/01/2001          | 15/01/2001                                      | 15/01/2001              | 15/01/2001                  | 19/03/2004                        | 15/01/2004                               | 27/05/2006                | 13/10/2011             | 27/05/2008                                      |
| 19. | PASI Farman Ullah No. M/170   | PASI                         | 27/10/1978 | 15/01/2001          | 15/01/2001                                      | 15/01/2001              | 15/01/2001                  | 19/03/2004                        | 15/01/2004                               | 27/05/2006                | 13/10/2011             | 27/05/2008                                      |
| 20. | PASI Wahid Ullah No. M/160    | PASI                         | 01/04/1981 | 15/01/2001          | 15/01/2001                                      | 15/01/2001              | 15/01/2001                  | 19/03/2004                        | 15/01/2004                               | 27/05/2006                | 10/08/2012             | 27/05/2008                                      |
| 21. | PASI Navid Iqbal No. 176/M    | PASI                         | 13/03/1981 | 28/12/2001          | 28/12/2001                                      | 28/12/2001              | 28/12/2001                  | 08/08/2007                        | 28/12/2004                               | 20/10/2007                | 10/08/2012             | 20/10/2009                                      |
| 22. | ASI Saidul Amin No. 195/M     | Promotee                     | 18/03/1961 | 10/10/1979          | 23/12/2004                                      | 26/03/2008              | 23/12/2006                  | 26/03/2008                        | 23/12/2006                               | 26/03/2008                | 10/08/2012             | 26/03/2010                                      |
| 23. | PASI Ajmal Khan No. 151/M     | PASI                         | 15/15/1982 | 14/01/2004          | 14/01/2004                                      | 14/01/2004              | 14/01/2004                  | 08/08/2007                        | 14/01/2007                               | 20/10/2007                | 10/08/2012             | 20/10/2009                                      |
| 24. | PASI Atiq Ur Rahman No. 261/M | PASI                         | 01/11/1981 | 14/01/2004          | 14/01/2004                                      | 14/01/2004              | 14/01/2004                  | 08/08/2007                        | 14/01/2007                               | 20/10/2007                | 10/08/2012             | 20/10/2009                                      |
| 25. | ASI Zahid Khan No. 302/M      | SO No. 11                    | 08/04/1967 | 25/09/1986          | 24/03/2004                                      | 24/03/2007              | 24/03/2007                  | 24/03/2007                        | 24/03/2007                               | 20/10/2007                | 10/08/2012             | 20/10/2009                                      |
| 26. | ASI Badshah Hazrat No. 303/M  | SO No. 11 PSC-2006 opted for | 15/02/1969 | 28/03/1987          | 24/03/2004                                      | 24/03/2007              | 24/03/2007                  | 24/03/2007                        | 24/03/2007                               | 20/10/2007                | 10/08/2012             | 20/10/2009                                      |
| 27. | ASI Ghulam Sadiq No. 269/M    | SO No. 11                    | 01/02/1968 | 27/03/1986          | 28/05/2005                                      | 28/05/2008              | 28/05/2008                  | 28/05/2008                        | 28/05/2008                               | 05/08/2008                | 10/08/2012             | 05/08/2010                                      |

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 Shabir  
 20/10/2009

*[Handwritten Signature]*



(11)  
2307/19

24-7-19

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

No. 451-62/PPO, dated Peshawar the 23/07/2019

To: The Capital City Police Officer,  
Peshawar

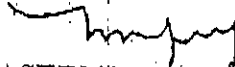
All Regional Police Officers,  
in Khyber Pakhtunkhwa

Subject: MINUTES OF THE MEETING

Please refer to RPO Malakand letter No. 7584/E dated 16.07.2019 on the subject cited above.

On perusal of DIG Malakand reference mentioned above, the PPO/IGP has remarked:-

The Regional Police Officer (DIG) is within his rights to exercise control and to pay special attention to the working of lists A, B, C & D, apart from maintaining list E. Additions and removals in list E may be made at any time by RPO (DIG) as per Police Rules 13.11, 13.12 read with 13.13.

  
(YASEEN FAROOQ) PSP  
Chief of Staff


to the Inspector General of Police,  
Khyber Pakhtunkhwa.

