FORM OF ORDER SHEET

Court of	 ······································
	х.
Appeal No.	 1344/2023

1	<u>Ap</u>	peal No.	1344/2023	
S.No.	Date of order proceedings	Order or other proceed	ings with signature of judge	•
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. 1-	14/06/2023	The app	cal of Mr. Janab Ali presented today by	Mr.
-		Baseer Ahmad S	nah Advocate. It is fixed for prelimi	nary
•	•		gle Bench at Peshawar on	
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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No 1344/2023

Janab Ali

.....Appellant

VERSUS

PPO & Others

..Respondents

S. No	Description of documents	Annexure	Pages
1.	Service Appeal with Affidavit	***	1-4
2	Stay_application with Affidavit	***	5-6
3.	Copy of Letter/Order dated 11-02- 2019	Α	7-12
4	Copy of Letter dated 10-02-2023	В	13-16
5.	Copy of the Letter No 793-97/ES dated 10-02-2023	C	17-18
6.	Copy of departmental appeal	Đ	19-21
7	Copy of Police Rules 13-18 & Letter dated: 5-5-2023	E&F	22-24
8	Vakalat Nama	***	. 25

INDEX

Dated:-05-06-2023

Appellant

Through

BASEER AHMAD SHAH

& IBAD UR REHMAN Advocate,

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

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Service Appeal No 13 44/2023

Janab Ali, Officiating Sub Inspector, No 574/MR, PTC Hangu.

......Appellant

VERSUS

- 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 20-10-1998, was promoted as Head Constable in the year 2009, and was then promoted as ASI in the year 2014.
- 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)**.

- That the appellant since enlistment performed his duties with nonesty and full devotion and to entire satisfaction of his high ups.
- 4. That strangely the promotion <u>order</u> 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:--

GROUNDS:

- **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 abinitio being passed ex parte, the appellant has been condemned unheard.

- **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)
- 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.

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: 05-06.-23

Appellant

Through

Baseer Ahmad Shah

Ibad Ur rehman Advocates

DVOC

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.

AFFIDAVIT

I, Janab Ali Officiating Sub Inspector No.574/MR, PTC Hangu 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



BEFORE THE SERVICE IRIBUNAL KPK PESHAWAR

Service Appeal No_____/2023

Janab Ali

.....Appellant

VERSUS

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:-005-06-2023

Appellant

Through

BASEER AHMAD SHA

ADVOCATE.

AFFIDAVIT

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I, Janab Ali Officiating Sub Inspector No.574/MR, PTC Hangu 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. DEPONENTali

AS-1551P

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Identified by

Baseer Ahmad shah

Advocate Peshawar

		and the second
	Government of Khyber Pakhtunkh	wa
•	Office of the Regional Police Officer, Mardan Phone No. 0937-9230113, Fax No. 0937-923011 Email Address: - esrpomandan@gamail.com	
To: 1. Additional Ir Peshawar,	spector General of Police_Special Branch,	Khyber Pakhtunkhwa,

- 3. Deputy Inspector-General of Police CTD, Khyber Pakhtunkhwa, Peshawar.
- 4. Deputy Inspector General of Police Traffic, Kyber 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. -Pnnopal EPTC, Nowshera.

No. 1190-12041ES.

PROMOTION AS OFFICIATING SUB INSPECTORS.

Subject:

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Memo: Consectent topon recommendation by the Departmental Promotion Committee held in the 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)

5. No.	Name & Rank	Place of Posting	Decision
1.	ASI Haropo Khar No.173/MR	Swabi District	Recommended for promotion Conditional subject to Court Decision, He shall qualif Mardatory Training/Courses as per Police Rule 19-25A, earning 07 marks within six months.
Ζ.	PASI Syed Batramand Snah No. 309/MR	Charsadda Gistrict	Recommended for promotion Conditionally He shall qualify Mandatary Training/Courses a per Police Rules 19-254, earning O2 mark within six months.
3.	PASI Aman Ullah No. 310/HR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-254, earning 07 marks within six months.
4.	PASI Sadique Aktiar No. 306/HR	Swabi District	Recommended for promotion Conditionally, He shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
5.	PASI Humair Hussain No. 305/HR	Mardan District	Recommended for promotion Conditionally, He shall qualify Nandatory Training/Courses as per Police Rules 19-25A, earning D4 marks within six months.
6.	PASI Bismiliah Jan No. 312/MR	Swabl 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 Uliah No. 306/MR	Charsadda District.	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as per Police Rules 19-25A, eerning 04 marks within six months.
	MKST Economic diversest No 7:5/MA	Hersen Doortot	Recommended for promotion Candidanally Meshall quality Handarian Training/Canada at per Police Rules 19-254, corrupt 04 minutes within size months.

