


FORM OF ORDER SHEET

Court of _____

Appeal No. 1339/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1-	2	3
1-	14/06/2023	<p>The appeal of Mr. Iftikhar Ahmad presented today by Mr. Baseer Ahmad Shah Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on</p> <p style="text-align: right;">By the order of Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No 1339 /2023

Iftikhar ahmadAppellant

VERSUS

PPO & OthersRespondents

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4	Copy of Letter dated 10-02-2023	B	13-16
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Dated:-05-06-2023

Appellant

Through
BASEER AHMAD SHAH
&
IBAD UR REHMAN
Advocate,

Shah
Baseer
IBAD UR REHMAN

OFFICE:-Cantonment Plaza Flat 3/B Khyber Bazar Peshawar
Cell # 0320-1946985
Email: ahmedbaseer234@gmail.com

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Service Appeal No. 1339/2023

Iftikhar Ahmad, Officiating Sub Inspector, No 719/MR, SHO PS Regi Peshawar.

.....Appellant

V E R S U S

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Regional Police Officer, Mardan Region Mardan.
3. District Police Officer, Mardan.
4. District Police Officer, Swabi.

.....Respondents

APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER ISSUED VIDE LETTER NO: 783-87/ES DATED 10-02-2023 WHEREBY THE OFFICIATING PROMOTION ORDER OF THE APPELLANT HAS BEEN TERMED AS ADHOC PROMOTION AND AGAINST WHICH DEPARTMENTAL APPEAL OF THE APPELLANT HAS NOT BEEN RESPONDED SO FAR DESPITE THE LAPSE OF MORE THAN THE STATUTORY PERIOD OF NINETY DAYS.

PRAYER:-

On acceptance of this appeal the impugned Letter/Order issued vide No 783-87/ES dated 10-02-2023 to the extent of the appellant may kindly be set aside and the appellant may kindly be confirmed as Sub Inspector w.e.f.10-02-2021, with all back benefits.

Respectfully Submitted:-

1. That the appellant was initially enlisted as Constable in Police department on 21-04-1996, was promoted as Head Constable in the year 2008, and was then promoted as ASI in the year 2017.
2. That the appellant during service, qualified various courses including Lower School Course, Intermediate and Upper School Course and is presently serving in police department of Mardan Region. The appellant along with others was confirmed as ASI on list "E" of Mardan Region, upon the recommendations of departmental promotion committee and after being confirmed as ASI on List "E" was accordingly promoted along with others as Officiating Sub Inspectors (BPS 14), upon the recommendations of Departmental Promotion Committee, vide Letter/Order dated 11-02-2019 by the Regional Police Officer Mardan. **(Copy of Letter/Order dated 11-02-2019 is enclosed as annexure A).**

3. That the appellant since enlistment performed his duties with honesty and full devotion and to entire satisfaction of his high ups.
4. That strangely the promotion order of the appellant was termed as adhoc promotion vide Letter/Order issued vide No 783-87/ES dated 10-02-2023, without assigning any valid/legal reason by the Regional Police Officer Mardan. **(Copy of Letter dated 10-02-2023 is enclosed as annexure B).**
5. That subsequently vide Letter/Order issued vide No 793-97/ES dated 10-02-2023, forty eight of the stated adhoc promotees were regularized as Officiating Sub Inspectors from various dates. **(Copy of the Letter No 793-97/ES dated 10-02-2023 is enclosed as annexure C).**
6. That the appellant preferred departmental appeal before respondent No 1 on 27-02-2023 and also filed Writ Petition No 837-P/2023 before the honorable Peshawar High Court Peshawar, which was dismissed being barred under Article 212 of the Constitution, however the departmental appeal of the appellant has not been responded despite the lapse of statutory period of ninety days. **(Copy of departmental appeal is enclosed as Annexure D).**
7. That the impugned Letter/Order issued vide No 783-87/ES dated 10-02-2023 to the extent of the appellant is against the law, facts and principles of justice on grounds inter-alia as follows:-

GROUND:

- A. That the impugned Letter/Order issued vide No 783-87/ES dated 10-02-2023 to the extent of the appellant is illegal, unlawful, without lawful authority hence liable to be set aside.
- B. That mandatory provisions of law and rules have been badly violated by the respondents and the appellant has not been treated according to law and rules in violation of Article 4 and 25 of the Constitution and law of the land.
- C. That the appellant was promoted as Officiating Sub Inspector after due process of law besides upon the recommendations of departmental promotion committee thus the impugned order is illegal and void ab-initio being passed ex parte, the appellant has been condemned unheard.

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- D. That the impugned Letter/Order is in violation of principles of natural justice, as no Charge Sheet and Show Cause Notice was issued to the appellant.
- E. That valuable rights had accrued in favor of the appellant which cannot be snatched for no fault on part of the appellant.
- F. That there is no omission or commission on part of the appellant and he cannot be punished for fault of others even if any.
- G. That the appellant even completed his Pole "A" and Pole "B" period besides various courses, required for confirmation as Sub Inspector, as such was hopeful of his confirmation as Sub Inspector but shockingly the impugned order was passed in violation of law and rules.
- H. That the appellant was entitled for confirmation as Sub Inspector after rendering two-year service as officiating SI as per chapter 13-18 of the Police Rules and as per letter dated 05-05-2023 of respondent No 01, but his officiating promotion was even termed as adhoc. **(Copy of Police rules 13-18 & letter dated 05-05-2023 is enclosed as annexure E & F)**
- I. That the appellant was promoted as officiating SI against the vacant valid vacancy.
- J. That even there is no eligible candidate in Fast Track quota; as in the year 2022/2023 eleven candidates had applied for promotion in Fast Track quota, of whom six candidates did not appear in exam while the rest five remained unsuccessful in exam, thus too the impugned order is liable to be set at naught.
- K. That the impugned Letter/Order is also not speaking one, as per Section 24-A (2) of the General Clauses Act 1897, thus too the same is liable to set at naught.
- L. That the appellant has been deprived of his due rights without any omission and commission on his part.
- M. That the appellant has about 25 years of service with unblemished service record.