C.c

1. WIGP Khyber Pakhtunkhwa, for favour of information
2. Addl: IGP / HQrs, Khyber Pakhtunkhwa
3. DIG / HQrs, Khyber Pakhtunkhwa
4. AIG Establishment (CPO) Khyber Pakhtunkhwa

Attested to be True Copy

Shahid Ali (Dawlat Khel)  
Judge, District Court  
& Judge, District Court

  
Officer  
Malakand at Saidu Sharif, Swat

(20)

Amnig

بھنور جناب RPO صاحب ملاکنڈ ریجن بمقام سید و شریف

آپیل دربارہ درنگی سناری ٹی لسٹ

بحوالہ چھٹی نمبر E/96-1291 مورخہ 16-04-2005

جناب عالی!

گزارش ہے کہ آپ جناب نے بحوالہ چھٹی نمبر  
E/49-8202 مورخہ 29-07-2019 میرے سناری ٹی کو مورخہ 16-04-2007 سے  
تعیین کر کے میں تہہ دل سے آپ کا شکر گزار ہوں۔  
تاہم مورخہ 16-04-2005 کو جب مجھے بہ عہدہ سب انسپکٹر ترقیاب کیا گیا تو  
چھٹی نمبر E/96-1291 کے الفاظ کچھ یوں درج تھے۔ (نقل کاپی شامل ہے)۔

Their Seniority Position will be the same as in the  
promotion list E (i/e with effect from 01-12-2001)

استدعا ہے کہ چھٹی متذکرہ کی روشنی میں موجودہ سناری ٹی لسٹ پر  
نظر ثانی فرما کر مورخہ 01-12-2001 سے بہ عہدہ سب  
انسپکٹر ترقیاب تصور کر کے بمطابق پولیس رولز باب 13 فقرہ  
18 مورخہ 01-12-2003 سے مجھے بہ عہدہ سب انسپکٹر  
کنفرم کرنے کا حکم صادر فرمائیں۔ دعا گور ہونگا۔

سید شیری علی خان

انسپکٹر شیری علی خان نمبر 110/M سوات پولیس

رابطہ نمبر: 0344-9758213

مورخہ 03-08-2019

The True Copy

20/08/2019



20-10-19

**OFFICE OF THE  
REGIONAL POLICE OFFICER, MALAKAND  
REGION SWAT.  
Email: dlamalakand@yahoo.com**

Annul

**NOTIFICATION**

No. 11644-68/E, Dated 30/10/2019, Revised Confirmation/Admission to List "E": In the light of Regional Departmental Committee recommendation minutes of the meeting held on 11/07/2019 under the chairmanship of the then RPO, Malakand and co-members DPO, Swat, DPO, Buner, DPO, Dir Lower and DSP, Legal Swat, the revised seniority /confirmation in the rank of ASI/SI List-E of Malakand Region was considered by the constituted committee for evaluation of petitions of those who suffered due to late confirmation in the rank of ASI/SI. Provisional revised confirmation in the rank of ASI/SI and Admission to List "E" was circulated to all concerned for objection if any one be submitted within stipulated period of three months vide this office Memo: No. 8202-49/E, dated 29/07/2019.

As per direction of CPO Peshawar vide Memo: No. 451-62/PPO, dated 23/07/2019 and Police Rules 13.11, 13.12 and 13.13, the revised confirmation as ASI & admission to List "E" and confirmation as SI of the following Police Officers are hereby issued /notified against each their names:-