Officiantes

STEU

// , February, 2019

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Government of Khyber Pakhtuskhwa 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.

No.1190-1204/ES.

11, February, 2019

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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 Bahramand 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. 308/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.
В.	PASI Shabbir 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.



	/	5	Swate District
		PASI Zanid Nawaz No. 307/HR	
		PASI ATAI HUSSIIN No. 314/MR	Swabi District
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9.	PASI Zahid Nawaz No. 307/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 09 marks withi six months.
. 10.	PASI Altaf Hussain No. 314/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a 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 a 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.	ASLEarooq 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 Saíf UI 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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27.	· · · · · ·		within six manths.	
1		_ _	Recommended for promotion Conditionally.	
· .		-	the chall gradify Manualory House	
28.	ASI Hamayun No. 651,148	Mardan District	within six months.	· · · ·
}			Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as	
	ASI IRINAN Shis No. 546/PR	Swabi District	He shall qualify Mandatory Hanning 03 marks	
29.	ASI DELETER SHIPS INC. SCOTT		within six months.	
			· · · · · · · · · · · · · · · · · · ·	
		1	Recommended for promotion Conditionally. He shall-qualify Nandatory Training/Courses as	-
	ASI Arit Ur-Rahman 143	Margan District	per Police Rules 19-254, canding -03 -marks-	
30,	582/MR		within six months	~~
	-		Recommended for promotion Conditionally.	an a
				· · .
- ji.	ASI Syed Saleem Hawaz No. 652/MR	Nardan District	per Police Rules 19-25A, Carting of	· .
			within six months.	
		+	Recommended for promotion Conditionally.	
	ASI Ayaz Hunammad ha.	Swabl District	Recommended in data y Training/Courses as he shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning 06 marks	et i
32.	653/MA		per Police Rules 19-25A, earning 00 manage	10
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	14.685		Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as	WG TESI
-E	AST NELL AN NO. 567/MR	Hardan District	He shall qualify Handatory fraining/courses as per Police Rules 19-25A, earning 07 marks	
33.			within six months.	TECT
New York			Recommended for promotion Conditionally	
		입 성 이 문제	He shall qualify Mandatory Training/Courses as	
31.	ASL Abdel Salam No. 568/MR	Mardan District	per Police Rules 19-25A, earning: 05 marks	. <u>–</u> –
		1	within six months.	· _ ·
			Recommended for promotion Conditionally	·
	ASI Javid No. 569/14R	Marcan District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks	
35.			within six months.	
	<i>•</i>	· · · · · · · · · · · · · · · · · · ·		
出る部			Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as	
··· 361	ASI Jehangir Khan No. 570/MR	Mardan District	per. Police Rules 19-25A, earning 06 marks:	
			within six months.	· _
<u> </u>		On deputation to	Recommended for promotion Conditionally,	· · ·
	ASI Muhammad Zubair No.	Elite Force KPK	He shall qualify Handatory Training/Courses as	-
<u> </u>	654/MR	from Swabi District	per Police Rules 19-25A, earning 05 marks within six months.	
				· · ·
See Real			Recommended for promotion Conditionally.	
38.	ASEPERWAR AL NO. S71/MR	Hardan District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks	
			within six months.	
	and the second			.: c'
		On deputation to	Recommended for promotion Conditionally: Subject to production of satisfactory ACR for the	
39.	ASLShab Russain Re. 572/MR 1	CTD KPK from	year 2014 within 15 days. He shall mustify the shall	
			Handatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.	
4.	A SAME AND A SAME A SAME A			
		· · · ·	Recommended for promotion Conditionally.	
	ASISSbaht Mulk No. 655/MR		He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks	
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40			Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the	1
40		Martine Testart 1	Subject to production of satisfactory ACR for the year 2014, 2016 & 2017 when 15 days. He	
40		Mardan District	Subject to production of satisfactory ACR for the your 2014, 2015 & 2017 when 15 clays. He shall quality Mandatory Training Colonies as per	the an
40		Mardan Bestnet	Subject to production of satisfactory ACR for the year 2014, 2016 & 2017 when 15 days. He	the se