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It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for.

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

Dated: 01-06-2023

Appellant

Through

Baseer Ahmad shah

&

Ibad Ur rehman

Advocates

Baseer Ahmad Shah

Ibad Ur Rehman

LIST OF BOOKS

1. Constitution 1973.
2. other books as per need

CERTIFICATE:

Certified that as per instructions of my client, no other Service Appeal on the same subject and between the same parties has been filed previously or concurrently before this honorable Tribunal.

ADVOCATE

Baseer Ahmad Shah

AFFIDAVIT

I, Iftikhar Ahmad Officiating Sub Inspector No.719/MR, SHO PS Regi Peshawar do hereby solemnly affirm and declare on oath that the contents of this **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

Identified by

Baseer Ahmad shah

Advocate Peshawar

Baseer Ahmad Shah

DEPONENT

Iftikhar Ahmad



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BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No _____/2023

Iftikhar ahmad **Appellant**

V E R S U S

PPO & Others **Respondents**

Application for the suspension of impugned Letter/Order No 783-87/ES dated 10-02-2023 till the final disposal of titled appeal.

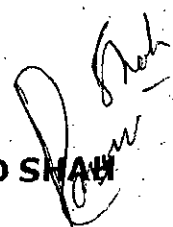
Respectfully Submitted:-

1. That the accompanying appeal is being filed today in which no date of hearing has been fixed so far.
2. That the appellant was promoted as officiating Sub Inspector according to law and as per Police Rules 13-18 was entitled for confirmation as SI, but strangely his promotion was termed as adhoc in violation of law and rules.
3. That the applicant has got a good prima facie case and is sanguine of its success.
4. That the balance of convenience lies in his favor and if the impugned order/letter is not suspended, the applicant would suffer irreparable loss.

It is therefore prayed that on acceptance of this application, the impugned letter/order issued vide NO 783-87/ES dated 10-02-2023 may kindly be suspended till the final disposal of titled appeal.

Dated:- 05-06-2023

Appellant
Through
BASEER AHMAD SHAH
ADVOCATE.



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AFFIDAVIT

I, Iftikhar Ahmad Officiating Sub Inspector No.719/MR, SHO PS Regi Peshawar do hereby solemnly affirm and declare on oath that the contents of this **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

Identified by

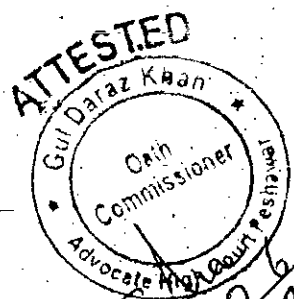
Baseer Ahmad shah

Advocate Peshawar

Baseer Ahmad Shah

DEPONENT

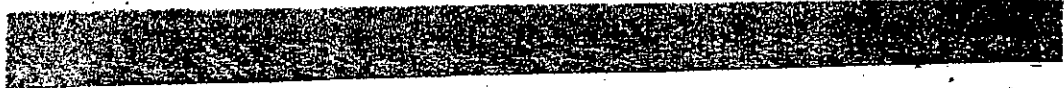
Iftikhar Ahmad



07/23

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Government of Khyber Pakhtunkhwa

**Office of the Regional Police Officer,
Mardan**

Phone No. 0937-9230113, Fax No. 0937-9230115.
Email Address: - esrpomardan@gmail.com

To:

1. Additional Inspector General of Police Special Branch, Khyber Pakhtunkhwa, Peshawar.
2. Capital City Police Officer, Peshawar.
3. Deputy Inspector General of Police CTD, Khyber Pakhtunkhwa, Peshawar.
4. Deputy Inspector General of Police Traffic, Khyber Pakhtunkhwa, Peshawar.
5. Deputy Commandant Elite Force Khyber Pakhtunkhwa, Peshawar.
6. AIG/BDU Khyber Pakhtunkhwa, Peshawar.
7. All District Police Officers, Mardan Region.
8. All Head of Investigation in Mardan Region.
9. Principal EPTC, Nowshera.

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No. 1190-12041ES

11 February, 2019

Subject: PROMOTION AS OFFICIATING SUB INSPECTORS.

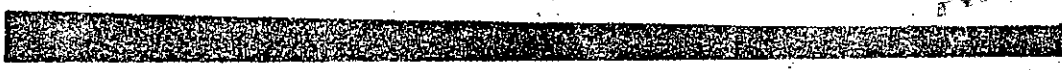
Memo:

Consequent upon recommendation by the Departmental Promotion Committee held in this office on 22.01.2019, the following confirmed ASIs/on list "E" of Mardan Region have been considered suitable for promotion as Offg: SIs in (BPS-14) subject to the condition lay down against each:-

S. No.	Name & Rank	Place of Posting	Decision
1.	ASI Haroon Khan No. 173/MR	Swabi District	Recommended for promotion Conditionally subject to Court Decision. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
2.	PASI Syed Barratmand Shah No. 309/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
3.	PASI Aman Ullah No. 310/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
4.	PASI Sadique Akbar No. 306/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
5.	PASI Humair Hussain No. 305/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.
6.	PASI Bismillah Jan No. 312/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
7.	PASI Hidayat Ullah No. 306/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.
8.	PASI Shaukat Ahmad No. 315/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.