| S # | Name & No.                   | Category  | D.O.B      | D.O Joining service | D.O Promoted as ASI<br>Direct Appointee | Revised D.O confirm: as ASI | Revised D.O of Admission to List "E" ASI | D.O Promotion as offg: SI | Revised D.O Confirm: as SI  |
|-----|------------------------------|-----------|------------|---------------------|---|-----------------------------|--|---------------------------|---|
| 1.  | PASI Riaz Ahmed No. M/26     | PASI      | 01/01/1960 | 01/04/1983          | 01/04/1983                              | 01/04/1983                  | 01/04/1986                               | 03/03/1998                | According to the revised seniority, he is brought on list-E w.e.f 01/04/1986 and consequently confirmed as SI w.e.f 01/04/1988  |
| 2.  | PASI Bakht Zada No. M/33     | PASI      | 15/02/1962 | 01/04/1983          | 01/04/1983                              | 01/04/1983                  | 01/04/1986                               | 27/03/1998                | According to the revised seniority, he is brought on list-E w.e.f 01/04/1986 and consequently confirmed as SI w.e.f 01/04/1988  |
| 3.  | PASI Anjad Ali No. M/147     | PASI      | 18/03/1963 | 10/11/1987          | 10/11/1987                              | 10/11/1987                  | 10/11/1990                               | 16/05/2000                | According to the revised seniority, he is brought on list-E w.e.f 10/11/1990 and consequently confirmed as SI w.e.f 10/11/1992  |
| 4.  | ASI Muzakir Shah No. 185/M   | SO No. 11 | 01/09/1961 | 01/09/1980          | 09/12/1991                              | 09/12/1994                  | 09/12/1994                               | 16/04/2005                | 17/04/2007  |
| 5.  | ASI Muhammad Naem No. 2/M    | SO No. 11 | 10/10/1960 | 01/11/1978          | 10/02/1992                              | 10/02/1995                  | 10/02/1995                               | 16/04/2005                | 16/04/2007  |
| 6.  | ASI Sher Ali No. M/110       | SO No. 11 | 01/04/1960 | 06/10/1977          | 11-05-1994                              | 11/05/1997                  | 11/05/1997                               | 16-04-2005                | 16/04/2007  |
| 7.  | PASI Muhammad Khalid No. 128 | PASI      | 01/01/1970 | 25/01/1995          | 25-01-1995                              | 25/01/1995                  | 25/01/1998                               | 01-12-2001                | 01/12/2003  |
| 8.  | ASI Zahir Shah No. M/196     | SO No. 11 | 01/04/1962 | 05/03/1982          | 03/06/1995                              | 03/06/1998                  | 03/06/1998                               | 16/04/2005                | On acceptance of his application, his date of promotion in the light of record / confirmation, in the rank of SI has been corrected and consequently confirmed as SI w.e.f 16/04/2007 |
| 9.  | ASI Zafer Khan No. M/197     | SO No. 11 | 10/01/1963 | 01/04/1982          | 03/01/1996                              | 03/01/1999                  | 03/01/1999                               | 16/04/2005                | 16/04/2007  |
| 10. | ASI Muhammad Saeed No. M/198 | SO No. 11 | 18/09/1964 | 29/09/1983          | 12/02/1996                              | 12/02/1999                  | 12/02/1999                               | 13/07/2005                | 13/07/2007  |
| 11. | ASI Muhammad Saeed No. 317/M | Promotee  | 01/04/1960 | 05/01/1977          | 15/02/1999                              | 15/02/2001                  | 15/02/2001                               | 20/10/2007                | 20/10/2009  |

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Shabir Khan (Deputy Khel)