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26.	ASI Shah Jehan No. 712/MR	Mardan District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 09 marks with
27.	ASI Gul Malik No. 565/MR	Charsadda District	her trained to sould adding a second se
28.	ASI Hamayun No. 651/MR	Mardan District	six months. Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 05 marks with six months.
· 29.	ASI Iftikhar Shah No. 566/MR	Swabi District	Recommended for promotion Conditional -He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 03 marks with six months.
30.	ASI Aziz Ur Rahman No. 582/MR	Mardan District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 08 marks with six months.
31.	ASI Syed Saleem Nawaz No. 652/MR	Mardan District	Recommended for promotion Conditionall He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 07 marks with six months.
32.	ASI Ayaz Muhammad No. 653/MR	Swabi District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 06 marks with six months.
33.	ASI Niaz Ali No. 567/MR	Mardan District	Recommended for promotion Conditional He shall qualify Maridatory Training/Courses per Police Rules 19-25A; earning 07 marks with is months
34.	ASI Abdul Salam No-568/MR-	Mardan District	Recommended for promotion Conditionall He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 05 marks with six months.
35	ASI Javid No. 569/MR	Mardan District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses a per Police Rules 19-25A; earning 07 marks with six months.
36.	ASI Jehangir Khan No. 570/MR	Mardan District	Recommended for promotion Cosditionali He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 06 marks with six months.
37	ASI Muhammad Zubair No. 654/MR	On deputation to Elite Force KPK from Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 05 marks withi six months.
38.	ASI Parwar Ali No 571/MR	Mardan District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 07 marks with six months.
⁻ 39.	ASI Shah Hussain No. 572/MR	On deputation to CTD KPK from Swabi District	Recommended for promotion Conditionally Subject to production of satisfactory ACR for the year 2014 within 15 days. He shall qualif Mandatory Training/Courses as per Police Rule: 19-25A, earning 06 marks within six months.
40.	ASI Shahi Mulk No. 655/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.
41.	AŜI litaf Hussain No. 573/MR	Mardan District	Recommended for promotion Conditionally Subject to production of satisfactory ACR for the year 2014 & 2017 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
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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 Niaż 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.
	<i>,</i> 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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A. C.		· · · · · · · · · · · · · · · · · · ·		Recommended for promotion Conditionally.	. •
	. 9	AST Barler Northern High	C. Mariner Distri	He shall quality Mancatory Training/Courses as per Police Rules 19-25A, earning 09 marks	
	:	7 m	18	methat sou mentas	•
	60	ASS SERVICE Abstract to 719	MR Cn deputation CCP/Peshawa from Swabi District		• :
	61	AST Rab Nawas No. 583/NR	Snati District	within six months.	
	62	ASI Rashid AB No. 590/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning OSmarks within six months.	•
	63	ASI Intern All No. 591/MR	Handan 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 (srar Hussein Ho. 721/Hi	Swaal District_	Recommended for promotion Conditionally He shat quality Mandatory Training/Courses 55 per Police Rules 19-25A, earning 05 marks within six months.	-
	65	ÁSI Muzaltar ko., 592/MR	-Charsadda Olstrict	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Aules 19-25A, earning O6 marks within siz months.	
	66	ASI Abid Ullah Ilo, S93/MR	Mardan District	Recommended for promotion Conditionally- He shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning OS marks within six months.	3