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9.	PASI Zahid Nawaz No. 307/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
10.	PASI Akmal Hussain No. 314/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
11.	PASI Bahar Bhatti No. 311/MR	Chargada District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
12.	ASI Rizal Ali No. 549/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
13.	ASI Rameez Khan No. 554/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
14.	ASI Imtiaz Khan No. 555/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
15.	ASI Waqif Khan No. 556/MR	On deputation to Social Branch from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
16.	ASI Khan Muhammad No. 557/MR	On deputation to CTD KPK from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
17.	ASI Farooq Hussain No. 558/MR	On deputation to EPTC Nowshera from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
18.	ASI Qasim Khan No. 559/MR	On deputation to CTD KPK from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
19.	ASI Noorul Islam No. 560/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally. Subject to productivity of efficiency ACS for the year 2014 & 2017 within 15 days of the date of the year. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
20.	ASI Javed Ahmad No. 711/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
21.	ASI Anees Ahmad No. 561/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
22.	ASI Saif Ur Islam No. 562/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
23.	ASI Basim Ahmad No. 650/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
24.	ASI Usman Hayat No. 563/MR	On deputation to BDU KPK from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
25.	ASI Usman Hayat No. 564/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.

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9.	PASI Zahid Nawaz No. 307/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
10.	PASI Altaf Hussain No. 314/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
11.	PASI Baidar Bakht No. 311/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
12.	ASI Ayaz Ali No. 549/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
13.	ASI Kameen Khan No. 554/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
14.	ASI Imtiaz Khan No. 555/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
15.	ASI Waqif Khan No. 556/MR	On deputation to Special Branch from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
16.	ASI Khan Muhammad No. 557/MR	On deputation to CTD KPK from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
17.	ASI Farooq Hussain No. 558/MR	On deputation to EPTC Nowshera from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 03 marks within six months.
18.	ASI Qasim Khan No. 559/MR	On deputation to CTD KPK from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
19.	ASI Noorul Islam No. 560/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally. subject to production of satisfactory ACRs for the year 2014 & 2017 with 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
20.	ASI Javid Ahmad No. 711/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
21.	ASI Anees Ahmad No. 561/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
22.	ASI Saif Ul Islam No. 562/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
23.	ASI Bashir Ahmad No. 650/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
24.	ASI Umar Hayat No. 563/MR	On deputation to BDU KPK from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
25.	ASI Akhtar Munir No. 564/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.

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42	ASI Bada No. 574/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
43	ASI Bada No. 575/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
44	ASI Bada No. 576/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
45	ASI Bada No. 577/MR	On deputation to CDG Feroze Khan from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
46	ASI Bada No. 578/MR	On deputation to CDG Feroze Khan from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
47	ASI Qadir Ali No. 581/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
48	ASI Sultan Ullah No. 582/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
49	ASI Farid No. 579/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
50	ASI Gul Bahar No. 580/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
51	ASI Fawad Ali No. 581/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
52	ASI Bada Bada No. 583/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
53	ASI Mahabub Khan No. 718/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
54	ASI Saad Ahmad No. 711/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
55	ASI Saad Ahmad No. 584/MR	On deputation to CDG Feroze Khan from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
56	ASI Waheed Ali No. 585/MR	On deputation to CDG Feroze Khan from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
57	ASI Saad Jehan No. 586/MR	On deputation to CDG Feroze Khan from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.
58	ASI Waheed Ahmad No. 587/MR	On deputation to CDG Feroze Khan from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training Courses as per Police Rules 19-25A, among 06 marks within 60 marks.

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42.	ASI Janab Ali No. 574/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
43.	ASI Zulfiqar No. 575/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
44.	ASI Shahab Ali No. 576/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
45.	ASI Niaz Muhammad No. 577/MR	On deputation to CCP/Peshawar from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
46.	ASI Muhammad Zahir No. 578/MR	On deputation to CTD KPK from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
47.	ASI Ghaffar Ali No. 656/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
48.	ASI Subhan Ullah No. 657/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
49.	ASI Farooq No. 579/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
50.	ASI Gul Bahadar No. 580/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
51.	ASI Fawad Ali No. 581/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
52.	ASI Bakht Zada No. 583/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
53.	ASI Muhammad Tahir No. 718/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 03 marks within six months.
54.	ASI Sajjad Ahmad No. 713/MR	Nowshera District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
55.	ASI Fakhre Alam No. 584/MR	On deputation to CCP/Peshawar from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 03 marks within six months.
56.	ASI Wajid Ali No. 585/MR	On deputation to Elite Force KPK from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
57.	ASI Shah Jehan No. 586/MR	On deputation to CTD KPK from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
58.	ASI Niaz Muhammad No. 587/MR	On deputation to Elite Force KPK from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.

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Sl. No.	Name of the Officer	District	Remarks
	ASI [Name]	[District]	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
60.	ASI Uskhar Ahmed No. 719/MR	On deputation to CCP/Peshawar from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
61.	ASI Rab Nawaz No. 589/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
62.	ASI Rashid Ali No. 590/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
63.	ASI Intezar Ali No. 591/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
64.	ASI Iqbal Hussain No. 721/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
65.	ASI Muzaffar No. []/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
66.	ASI Abid Ullah No. 593/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
67.	Muhamm	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
68.	ASI [Name] No. 594/MR	[District]	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
69.	[Name] No. 595/MR	Charsadda District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
70.	ASI Abid Ali No. 642/MR	On deputation to Special Branch from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
71.	ASI Muhammad Ilyas No. 596/MR	Swabi District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2016 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
72.	ASI Mujahid No. 722/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
73.	ASI Sartaj Khan No. 597/MR	Mardan District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
74.	ASI Mansoor Khan No. 714/MR	[District]	Recommended for promotion Conditionally. Subject to production of satisfactory ACRs for the year 2014 & 2015 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.

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59.	ASI Basar No. 659/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
60.	ASI Ifikhar Ahmad No. 719/MR	On deputation to CCP/Peshawar from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
61.	ASI Rab Nawa No. 589/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
62.	ASI Rashid Ali No. 590/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
63.	ASI Inlezar Ali No. 591/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
64.	ASI Israr Hussain No. 721/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
65.	ASI Muzaffar No. 592/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
66.	ASI Abid Ullah No. 593/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
67.	ASI Raz Muhammad No. 660/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
68.	ASI Fazal Khuda No. 594/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
69.	ASI Falak Niaz No. 595/MR	Charsadda District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
70.	ASI Abid Ali No. 642/MR	On deputation to Special Branch from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
71.	ASI Muhammad Ilyas No. 596/MR	Swabi District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2016 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
72.	ASI Mujahid No. 722/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
73.	ASI Sartaj Khan No. 597/MR	Mardan District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
74.	ASI Maneer Khan No. 714/MR	Mardan District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2014 & 2015 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.