| S. No. | Name & No.                    | Category                     | D.O.B      | D.O. Joining service | 111 Promoted as ASI Direct Appellate | Revised D.O confirm: as ASI | Revised D.O Admission to List 2 as ASI | D.O Promotion as off: SI | Revised D.O confirm: as ASI |
|--------|-------------------------------|------------------------------|------------|----------------------|--------------------------------------|-----------------------------|--|--------------------------|-----------------------------|
| 12     | ASI Muhammad Zaman No. 279/M  | SO No. 11                    | 01/01/1965 | 04/07/1984           | 26/06/1999                           | 26/06/2002                  | 26/06/2002                             | 13/07/2004               | 13/07/2007                  |
| 13     | ASI Riaz Muhammad No. 281/M   | SO No. 11                    | 10/12/1962 | 03/04/1983           | 05/07/1999                           | 05/07/2002                  | 05/07/2002                             | 13/07/2005               | 13/07/2007                  |
| 14     | ASI Hayat Ullah No. 280/M     | SO No. 11                    | 04/08/1965 | 15/10/1983           | 05/07/1999                           | 05/07/2002                  | 05/07/2002                             | 13/07/2005               | 13/07/2007                  |
| 15     | ASI Shah Mumtaz No. 282/M     | SO No. 11                    | 20/02/1965 | 26/06/1986           | 21/11/2000                           | 21/11/2003                  | 21/11/2003                             | 27/05/2006               | 27/05/2008                  |
| 16     | PASI Zahoor Ahmad No. M/127   | PASI                         | 01/01/1980 | 15/01/2001           | 15/01/2001                           | 15/01/2001                  | 15/01/2004                             | 27/05/2006               | 27/05/2008                  |
| 17     | PASI Zahir Ahmad No. M/178    | PASI                         | 10/01/1979 | 15/01/2001           | 15/01/2001                           | 15/01/2001                  | 15/01/2004                             | 27/05/2006               | 27/05/2008                  |
| 18     | PASI Farman Ullah No. M/170   | PASI                         | 27/10/1978 | 15/01/2001           | 15/01/2001                           | 15/01/2001                  | 15/01/2004                             | 27/05/2006               | 27/05/2008                  |
| 19     | PASI Wahid Ullah No. M/160    | PASI                         | 01/04/1981 | 15/01/2001           | 15/01/2001                           | 15/01/2001                  | 15/01/2004                             | 27/05/2006               | 27/05/2008                  |
| 20     | PASI Navid Iqbal No. 176/M    | PASI                         | 13/03/1981 | 28/12/2001           | 28/12/2001                           | 28/12/2001                  | 28/12/2004                             | 20/10/2007               | 20/10/2009                  |
| 21     | ASI Saiful Amin No. 195/M     | Promotee                     | 18/03/1961 | 10/10/1979           | 23/12/2004                           | 23/12/2006                  | 23/12/2006                             | 26/03/2008               | 26/03/2010                  |
| 22     | PASI Aajmal Khan No. 151/M    | PASI                         | 15/15/1982 | 14/01/2004           | 14/01/2004                           | 14/01/2004                  | 14/01/2007                             | 20/10/2007               | 20/10/2009                  |
| 23     | PASI Atiq Ur Rahman No. 261/M | PASI                         | 01/11/1981 | 14/01/2004           | 14/01/2004                           | 14/01/2004                  | 14/01/2007                             | 20/10/2007               | 20/10/2009                  |
| 24     | ASI Zahid Khan No. 302/M      | SO No. 11                    | 08/04/1967 | 25/09/1986           | 24/03/2004                           | 24/03/2007                  | 24/03/2007                             | 20/10/2007               | 20/10/2009                  |
| 25     | ASI Badshah Hazrat No. 303/M  | SO No. 11 PSC-2006 opted for | 15/02/1969 | 28/03/1987           | 24/03/2004                           | 24/03/2007                  | 24/03/2007                             | 20/10/2007               | 20/10/2009                  |
| 26     | ASI Ghulam Sadiq No. 269/M    | SO No. 11                    | 01/02/1968 | 27/03/1986           | 28/05/2005                           | 28/05/2008                  | 28/05/2008                             | 05/08/2008               | 05/08/2010                  |

Regional Police Officer,  
Malakand, at Sukh Sharif Swat

No. 11644-68 IE,

Copy of above for information and necessary action to the:-

1. Worthy/Inspector General of Police, Khyber Pakhtunkhwa Peshawar.
2. Addl: Inspector General of Police, Special Branch Khyber Pakhtunkhwa Peshawar.
3. Addl: Inspector General of Police, HQrs: of Police, Khyber Pakhtunkhwa Peshawar.
4. Commandant, Elite Force, Khyber Pakhtunkhwa Peshawar.
5. Commandant, PTC Hangu.
6. Deputy Inspector General of Police, HQrs: Khyber Pakhtunkhwa Peshawar.
7. Chief of Staff to Worthy/ IGP, Khyber Pakhtunkhwa Peshawar.
8. Deputy Inspector General of Police, CTD Khyber Pakhtunkhwa Peshawar.
9. AIG/Establishment of Police, Khyber Pakhtunkhwa Peshawar.
10. All District Police Officers, in Malakand Region.
11. All SPs, Investigation in Malakand Region.
12. SP, CTD/ Elite Force, Malakand Region Swat.
13. AIG/Legal of Police, Khyber Pakhtunkhwa Peshawar.
14. Principal Police Training School, Swat.

Witnessed to be True Copy  
Shahir Akbar  
Adv. & Forensic Court  
20/10/09

Regional Police Officer,  
Malakand, at Sukh Sharif Swat

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Annex 'I'

بھور جناب پراوشل پولیس آفس صاحب نمبر پکٹ انویسٹور  
انجیل دربارہ در سٹی سناری لی اسے

بیت سال!