	67.	ASI Raz Muhammad No. 660/MR	Swabl District	Recommended for promotion Conditionally, He shall qualify Mondatory Training/Courses as per Police Rules 19-25A, carning 08 marks and within six months.	ŜĨ
	68	AST Fazzal 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.	
D	69.	ASI Folgik King Ibo. 595/MR	Charsadda District	Recommended for promotion Conditionally, Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify Handstory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months	÷ (
	70.	ASI, Abid AH NO, 642/MR	-On-deputation-to- Special Branch from Hardan District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25A; earning 02 marks within six months.	
	71.	AST Huhammad ILyas No. S96/NR		Accommended 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, carning 08 marks within six months	
	72.	AST Hujanid No. 722/MR	Charsadua District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Yolice Rules 19-25A, earning 08 marks within six months	
	73.	AST Sartaj Khan Ho. 597/ИR	Hardan District	Recommended for promotion Conditionally, Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify landatory Traking/Courses as per-Police Rules 19-25A, carning D9 marks within six months.	•
	~	1997 - Star Am. 754/100	Marrison Colouruat 1 P	tecommended for promotion Conditionally, woject to production of satisfactory ACRs for he pear 2014 & 2015 mithin 15 days. He shad usafy Marstetory Trianing/Courses as per office Puees 19-25A, carrieng 07 marks within to 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 Ifükhar 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 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 Israr Hussain No. 721/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses at 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 a 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 a 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 a 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 menths.
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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, . 		Harias Carrie	Accommended for promotion Conditionally. He shall quality Mandatory Transmit/Courses ds per Patce Rules 19-254, caming 07 marks within six months.
76. - 64.	ASJ Jamshed Khati No. 555/MR	Mardan Deprint	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as cer Police Rules 19-25A, earning 04 marks inform six months.
》 77。 13 新	ASI Lugman Knen No. 650/MR	Swath Ostrict	Recommended for promotion Conditionally. He shell quality ManCatory Training/Courses as per Police Rules 19-25A, earning 02, marks within six menting.
78	ASI Fazal Sutting No. 601/NR	S=abi District	Recommended for promotion Conditionally. He shall qualify Henderbry Training/Courses as or Police Rules 19-25A, carning 08, marks within Ski months
19 19	ASI Johangu Ho, 723/HR	Charsedde District	Recommended for promotion Conditionally. He shall gualify Mandatory Training/Courses as per Police Rules 19-25A, soming 05 morts, within six months.
180 - A	ASI Chazenler Hehmood Ho.	Mardan District	Recommended for promotion Conditionally- He shall quality Mandatory Training/Courses as per Police Rules 19-25a, carring 01 mark within six months.
	ASI Jehas Ak No. 503/HR	Swabi District	Recommended for promotion Conditionally. He shall qualify Handatory Training/Cosmes as her Police, Rules 19-25A, earning 05 marks 1 which six months.
22	ASI Syed Ital Hostain No. 604/MR	Smath District	Recommended for promotion Conditionality, He.sholl qualify. Mandatory Training/Courses as per Police Rubes 19-25A, earning Officering within stermowths.
8. J. F	AST Nigeb Lid Die No. 605/NR	Hardan District	Recommended for promotion Conditionally. He shell quely Handatory Training Courses as per Police Rules 19-25A coming (08 marks) within str months.
64	ASI Abdul Jabbar No. 606/HR		Recommended for promotion Conditionally the shaff guality Handstory Training/Courses.s.s. per Police Rules 19-25A, carring 2095 marks within stamenths.