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		Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
76	ASI Jamshed Khan No. 595/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.
77	ASI Luoman Khan No. 600/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
78	ASI Fazal Sultana No. 601/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
79	ASI Jehangir No. 723/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
80	ASI Ghulamfar Mahmood No. 602/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 01 mark within six months.
81	ASI Jehad Ali No. 603/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
82	ASI Syed Iqbal Hassan No. 604/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
83	ASI Mead Ud Din No. 605/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
84	ASI Abdul Jabbar No. 606/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.

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Necessary Gazette Notification be issued accordingly.

(Muhammad Ali Khan) PSP
Regional Police Officer,
Mardan

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GOVERNMENT OF KHYBER PAKHTUNKHWA,
OFFICE OF THE REGIONAL POLICE OFFICER,
MARDAN

Phone No. 0937-9230113, Fax No. 0937-9230115.
Email. srpomardan@gmail.com

To: All District Police Officers,
in Mardan Region.

No. 783-87 /ES.

10, February, 2023.

Subject: REVISED PROMOTION IN THE RANK OF OFFICIATING SUB INSPECTORS.

Memo:

Pursuant to the report of the committee constituted vide this office order endorsement No. 9891-93/ES dated 18.12.2022 for identifying/examining the cases of those Officiating Sub Inspectors who have been promoted against the vacant post of Sub Inspectors which were purely reserved for "Fast Track Promotion".

The Committee vide its report made the following recommendations:-

- a. In order to rectify the above irregularity, committee unanimously recommended that Offg: promotion of Sub Inspectors of Mardan Region against the vacancies of 25% share (to be filled through competitive examination and on recommendation of Public Service Commission) vide DPCs held on 22.03.2018, 20.06.2018 and 22.01.2019 at Mardan Region Office may be considered as an adhoc promotion till occurrence of vacancy against 75 % share with the condition that promoted officers shall not claim any seniority. However, upon creation of vacancy under 75% share, the same may be considered as regular promotion. Moreover, after completion of 02 years' probation period as prescribed in Police Rules, Chapter-13 Rule-18, they may be confirmed on the basis of requisite criteria already fulfilled during the period of their adhoc promotion subject to the promotion as Offg: Sub Inspectors.
- b. 49 vacant posts of Sub Inspectors at Mardan Region may be filled through regularizing the promotion of officers who were earlier promoted against the 25 % share (to be filled through competitive examination and on

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recommendation of Public Service Commission from date of creation of vacancies and in order of seniority

Hence, the aforementioned recommendations were thoroughly discussed in the Departmental Promotion Committee Meeting held in this office on 01.02.2023 and the committee ibid unanimously agreed with the said recommendations.

Keeping in view the above, the promotions of the following Police Officers who got promoted as Officiating Sub Inspectors in the Departmental Promotion Committee vide its meetings held on 22.03.2018, 20.06.2018 and 22.01.2019, therefore, their promotions are hereby termed as adhoc promotions except Police Officers namely Mehboob Khan No. 45/MR, Wali Muhammad No. 519/MR and Aziz Ur Rehman No. 646/MR As according to this office record, at the time of Departmental Promotion Committee meeting vide date 22.03.2018, 03 vacancies in the rank of Sub Inspector were lying vacant against 75% share.

S. No.	Name and Number	Home District
1.	Alamgir No. 640/MR	Mardan District
2.	Shahen Shah No.641/MR	Swabi District
3.	Rabnawaz No. 528/MR	Mardan District
4.	Mohamanday No. 529/MR	Mardan District
5.	Akhtar Hussain No. 647/MR	Nowshera District
6.	Abdul Wahab No.530/MR	Swabi District
7.	Hashmat Khan No. 531/MR	Mardan District
8.	Syed Nisar Ahmad No.532/MR	Swabi District
9.	Abdul Ghaffar No. 533/MR	Mardan District
10.	Nasir Khan No. 535/MR	Mardan District
11.	Yaseen Shah No. 537/MR	Mardan District
12.	Arjad Ali No.538/MR	Swabi District
13.	Naeem Khan No. 539/MR	Mardan District
14.	Jehandad No. 540/MR	Mardan District
15.	Manzoor Ali Shah No. 410/MR	Mardan District
16.	Mukhtar Ali No. 543/MR	Nowshera District
17.	Ziad Muhammad No. 536/MR	Mardan District
18.	Muhammad Jehangir No. 648/MR	Mardan District
19.	Faiz Muhammad No. 541/MR	Mardan District
20.	Aimal Khan No. 542/MR	Swabi District
21.	Amjid Ali No. 544/MR	Mardan District
22.	Fazal Hussain No. 545/MR	Swabi District
23.	Raza Khar No. 546/MR	Swabi District
24.	Muhammad Naeem No. 547/MR	Swabi District
25.	Ata Ur Rahman No. 548/MR	Mardan District
26.	Saidul Amin No. 649/MR	Swabi District
27.	Ali Akbar No. 550/MR	Mardan District
28.	Fazal Dawood No. 551/MR	Mardan District
29.	Fazal Khaliq No. 552/MR	Mardan District
30.	Haroon Khan No.173/MR	Swabi District
31.	Syed Bahramand Shah No. 309/MR	Charsadda District
32.	Aman Ullah No. 310/MR	Swabi District