گزارش ہے، کہ سال 1997 میں مجھے سینڈنگ آرڈر نمبر 11 کے  
تحت ب عمدہ اسٹیب انسپیکٹور مریا گیا۔  
مذکورہ مخالف کی درخواست پر عدالت نے مسترد کر دینے کے بعد اسٹیب اسٹیب  
نمبر استغای حباری لی۔ اسس بنار پر مورخہ 01-12-2001 کو ایک نمبر اور انگریز  
میرے نے جو تھیں محمد حسن الدو غیب، نمبر انسپیکٹور کو ترقی دی گئی۔  
بیت پولیس کی کوششوں سے ایک سال سینڈنگ آرڈر سوہالی اسٹیب سے منظور ہوئی تو  
حوالہ نمبر 11-II-2721-2071 مورخہ 12-02-2005 اور نمبر 12-02-2005 اور نمبر 12-02-2005  
نمبر 96-1291 مورخہ 16-04-2005 ہمارے سناری کو مورخہ 01-12-2001 سے  
بھال رکھی۔ نقولات نمبر 5، 4، 3 پر متاثر ملاحظہ ہیں۔

سہیل کے اظہار پر جے سناری لی اسٹیب کی گئی اس سیر میں 10-11-2005 اور  
محمد حسن الدو نمبر 5 پر درج ہے۔ نقل نمبر 8، 7، 6 پر ملاحظہ ہیں۔  
بیت RPO صاحب ملائمت کے مورخہ 29-07-2019 Provisional سناری  
نمبر اور مورخہ 30-10-2019 ڈیوٹی سیشن نمبر 1-11-07-1644-07 کی سیر کے ساتھ  
مجھے زبانی سننے کا موقع دیا گیا اور اب ہی میری درخواست زیر غور آئی۔ اس میں مجھے  
16-04-2008 کی بجائے 16-04-2007 سے پہلے محمد حسن کو 30-06-2006 کی بحالی  
01-12-2003 سے سناری بھال رکھی گئی ہے۔ نقولات نمبر 15، 9 پر ملاحظہ  
سہ ملاحظہ ہیں۔

ادریں پورہ پولیس روڈ نمبر 13 نمبر 18 بہت واضح ہے۔ جو نمبر 16، 17 پر  
ملاحظہ کی جا سکتی ہے۔

(مبارت)

Attested to be True Copy  
Shahid Ahmad (Shahid Ahmad Khel)  
Magistrate  
Court  
[Signature]

کئی عدالتی فیصلہ جات خصوصاً سروس ٹریبونل میں سروس اپیل نمبر 572/2016 اور 573/2016 میں محکمہ کو دو سال بعد کنفرمیشن کا پابند کیا گیا ہے۔

میری سروس اپیل نمبر 563/2008 میں محکمہ نے موقف اختیار کیا تھا کہ کسی عہدہ میں کم از کم پانچ سال مدت ملازمت پوری ہونے پر کنفرمیشن کی جاتی ہے جو کہ موجودہ اور سابقہ موقف میں کھلی تضاد ہے۔

جناب عالی

درجہ بالا حقایق اور دستاویزات کی روشنی میں میری حق تلفی ہو رہی ہے۔ مجھے مورخہ 1/12/2003 سے کنفرمیشن کا حکم صادر فرمائیں تاکہ انصاف کے تقاضے بھی پورے ہوں اور روز قیامت اپنی گلو خلاصی بھی ہو۔ دعا گو رہوں گا۔

العارض  
انسپیکٹر شیر علی خان نمبر ایم/110

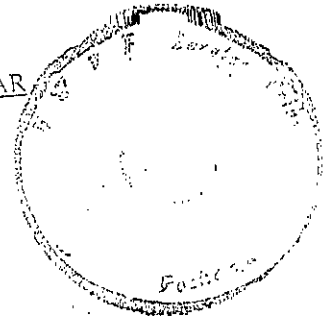
رابطہ نمبر 03449758213

مورخہ 1/11/2019

Attested to be True Copy  
Shahir Farooq Khan (Dawlat Khatt)  
Associate High Court  
& Federal Shariat Court



BEFORE THE NWFP SERVICE TRIBUNAL PESHAWAR



26  
Ann 5

Appeal No. 563/2008

Date of Institution. .... 05.4.2008

Date of Decision .... 29.5.2009

Sher Ali Khan, No. 110/M, Sub Inspector, Police Station Sheringal, District Dir Upper. (Appellant)

VERSUS

1. Deputy Inspector General of Police, Malakand Region, Saidu Sharif, Swat.
2. Inspector General of Police NWFP, Peshawar,
3. Muhammad Khalid, Sub Inspector, Police Lines, Chitral.
4. Wasiyat Khan, Sub Inspector, Police Post Charbagh, Swat.
5. Gul Noor Khan, Sub Inspector, Additional Station House Officer, Matta, Swat.
6. Sanobar Khan, Sub Inspector, Station House Officer, Khawaza
7. Khela, Swat. .... (Respondents)

APPEAL AGAINST OFFICE ORDER NO. 3812-17 DATED 05.10.2007 OF RESPONDENT NO.1 WHEREBY APPELLANT WAS NOT CONFIRMED AS SUB INSPECTOR BEING SENIOR THAN PRIVATE RESPONDENTS.