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Necessary Gazette Notification be issued accordingly

(Muhammad Ali Khan)PSP Regional Police Officer Mardan †

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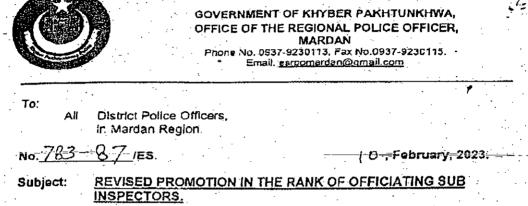
	and the second	·	
7	i. ASI Hussain Ali No. 598/MR	Mardan District	 Recommended—for—promotion_Conditionally_ He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
76	ASI Jamshed Khan No. 599/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.
77	ASI Luqman Khan No. 600/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandalory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
78	ASI Fazal Subhan 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 Ghazanfar 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 Mandalory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
82.	ASI Syed Iltaf Hussain 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 Nigab Ud Din No. 605/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandalory 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; carning 09 marks within six months.

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Necessary Gazette Notification be issued accordingly.

Sd/-(Muhammad Ali Khan) PSP Regional Police Officer, Mardan.

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Memo:

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Pursuant to the report of the committee constituted vide this office order endorsement No, 9891-93/ES dated 16.12.2022 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 OMASSES ST 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 vacancies and in order of seniority

Hence, the afcrementioned recommandations were thoroughly oiscussed in the Departmental Promotion Committee Mucting held in this office on 01.02.2023 and the committee ibid unanimously agreed with the said recommendations.

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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	<u> </u>
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	Swabl Cistrict	
7	Hashmat Khan No. 531/MR	Mardan District	
8.	Syed Nisar Ahmad No.532/MR	Swabi District	
9.	Abdul Ghaffar No. 533/MR	Mardan Cistriot	
10.	Nasir Khan No. 535/MR	Mardan District	
11.	Yaseen Shah No. 537/MR	Mardan District	
- 2.	Arriad Ali No.538/MR	Svabl District	_
13.	Nacem Khan No. 539/MR	Mardan District	_
14.	Jehandad No. 540/MR	Mardan District	
15.	Manzoor Ali Shah No. 410/MR	Mardan District	
16.	Mukhtar All No. 543/MR	Nowshera District	
17.	Zad Muhammad No. 536/MR	Mardan District	
18,	Muhammad Jehangir No. 648/MR	Mardan District	_
12.	Faiz Muhammad No. 541/MR	Mardan District	
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21.	Fazal Hussain No. 545/MR	Swabi District	
22	Raza Khar: No. 546/MR	Swabi District	1 ., ,
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24.	Muhammad Naeem No. 547/MR	Mardan District	1.
25.	Atta Ur Rahman No. 548/MR	Swabi District	4
	Saidul Amin No. 649/MR	Mardan District	2
27.	Ali Akbar No. 660/MR	Mardan District	
28.	Fazal Dawood No. 551/MR	Mardan District	
29.	Fazal Khaliq No. 552/MR	Swabi District	in all.
30.	Haroon Khan No. 173/MR	Charsadda District	1 AVAL 25
31.	Syec Bahramand Shah No. 309/MR Aman Ullah No. 310/MR	Swabi District	- (リー) - (ハ)
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	30	Bismillah Jan No. 312/MR	Swadi District	
	35.	Hidayat Ullah Nc. 306/MR Shabbir Ahmad No. 315/MR	Charsadda District	<u>`</u>
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	<u>38.</u> 39	Zahid Nawaz No. 307/MR Altaf Hussain No. 314/MR	Swabi District	i .
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:	42.	Imuaz Khan Nc. 555/MR	Mardan District	_ !
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ł	44.	Faroog Hussain No. 558/MR	Swebi District	
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i	47.	Javid Ahmad No. 711/MR	: Mardan District	
	48.	Anees Ahmad No. 561/MR	Mardan District	
1	49.	Saif Ul Islam No. 562/MR	Mardan District	-i
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-	53.	Gut Ma'ik No. 565/MR	Charsadda District	
_	-54.	Hamayun No. 651/MR	j Mardan District	
	55.	Iftikhar Shah No. 566/MR	Swabi District	1
	56.	Aziz Ur Rahman No. 582/MR	Mardan District	J.
_	. 57.	Syed Saleem Nawaz No. 662/MR	Mardan District	4
_	58.	Ayaz Munammad No. 653/MR	Swabi District	i .
	59.	-Niaz-Ali Nc-567/MR	Mardan-District	- 16
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	62.	Jehangir Khan No. 570/MR	Mardan District	
_	63.	Muhammad Zubair No. 654/MR	Swabi District	
	64.	Parwar Ali No. 571/MR	Mardan District	
·	65.	Shah Hussain No. 572/MR	Swabl District i	
	<u> </u>	Shahi Mulk No. 655/MR	Swabi District	
	67.	Iltaf Hussain No. 573/MR	Mardon District	
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91. 92.	Abid Ullah No. 593/MR	Mardan District
93.	Raz Muhammad No. 860/MR	Swabi District
93. 94.	Fazal Khuda No. 594/MR	Charsadda District
	Falak Niaz No. 595/MR	Charsadda District
95.	Abid Ali No. 642/MR	Mardan District
96.	Muhammad ILyas No. 596/MR	Swabl District
97.	Mujahid=No.=722/MR	Charsadoa District
98: -	Sartaj Khan No. 597/MR	Marcian District
99.	Maneer Khan No. 714/MR	Marcan District
100.	Hussain All No. 598/MR	Mardan District
.101.	Jamshed Khan No. 599/MR	Mardan District
102.	Lugmar, Khan No. 609/MR	Swabi District
<u>C3.</u>		Swabi District
.04.	Fazal Subhan No. 601/MR	Charsadoa District
105.	Jehangir No. 723/MR	Mardan District
106.	Ghazanfar Mahmood No. 602/MR	Swabi District
107.	Jehad Ali- No. 603/MR	Swabi District
108.	Syed ILtaf Hussalr. No. 604/MR	Mardan-District
109.	Nigab Ud Din No. 605/MR	Mardan District
110.	Abdul Jabbar No. 606/MR	Margan Cistrice