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33	Sadique Akbar No. 308/MR	Swabi District
34	Fumair Hussain No. 305/MR	Mardan District
35	Bismillah Jan. No. 312/MR	Swabi District
36	Fidayat Ullah No. 306/MR	Charsadda District
37	Shabbir Ahmad No. 315/MR	Mardan District
38	Zahid Nawaz No. 307/MR	Swabi District
39	Altaf Hussain No. 314/MR	Swabi District
40	Baidar Bakht No. 311/MR	Charsadda District
41	Kameen Khan No. 554/MR	Mardan District
42	Imtiaz Khan No. 555/MR	Mardan District
43	Khan Muhammad No. 557/MR	Swabi District
44	Farooq Hussain No. 558/MR	Mardan District
45	Qasim Khan No. 559/MR	Swabi District
46	Noorul Islam No. 560/MR	Mardan District
47	Javid Ahmad No. 711/MR	Mardan District
48	Anees Ahmad No. 561/MR	Mardan District
49	Saif Ul Islam No. 562/MR	Mardan District
50	Umer Hayat No. 563/MR	Swabi District
51	Akhtar Munir No. 564/MR	Swabi District
52	Shah Jehan No. 712/MR	Mardan District
53	Gul Malik No. 565/MR	Charsadda District
54	Hamayun No. 681/MR	Mardan District
55	Ifikhar Shah No. 566/MR	Swabi District
56	Aziz Ur Rahman No. 582/MR	Mardan District
57	Syed Saleem Nawaz No. 652/MR	Mardan District
58	Ayaz Muhammad No. 653/MR	Swabi District
59	Niaz Ali No. 557/MR	Mardan District
60	Abdul Salam No. 568/MR	Mardan District
61	Javid No. 569/MR	Mardan District
62	Jehangir Khan No. 570/MR	Mardan District
63	Muhammad Zuhair No. 654/MR	Swabi District
64	Parwar Ali No. 571/MR	Mardan District
65	Shah Hussain No. 572/MR	Swabi District
66	Shahi Mulk No. 655/MR	Swabi District
67	Iltaf Hussain No. 573/MR	Mardan District
68	Janab Ali No. 574/MR	Swabi District
69	Zulfiqar No. 575/MR	Mardan District
70	Shahab Ali No. 576/MR	Swabi District
71	Niaz Muhammad No. 577/MR	Swabi District
72	Muhammad Zahir No. 578/MR	Mardan District
73	Ghaffar Ali No. 856/MR	Swabi District
74	Subhan Ullah No. 657/MR	Swabi District
75	Farooq No. 579/MR	Swabi District
76	Gul Bahadar No. 580/MR	Mardan District
77	Fawad Ali No. 581/MR	Mardan District
78	Bakht Zada No. 583/MR	Mardan District
79	Muhammad Tahir No. 718/MR	Mardan District
80	Sajjad Ahmad No. 713/MR	Nowshera District
81	Fakhre Alam No. 584/MR	Mardan District
82	Wajid Ali No. 585/MR	Mardan District
83	Shah Jehan No. 586/MR	Mardan District
84	Niaz Muhammad No. 587/MR	Mardan District
85	Basar No. 659/MR	Mardan District
86	Ifikhar Ahmad No. 719/MR	Swabi District
87	Rab Nawaz No. 589/MR	Swabi District
88	Rashid Ali No. 590/MR	Swabi District
89	Intezar Ali No. 691/MR	Mardan District
90	Israr Hussain No. 721/MR	Swabi District

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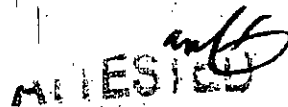
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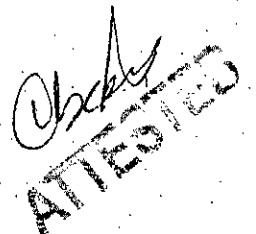
91.	Muzaffar No. 592/MR	Charsadda District
92.	Abid Ullah No. 593/MR	Mardan District
93.	Raz Muhammad No. 660/MR	Swabi District
94.	Fazal Khuda No. 594/MR	Charsadda District
95.	Falak Niaz No. 595/MR	Charsadda District
96.	Abid Ali No. 642/MR	Mardan District
97.	Muhammad Ilyas No. 596/MR	Swabi District
98.	Mujahid No. 722/MR	Charsadda District
99.	Sartaj Khan No. 597/MR	Mardan District
100.	Maneer Khan No. 714/MR	Mardan District
101.	Hussain Ali No. 598/MR	Mardan District
102.	Jamshed Khan No. 599/MR	Mardan District
103.	Lugman Khan No. 600/MR	Swabi District
104.	Fazal Subhan No. 601/MR	Swabi District
105.	Jehangir No. 723/MR	Charsadda District
106.	Ghazanfar Mahmood No. 602/MR	Mardan District
107.	Jehad Ali No. 603/MR	Swabi District
108.	Syed Iltaf Hussain No. 604/MR	Swabi District
109.	Niqab Ud Din No. 605/MR	Mardan District
110.	Abdul Jabbar No. 606/MR	Mardan District

Moreover, upon creation of vacancy under 75% share, the adhoc promotions in the rank of Sub Inspectors will be considered as regularized Officiating Sub Inspectors as per order of seniority, from date of creation of vacancy.

It is pertinent to mention here that after promotion as Officiating Sub Inspector, their cases for confirmation will be dealt as per Police Rules, 1934 Chapter-13 Rule-18, on the basis of requisite criteria already fulfilled during the period of their adhoc promotion.


(MUHAMMAD ALI KHAN)PSP
Regional Police Officer,
Mardan.


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GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE REGIONAL POLICE OFFICER,
MARDAN

Phone No. 0937-9230113, Fax No. 0937-9230115.
Email. gstpo@ardan@gmail.com

To: All District Police Officers,
in Mardan Region.

No. 793-97/ES.

10 February, 2023.

Subject: REVISED PROMOTION IN THE RANK OFFICIATING SUB INSPECTORS.