MR. SAADULLAH KHAN MARWAT,  
Advocate.

For appellant.

MR. ZAHID KARIM KHALIL,  
Addl. Government Pleader.

For respondents.

MR. JUSTICE (R) SALIM KHAN,  
MR. ABDUL JALIL KHAN,

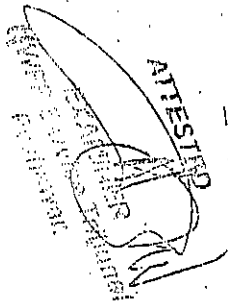
CHAIRMAN  
MEMBER.

JUDGMENT

JUSTICE (R) SALIM KHAN, CHAIRMAN:-

The appellant contended that he was appointed as Constable in 1977, was promoted as Head Constable on 1.1.1989, was promoted as Assistant Sub Inspector in 1994, and was appointed as Offg. Sub Inspector in 2005 vide order dated 16.4.2005. The name of the appellant was at S.No.50 while the names of respondents No. 3 to 7 were at S.Nos. 51, 53, 55 and 57 respectively. Respondents No. 3 to 6 were at S.Nos. 20, 21, 22, and 23 when they were confirmed on 05.10.2007, but the appellant was ignored for no legal reason. No reply was given to the representation dated 15.12.2007 of the appellant. The present appeal was filed on 05.4.2008.

2. The respondents contended the appeal. Respondent No.5 submitted that he was appointed as Constable in 1972, as Head Constable in 1976, as A.S.I in 1987 and as



Attested to be True Copy

Shahir  
Advocate  
& Pleader at Peshawar Court  
28/5/09

27

S.I in 2001, while the appellant was appointed as Constable in 1977 as Head Constable in 1989, as A.S.I in 1994 and as S.I in 2005.

3. The official respondents No 1 and 2 contended that the appellant was promoted as S.I in 2005 while respondents No. 3 to 6 were promoted in 2001, therefore, the appellant had not completed five years as S.I, which was necessary according to Chapter 13 of the Police Rules.

4. We heard the arguments and perused the record.

5. The appellant had not objected to the promotion of the private respondents as S.I in 2001. It is an admitted fact on record that the appellant had not completed five years service as Sub Inspector. Rules 13.10 to Rule 13.14 are regarding the promotion to the higher grade of S.I. Eight years service with five years service as S.I with capability for posting to a first class Police Station is the criterion for promotion to the special grade of S.I. It is worth-mentioning that these rules have not kept pace with time and defects have arisen in these rules. Promotion to the special grade of S.I is not the same as confirmation against the post of S.I. Confirmation against a post is always related to availability of a permanent vacancy for a civil servant according to his seniority and turn. The appellant could not show that he was senior to the private respondents in the rank of S.I and was entitled to confirmation as S.I in priority to the private respondents. According to existing rules, as practiced, he can be confirmed after he serves for five years as S.I.

6. In the light of the above, we do not see any merit in the present appeal which is disposed of, with the remarks that the appellant has to prove his seniority against the private respondents in the rank of A.S.I, and his right of promotion to the post of S.I in priority to the private respondents, before he claims any right of prior confirmation against the private respondents. The appellant may, however, exercise his legal right, if any, if the period of limitation and estoppel so allows him.

7. Finding no merit in the present appeal, we dispose of the same in the above circumstances, but leave the parties to bear their own costs.

ANNOUNCED  
29.5.2009

*Sd/- Justice (R) Gulam Khan*  
*Sd/- Abdul Jalil Khan*  
Member

800 24-6-09

14-7-09  
14-7-09

Attested to be True Copy  
Sd/-  
J. S. Khan  
District Court  
District Court

Case No.  
Date of  
Date of

(5) Reporting Officers shall comment generally on the way in which the officer has carried out his various duties during the year and shall give an estimate of his personality, character and abilities, including detective powers and ability to conduct prosecutions. The report shall contain an opinion on any point specially required at any particular time, e. g., fitness to pass an efficiency bar. Particular mention shall be made of the officer's relations with his fellow officers and the general public and of his honesty.