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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.

IL IES

(MUHAMMAD ALI KHAN)PSP Regional Police Officer,

Mardan.



To:

GOVERNMENT OF KHYBER PAKHTUN OFFICE OF THE REGIONAL POLICE OFFICER. MARDAN Phone No. 0937-9230113, Fax No.0937-9230115. Email. esroomardan@gmail.com

District Police Officers. Ali in Mardan Region.

No. 793 97 JES.

10 , February, 2023.

REVISED PROMOTION IN THE RANK OFFICIATING SUB Subject: 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 achoe 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.	A eng r No. 643/MR	Mardan District	14.04.2018
2.	Snahen Shah No.841/MR	Swabi District	24.04.2018
3	Rabrawaz No. 528/MR	Mardar District	27.07.2018
4.	Mohamanday Nc, 529/MR	Mardan District	30.07.2018
5.	Achter Hussein No. 547/MR	Nowshera District	09.10.2018
<u>6</u>	Abdul Wahab No.533/MR	: Swabi District	01.02.2019
7.	Hashmet Khan No. 531/MR	Mardan District	28.02.2019
8,	Syed Niser 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	15.08.2019
13.	Nasem 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
13.	Mukhtiar All No. 543/MR	Nowshera District	31.12.2019
17.	Zied Muhammad No. 536/MR	Mardan District	31.01.2020
13.	Muhammad Jehzngir No. 648/MR	Mardan District	03.02.2020
19.	Faiz Muhammac No. 541/MR	Mardan District	09.02.2020
20.	Arnal Khan No. 542/MR	Swabi District	31.03.2020
Z1.	AME AT NO. 544/MR	Mardan District	1 31 63 2020
22.	-azai Hussein No. 546/MR	· Sweb' District	06.04.2020
23.	Raza Khan No. 546/MR	Swab District	12.04:2020