Memo: In continuation to this office Memo No. 783-87/ES dated 10.02.2022 on the subject noted above.

Upon creation of vacancy under 75% share, the adhoc promotions in the rank of Sub Inspectors of the following Police Officers of this Region are hereby regularized as Officiating Sub Inspectors from date mentioned against each.

Moreover, the cases of the below mentioned Police Officers for confirmation will be dealt as per Police Rules, 1934 Chapter-13 Rule-18, on the basis of requisite criteria if already fulfilled during the period of their adhoc promotion.

S. No.	Name and Number	Home District	Date of Promotion as Offg. Sub Inspector
1.	Aamir No. 640/MR	Mardan District	14.04.2018
2.	Shahen Shah No. 641/MR	Swabi District	24.04.2018
3.	Rab Nawaz No. 528/MR	Mardan District	27.07.2018
4.	Mohamanday No. 529/MR	Mardan District	30.07.2018
5.	Achhar Hussain No. 647/MR	Nowshera District	30.10.2018
6.	Abdul Wahab No. 530/MR	Swabi District	31.02.2019
7.	Hashmat Khan No. 531/MR	Mardan District	28.02.2019
8.	Syed Nisar Ahmad No. 532/MR	Swabi District	03.04.2019
9.	Abdul Ghaffar No. 533/MR	Mardan District	15.04.2019
10.	Nasir Khan No. 535/MR	Mardan District	20.04.2019
11.	Yaseen Shah No. 537/MR	Mardan District	24.04.2019
12.	Amjad Ali No. 538/MR	Swabi District	15.06.2019
13.	Naeem Khan No. 539/MR	Mardan District	05.07.2019
14.	Jehandad No. 540/MR	Mardan District	31.07.2019
15.	Manzoor Ali Shah No. 410/MR	Mardan District	14.10.2019
16.	Mukhtiar Ali No. 543/MR	Nowshera District	31.12.2019
17.	Ziad Muhammad No. 536/MR	Mardan District	31.01.2020
18.	Muhammad Jehangir No. 648/MR	Mardan District	03.02.2020
19.	Faiz Muhammad No. 541/MR	Mardan District	09.02.2020
20.	Ajmal Khan No. 542/MR	Swabi District	31.03.2020
21.	Amjad Ali No. 544/MR	Mardan District	31.03.2020
22.	Faza Hussain No. 546/MR	Swabi District	06.04.2020
23.	Raza Khan No. 546/MR	Swabi District	12.04.2020

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24.	Muhammad Naeem No. 547/MR	Swabi District:	30.04.2020
25.	Atta Ur Rahman No. 548/MR	Mardan District	19.05.2020
26.	Saigu Amin No. 649/MR	Swabi District	02.05.2020
27.	All Akbar No. 550/MR	Mardan District	30.05.2020
28.	Fazal Dawood No. 551/MR	Mardan District	31.07.2020
29.	Fazal Khalq No. 552/MR	Mardan District	01.03.2020
30.	Haroon Khan No. 173/MR	Swabi District:	01.03.2020
31.	Syed Bahramand Shah No. 309/MR	Charsadda District	02.03.2020
32.	Aman Ullah No. 310/MR	Swabi District:	11.03.2020
33.	Sadique Akbar No. 308/MR	Swabi District:	02.09.2020
34.	Humair Hussain No. 305/MR	Mardan District	28.09.2020
35.	Bismillah Jan No. 312/MR	Swabi District	30.09.2020
36.	Hidayat Ullah No. 306/MR	Charsadda District	15.10.2020
37.	Shabbir Ahmad No. 315/MR	Mardan District	26.11.2020
38.	Zahid Nawaz No. 307/MR	Swabi District	01.01.2021
39.	Araf Hussain No. 314/MR	Swabi District	10.01.2021
40.	Baidar Bakht No. 311/MR	Charsadda District	12.04.2021
41.	Kameen Khan No. 554/MR	Mardan District	12.04.2021
42.	Imtiaz Khan No. 555/MR	Mardan District	29.06.2021
43.	Khan Muhammad No. 557/MR	Swabi District	09.09.2021
44.	Qasim Khan No. 559/MR	Swabi District	11.03.2022
45.	Noorul Islam No. 560/MR	Mardan District	01.04.2022
46.	Javid Ahmad No. 711/MR	Mardan District	02.04.2022
47.	Anees Ahmad No. 561/MR	Mardan District	31.10.2022
48.	Saif Ul Islam No. 562/MR	Mardan District	03.01.2023

(Signature)

(MUHAMMAD ALI KHAN)PSP
Regional Police Officer,
Mardan.

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Anex D

Diary No 4942/CPB

Dated 27/02/2023

**Before the Provincial Police Officer Khyber Pakhtunkhwa
Peshawar.**

**Departmental appeal against the order issued vide
Letter No; 783-87/ES dated 10-02-2023 whereby the
officiating promotion order of the appellant has been
termed as adhoc promotion.**


Respectfully Submitted:-

1. That the appellant was initially enlisted as Constable in Police department on 21-04-1996, was promoted as Head Constable in the year 2008, was then promoted as ASI in the year 2017 and after being confirmed as ASI was lastly promoted as Officiating Sub Inspector in the year 2019. During service the appellant qualified various courses including Lower School Course, Intermediate and Upper School Course and is presently serving in police department of Mardan Region. The appellant along with others was confirmed as ASI on list "E" of Mardan Region, upon the recommendations of departmental promotion committee in its meeting held on 22-11-2019 and was accordingly promoted along with others as Officiating Sub Inspectors (BPS 14) vide Letter/Order dated 11-02-2019 by the Regional Police Officer Mardan. **(Copy of Letter/Order dated 22-11-2019 is enclosed as annexure A).**
2. That the appellant since enlistment performed his duties with honesty and full devotion and to entire satisfaction of his high ups.
3. That strangely the promotion order of the appellant was termed as adhoc promotion vide Letter/Order issued vide NO 783-87/ES dated 10-02-2023, without assigning any valid/legal reason by the Regional Police Officer Mardan. **(Copy of Letter dated 10-02-2023 is enclosed as annexure B).**