13.18. All Police Officers promoted in rank shall be on Probationary period of promotion. probation for two years, provided that the appointing authority may, by a special order in each case, permit periods of officiating service to count towards the period of probation. On the conclusion of the probationary period a report shall be rendered to the authority empowered to confirm the promotion who shall either confirm the officer or revert him. In no case shall the period of probation be extended beyond two years and the confirming authority must arrive at a definite decision within that period whether the officer should be confirmed or reverted. While on probation officers may be reverted without departmental proceedings. Such reversion shall not be considered reduction for the purpose of rule 16.4.

This rule shall not apply to constables and Sub-Inspectors promoted to the selection grade, whose case is governed by rules 13.5 and 13.14.

Case-Law

Competent authority is empowered to assign retrospective date of confirmation. Confirmation without there being a preceding period of specific probation, cannot vitiate order assigning retrospective date of confirmation. 1975 P L C (C. S. T.) 48.

13.19. (1) A constable receiving the award of the King's Special promotion to recipients of the King's Police and Fire Service Medal and the Police Medal. Police and Fire Service Medal shall be promoted in the first substantive vacancy of head constable which occurs in the district in which he is serving subsequent to the award of the medal being gazetted.

(2) A constable awarded the Police Medal shall, if not already in the selection grade, be promoted to that grade on probation as prescribed in rule 13.5 (7).

[13.20. Any of the rules contained in this Chapter may, for reasons to be recorded in writing be relaxed in individual cases if the competent Authority is satisfied that a strict application of the rule would cause hardship to the individual concerned.]

1. Added by West Pakistan Government Notification No. 15 (4)-RPI/576 (6448), dated 8th November 1957.

FORM No. 13-5 (8).

Sheet for maintenance of marking system.

DISTRICT.

POLICE DEPARTMENT.

Constable No. Name

Date of enrolment

A. EDUCATION:—

B. COURSES PASSED:—

- (1)
(2)
(3)
(4)
(5)
(6)

C. PROFESSIONAL ABILITY:—

- (1)
(2)
(3)
(4)

D. CHARACTER:—

Total

Initials of gazetted officer and date

Onerous and responsible duties to which posted (vide sub-rule 13.5 (4))

- (1)
(2)
(3)
(4)
(5)
(6)

Note.—Marks allotted under heads C and D according to the principles described in sub-rule 13.5 (4) shall be added to or reduced as occasion arises, each change being initialled and dated by a gazetted officer.

Handwritten signature/initials on the left margin.

**BEFORE THE SERVICE TRIBUNAL KHAYBER PUKHTUNKHWA**  
**AT PESHAWAR**

**WAKALAT NAMA**


Case No: \_\_\_\_\_ of 2020

TITLE:- SHER ALI KHAN **VERSUS** I.G.P and others.

I/we do hereby appoint **SHABIR AHMAD KHAN (DAWLATKHEL)** Advocate High Court in the above mentioned case, to do all or any of the following acts, deeds and things:

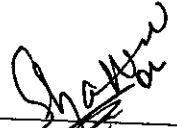
1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal in which the same may be tried or heard, and any other proceedings arising out of or connected therewith.
2. To sign and verify and file, petitions, appeals, affidavits and applications as may be deemed necessary or advisable by them for the conduct, prosecution or defense of the said case at all its stages.
3. To receive payment of, and issue receipts for, all money that may be or become due and payable to us during the course of the proceedings.
4. To do any act necessary or ancillary to the above acts, deed and things.
5. To appoint any other counsel to do any/all of the acts, dee and things.
6. I/We, shall appear in the court/tribunal on every date of hearing for assistance and if due to my/our non-appearance, any adverse judgment/order/decree is passed, they will not be held responsible.

**IN WITNESS** whereof I/we have signed this **Wakalat Nama** hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this \_\_\_\_\_

  
\_\_\_\_\_  
Signature of Executant

INSP: SHER ALI KHAN

Attested and Accepted by:

  
\_\_\_\_\_  
**SHABIR AHMAD KHAN (DAWLATKHEL)**  
Advocate High Court.

20/2/2020