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•	No 547/MR	Swabi Distric:	30.04.2020
24	: Muhammad Naeem No. 547/MR	Marcan District	19.05.2020
25.	And Lie Rahman NC, 540 Mitt	Swab District	02.05.2020
26,	Sarcu Amin No. 649/Win	Marcan District	30.05.2020
27.	All Akber NO. SOUMIN	Marcan District	31,07.2020
28.	Fazel Dawood No. 551/MR	Marcan District	01.03.2020
29.	-Fazal Khalk No. 552/MR	-Swabi Distric:	-01-03.2020
- 3C.	Haroon Khan No.173/MR	Charsaoda	02.03.2020
	Syed Bahramand Shah No. 302/MR	Districi	
a 31.		Swabi Distric:	11.03.2020
× 32.	ATIST UISH NO. 310/MR	Swabi Distric:	02.09.2020
• 33.	Sadigue Akbar No. 3C8/MR	Mardan District	28.09.2020
r 34.	Humair Hussain No. 305/MR	Swabi District	30.09.2020
- 35.	B'smillah Jan No. 312/MR	Charsadda	15.10.2020
	Hideyat Ulah No. 306/MR		
- 3E		District Mardan District	26.11.2020
- 37.	Shabbir Ahmad No. 315/MR		01.01.2021
- 38.	Zahid Nawaz No. 307/MR	Swabi District	10.01.2021
39.	Ataf Hussain No. 314/MR	Swabi District	12.04.2021 —
	Baidar Bakht No. 311/MR	Charsadca	12.04.202
40.	Baidar Baxill NO. 31 millio	District	12.04.2021
41.	Kameen Khan No. 554/MR	Mardan District	
42	Imtiaz Khan Nc. 555/MR	Mardan District	29.06.2021
43.	Khan Muhammad No. 557/MR	Swabl District	03.09.2021
44.	Qaşım Khan No. 539/MR	Swabl 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
40.	Anges Ahmad No. 561/MR	Mardan District	31.10.2022
	Saif Ul Islam No. 562/MR	Mardan District	05.01.2023
	Sar Orisiani No. Cozivin		

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

ATTESTED

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Anex D

Diary No# 4992/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 20-10-1998, was promoted as Head Constable in the year 2009, was then promoted as ASI in the year 2014 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).



- 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.



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.

Janab Ali, Officiating Sub Inspector No 574/MR, PTC Hangu

A.S.

CHAPTER XIII - PROMOTIONS

(3) - Superintendents shall submit annually to the Deputy Inspector-General $b_{f, h_{a}}$ 15th January confidential reports in form 13,17-A on the working of all gazetted officers services under them. Deputy Inspector-General will add their own remarks and forward the reports to t_{eq} 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 H, 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 the 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 personally, 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. filness to pass an efficiency bar. Particular mention shall be made of the officer's relations with his fellow officers and general public and his honestly.

<u>Comments</u>

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.

-Annual Confidential Report. Action on basis bl. Consecutive reports on inlegity as "cannot be vouched" "doubtlut" and "controversial"-Reports categorised as "B" and. not as 'C' Action taken on such reports, held, not valid according to Rules.?

-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, be 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 be period

1988 PLC(CS) 685 1981 PLC(CS) 748 1983 PLC(CS) 631

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CHAPTER XIII ---- PROMOTIONS

I 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 selectiongrade, 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 Authonities, 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 relusing to confirm_appellant/civil servant as "Inspector" from date of his promotion with a direction to consider his case in terms of 0.13.18 of Punjab Police Rules, 1934, but orders/judgments of Service Tribunal we're 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

1075

No.		OFFICE OF THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA Central Police Office, Peshawar. dated the 05/07/2023.
	The	Regional Police Officer. Bannu.

Memo:

Please refer to the subject cited above.

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

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

Moreover, CPO Peshawar letter No. CPO/CPB/68 dated 28.02.2022 is also in field vice which directions were issued to all regions/ junit heads of Khyber Pakhtunkhwa Police regardles 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 spiral

please.

(ŠABIR AHMAD) ^{USP} Additional Inspector General of Police. Headquarters, Khyber Pakhtunkhwa, Peshawar.

- PSO to W/ IGP, Khyber Pakhtunkhwa Peshawar.
- PA 10 DIG/ HQrs: Khyber Pakhtunkhwa Peshawar.
- Incharge, CP Branch, CPO, Peshawa

Clear Copy

OFFICE OF THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA

No. 1638-41/Legal

dated the 05-05-2023.

The Regional Police Officer. Bannu.

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

Memo

То

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 it 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 furtherheld 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 als d 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 it 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.

VAKALATNAMA

IN THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

. 1.

by me on <u>C</u>

.....Petitioner/Appellant.

VERSUS

We the undersigned, do hereby appoint and constitute, <u>BASEER AHMED SHAH</u> 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.

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

BASEER AHME &

IBAD UR REHMAN KHALIL Advocates Peshawar

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