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4. That subsequently vide Letter/Order issued vide No 793-97/ES dated 10-02-2023, forty eight of the stated adhoc promotees were regularized as Officiating Sub Inspectors from various dates. **(Copy of the Letter No 793-97/ES dated 10-02-2023 is enclosed as annexure C).**
5. That the impugned Letter/Order issued vide No 483-87/ES dated 10-02-2023 to the extent of appellant is against the law, facts and principles of justice.
6. That the impugned order is illegal and void ab-initio being passed ex parte, the appellant has been condemned unheard.
7. That the impugned order is against the principles of natural justice besides in violation of Article 4, 10 and 25 of the Constitution of Pakistan. There is no omission or commission on part of the appellant. No Charge Sheet and Show Cause Notice were issued to the appellant, nor any regular inquiry was conducted in the matter. The appellant was promoted after due process of law besides upon the recommendation of departmental promotion committee, as such vested rights had accrued in favor of the appellant from which he cannot be deprived.
8. That the appellant even completed his Pole "A" and Pole :B" period besides various courses, required for confirmation as Sub Inspector, as such was hopeful of his confirmation as Sub Inspector but shockingly the impugned order was passed in violation of law and rules.
9. That the appellant was entitled for confirmation as SI after rendering two year service as officiating SI but his officiating promotion was even termed as adhoc.
10. That the appellant was promoted as officiating SI against the vacant valid vacancy.


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11. That even there is no eligible candidate in Fast Track quota, as in the year 2022/2023 eleven candidates had applied for promotion in Fast Track quota, of whom six candidates did not appear in exam while the rest five remained unsuccessful in exam, thus too the impugned order is liable to be set at naught.

It is therefore requested that on acceptance of this appeal, the impugned Letter/Order issued vide No 783-87/ES dated 10-02-2023 to the extent of the appellant may kindly be set aside thereby restoring his officiating promotion order dated 11-02-2019, with all benefits.

Iftikhar Ahmad, Officiating Sub Inspector
No 719/MR, SHO PS Regi Peshawar

Order
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CHAPTER XIII — PROMOTIONS

(3) Superintendents shall submit annually to the Deputy Inspector-General by the 15th January confidential reports in form 13.17-A on the working of all gazetted officers serving under them. Deputy Inspector-General will add their own remarks and forward the reports to the Inspector-General, on or before the 15th February.

The gist of adverse reports shall be communicated in written to the officers concerned subject to the conditions specified in paragraph 7 of Punjab Government Consolidated Circular No. 1 and their acknowledgment shall be taken and attached to their personal files.

(4) The names and designation of the officers writing reports shall invariably be typed or written in block letters below their signatures.

(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 general public and his honesty.

Comments

Annual Confidential Report. Adverse remarks-Object of conveying adverse remarks to individual Officer explained-Un-conveyed adverse remarks in a Confidential Report are to be ignored for purposes of promotion and also for purposes of retirement.¹

-Annual Confidential Report. Action on basis of. Consecutive reports on integrity, as "cannot be vouched" "doubtful" and "controversial"-Reports categorised as "B" and not as "C". Action taken on such reports, held, not valid according to Rules.²

-Reversion from officiating promotion and removal from list "D".-Head Constable appointed as Officiating Assistant Sub-Inspector-Not found fit to hold such rank due to uneven service record-Reverted but kept on list "C" and given chance to improve his work and conduct by placing him under special report-Subsequently also reported to have doubtful integrity and censured-Reversion as Head Constable and removal from list "D" in circumstances, held, perfectly justified-Appeal dismissed by Service Tribunal-Punjab Service Tribunals Act (IX of 1974), S. 4.³

13.18. Probationary period of promotion.— All Police Officers promoted in rank shall be on 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

1. 1988 PLC(CS) 685
2. 1981 PLC(CS) 748
3. 1983 PLC(CS) 631

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CHAPTER XIII — PROMOTIONS

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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 purposes 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 13.4.

Comments

Civil servant had challenged out of turn promotion granted to opposing civil servant by Service Tribunal. Service Tribunal, on appeal filed by opposing civil servant, taking into consideration his satisfactory service record and award of cash and commendation certificates by Authorities, granted him out of turn promotion. Service Tribunal had rightly granted relief prayed for by opposing civil servant on principle of consistency. Judgment of Service Tribunal not suffering from any defect in law, could not be interfered with. No question of law of public importance being involved to warrant interference, under Art. 212(3) of Constitution of Pakistan (1973), petition filed by civil servant which otherwise was barred by time was dismissed.¹

Order of probation, cancellation of Held, and competent authority under Rules is vested with powers to cancel order of probation after giving reasons.²

Tribunal had set aside orders passed by Authority refusing to confirm appellant/civil servant as "Inspector" from date of his promotion with a direction to consider his case in terms of 8.13.18 of Punjab Police Rules, 1934, but orders/judgments of Service Tribunal were frustrated by the Authority. Orders/judgments of Service Tribunal were not challenged by Authority before Supreme Court. Service Tribunal being appellate forum for aggrieved civil servants and being substitute for High Court vide Art. 212 of Constitution of Pakistan (1973), its judgments/orders must receive consideration and respect and Authority was bound to comply with same in its true perspective.³

Civil servant had challenged out of turn promotion granted to opposing civil servant by Service Tribunal. Service Tribunal, on appeal filed by opposing civil servant, taking into consideration his satisfactory service record and award of cash and commendation certificates by Authorities, granted him out of turn promotion. Service Tribunal had rightly granted relief prayed for by opposing civil servant on principle of consistency. Judgment of Service Tribunal not suffering from any defect in law, could not be interfered with. No question of law of public importance being involved to warrant interference, under Art. 212(3) of Constitution of Pakistan (1973), petition filed by civil servant which otherwise was barred by time was dismissed.⁴

1. 1999 PLC(CS) 1381
2. 1984 PLC(CS) 625
3. 2000 PLC(CS) 697
4. 1999 SCMR 1594

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OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA

Central Police Office, Peshawar.
dated the 01 / 01 / 2023.

No.

153841/ Legal

To: The Regional Police Officer,
Bannu.

Subject: GUIDELINES REGARDING CONFIRMATION IN THE RANK OF ASI AND SI

Memo: Please refer to the subject cited above.

CPO Peshawar vide letter No. CPO/CPB/63 dated 13.02.2023 had conveyed to all that ASIs promoted from a lower rank shall be confirmed on the termination of 02 years of probation period with immediate effect i.e. on the date his probation period actually completes and not from the date of officiating promotion as ASI in the light of Rule 13.18 of Police Rules, 1934. Similar CPO/CPB/64 dated 13.02.2023, it has been conveyed that Assistant Sub Inspectors appointed (PASIs) shall be confirmed in their appointments on the termination of three years probationary period with immediate effect, not with retrospective effect that is from the date of their appointments by Range Deputy Inspector General of Police in the spirit of Rules 12.18 and Rules 19.25(5) of Police Rules, 1934.

In the regard, the Hon'ble Supreme Court of Pakistan vide its Judgment in Warrach case Vs IGP (PLD 1985 159), has underlined the difference between the date of appointment and date of confirmation and has held that the final seniority of the Officers shall be reckoned from the date of confirmation. Officers, not from the date of appointment.

Moreover, CPO Peshawar vide No. CPO/CPB/68 dated 28.02.2022 is also in file which directions issued to all regional heads of Khyber Pakhtunkhwa Police regarding confirmation in the light of Rule 13.18 of Police Rules, 1934.

Therefore, instructions contained in the above letters may be followed in letter and spirit please.

Sabir Ahmad
(SABIR AHMAD) ESP
Additional Inspector General of Police,
Headquarters, Khyber Pakhtunkhwa,
Peshawar.

- PSO to W/ IGP, Khyber Pakhtunkhwa, Peshawar.
- PA to DIG/ HQs: Khyber Pakhtunkhwa, Peshawar.
- Incharge, CP Branch, CPO, Peshawar.

Office
ATTACHED

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Clear Copy

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA

No. 1638-41/Legal

dated the 05-05-2023.

To
The Regional Police Officer.
Barnu.

Subject: GUIDELINES REGARDING CONFIRMATION IN THE RANK OF ASLAND SI.

Memo

Please refer to the subject cited above.

CPO Peshawar vide letter No. CPO/CPB(63 dated 13.02.2023 had conveyed to all regions That ASIs promoted from a lower rank shall be confirmed on the termination of 1 year of motion period with immediate effect i.e on the date his probation period actually completes and not from the vide of officiating promotion at ASI in the light of Rule 13.18 of Police Rules, 1934) similarly Vide CPO/CPE/64 dated 13.02.2003, it has been conveyed that Assistant Sub Inspector appointed (PAS) shall be confirmed in their appointments on the termination of three years probationary period with date effect, not with retrospective effect that is from the date of their appointments by the Range Deputy Inspector General of Police in the spirit of Rules 12.18 and Rules 19:25(5) of police Rules 1934

In this regard, the Hon'ble Supreme Court of Pakistan vide its judgment and Mushtaq Warraich case Vs IGP Punjab (PLD 1985 SC 159), he underlined the difference between the date of appointed and date of confirmation and has further held that the final seniority of the Office of reckoned from the date of confirmation of the Officers, not from the date of appointment.

Moreover, CPD Peshawar letter No CPO CPB/68 dated 28.02.2022 also directions were issued to all regions unit heads of Khyber Pakhtunkhwa Police regarding conformation in the light of Rule 13.18 of Police Rules, 1934.

Therefore, instructions contained in the above letters may be followed better and spirit, please.

(SABIR AHMAD) PSP

Additional Inspector General of Police
Headquarters, Khyber Pakhtunkhwa,
Peshawar.

- PSO to W/IGP, Khyber Pakhtunkhwa, Peshawar.
- PA to DIG/HQr: Khyber Pakhtunkhwa, Peshawar.
- Incharge, CP Branch, CPO, Peshawar.

Sabir Ahmad
ATTESTED

VAKALATNAMA

IN THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

ibrahim Ahmad Petitioner/Appellant.

VERSUS

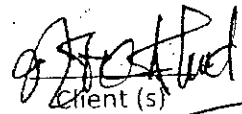
PPo & others Respondents/Defendants.

We the undersigned, do hereby appoint and constitute,

BASEER AHMED SHAH Advocate To act, appear and plead in the above-mentioned matter and to withdraw or compromise the said matter or submit to arbitration any differences or dispute that shall arise touching or in any manner relating to the said matter and to receive money and grant receipts therefore and to do all other acts and things which may be necessary to be done for the progress and the course of the prosecution of the said matter.

1. To draft and sign files at necessary pleadings, applications, objections, affidavits or other documents as shall be deemed necessary and advisable for the prosecution of the said matter at all its stages.
2. To employ any other Legal Practitioner, authorizing him to exercise the power as conferred on the undersigned Advocate, wherever he may think fit to do so.

AND we hereby agree to ratify whatever the Advocate or his substitute shall do in the above matter. I/We also hereby agree not to hold the Advocate or his substitute responsible for the result of the said matter in consequence of his absence from the Court when the said matter is called up for hearing. I/We further hereby agree that in the event for the whole or any part of the fee to be paid to the Advocate remaining unpaid, he shall be entitled to withdraw from the above matter. Received by me on 8/6/2023


Client (s)


BASEER AHMED SHAH

&

IBAD UR REHMAN KHALIL
Advocates
Peshawar

