# FORM OF ORDER SHEET

Court of	
Appeal No.	1347/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	14/06/2023	The appeal of Mr. Umar Hayat presented today by
		Mr. Baseer Ahmad Shah Advocate. It is fixed for preliminary
		hearing before Single Bench at Peshawar on
		By the order of Chairman
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## BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAK

Service Appeal No 1347/2023

Umar hayat .....Appellant

VERSUS

PPO & Others

.....Respondents

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4	Copy of Letter dated 10-02-2023	В _	13-H
5.	Copy of the Letter No 793-97/ES dated 10-02-2023	С	17-18
6.	Copy of departmental appeal	D	19 -21
7	Copy of Police Rules 13-18 & Letter dated: 5-5-2023	E&F	72.24
8	Vakalat Nama	***	25

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 1347/2023

Umar Hayat, Officiating Sub Inspector, No 563/MR, PS BDU Special Branch Sawabi .

.....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 4-0F 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 10-12-1998, 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:-

#### **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 Shar** 

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Ibad Ur Rehman

ADVO.C

Advocates,

#### 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, Umar Hayat, Officiating Sub Inspector, No 563/MR, PS BDU Special Branch Sawabi , 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

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## BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No	/2023
Umar hayat	Appellant
VERS	U S
PPO & Others	Respondents
Application for the suspension of 87/ES dated 10-02-2023 till the fire	mpugned Letter/Order No 783- nal disposal of titled appeal.

## Respectfully Submitted:-

- 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 SHAK

ADVOCATE.

# AFFIDAVIT

I, Umar Hayat, Officiating Sub Inspector, No 563/MR, PS BDU Special Branch Sawabi , 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** 

DEPONENT

AT IES



Office of the Regional Police Officer, Mardan

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

- 1. Additional Inspector General of Police\_Special Branch, Khyber Pakhtunkhwa,
- 2. Capital City Police Officer, Peshawar.
- 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. Prinopal EPTC, Novishera.

No. 1190-12041ES.

// 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 (BP5-14)

subject to the condition lay down against each:-

S. No.	Name & Rank	Place of Posting	Decision
1,	ASI Haroon Khan Ro.173/MR	Swabl District	Recommended for promotion Conditionally subject to Court Decision. He shall qualify Hardatory Training/Courses as per Police Rules 19-25A, carring 07 marks within six months.
2.	PAST Syed Battramand 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/HR	Svæbi District	Recommended for promotion Conditionally. He shall quality Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
· 4.	PASI Sadique Aktier 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 Handatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.
6.	PASI Bismitah Jan Ho. 312/MR	Swabl District	Recommended for pronoculon Conditionally. He shall quality Handatory Training/Courses as per Police Rules 19-25A, earning OS marks within six months.
7.	PASI Hadayat Ullah No. 306/MR	Charsadda District	within six months.
	MEST TOWNSON ARYTHUS NO TOSYNE	Harsen District	Recommended for promotion Conditionally Me shall qualify Mandatory Training/Courses M per Palice Rules 19-25a, earning M nuries wom say months.





#### 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:

- 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

Subject:

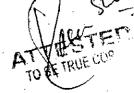
#### PROMOTION AS OFFICIATING SUB INSPECTORS

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 Haroori 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 promotions 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 monits.
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 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.



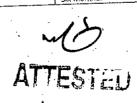


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9.	PASI Zahid Nawaz No. 307/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
10.	PASI Altaf Hussain No. 314/MR	Swabi District	Recommended for promotion Conditionally.  He shall qualify Mandalory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.  Recommended for promotion Conditionally.
11.	PASI Baidar Bakht No. 311/MR	Charsadda District	He shall qualify Mandatory. Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.  Recommended for promotion Conditionally.
12.	ASI Ayaz Ali No. 549/MR	Mardan District	He shall qualify Mandatory Training/Louises as per Police Rules 19-25A, earning 09 marks within air 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. Recommended for promotion Conditionally.
16.	ASI Khan Muhammad No. 557/MR	On deputation to CTD KPK from Swabi District	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 shalt 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 2014-8-2017 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 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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		İ	Recommended for promotion Conditionally.	-
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	ASI IRIKHUT SIMB NO 566/PR .	Swate District	Sec Police Kuits 15 and	
29.	,		within six months.	
	-	1	Recommended for promotion Conditionally.	
			Recommended for promotion He shall qualify Mandatory Training/Courses as He shall qualify Mandatory Training OB marks	
:	ASI Aziz Ur Rahman IA:	Mandar Detroit	He shall qualify Handatory Handing 69 marks per Police Rules 19-25A, earning 69 marks	
	S82/MR	Mardan District	per police Rules 19 2000	
30,	30//FIR		within six months	
200			Recommended for promotion Conditionally.	-
			Recommended for promotion of the shall qualify Handatory Training/Courses as the shall qualify Handatory Training (7) marks	
1.47	ASI Syed Saleem Hawaz Ho.	Mardan District	he shall qualify - Mandatory harring 07 marks per Police Rules 19-25A, earning 07 marks	•
31.	657/MR	Trust Gott District	within six months.	
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		<del>1</del> — — — — — — — — — — — — — — — — — — —	Recommended for promotion Conditionally.	·
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	ASI Ayaz Huhammad tia.	Swabl District	ner Police Rules 13-230, carmy	-
- 32.	653/MA		within six months.	_
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	ASI NIDE AN NO. 567/MR	Hardan District	per Police Rules 19-25A, carning of management	~~
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34.	ASI Abdul Salam No. 568/MR		within six months.	
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35.	ASI Javid No. 569/MR	Mardan District	per Police Rules 19-25A, earning U/ marks	
. JJ,			within six months.	
	1		Recommended for promotion Conditionally.	
BJ II	461 Januaria Mara Sin 570/40	Harden District	He shall qualify Mandatory Training/Courses as	:
. J6.	ASI Jehangir Khan No. 570/MR	, 10, 10, 10, 10, 10, 10, 10, 10, 10, 10	per Police Rules 19-25A, earning 06 marks	
		}	within six months.	
inți i	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		Recommended for promotion Conditionally.	
		On deputation to	He shall qualify Handatory Training/Courses as	<u>.</u>
grafi zai	ASI Muhammad Zubair No.	Ette Force KPK	per Police Rules 19-25A, earning 05 marks	
. ≥ <b>37</b> ,	6SI/MR	from Swabi District	within six months.	
	I 347 March 1997	District		_ :
	State And Arts	<u> </u>	Recommended for promotion Conditionally.	
	Prof. and COM Advisor Application	l	He shall qualify Mandatory Training/Courses as	7.
38.	ASPPANNORAL NO. 571/MR	Hardan District	per Police Rules 19-25A, earning 07 marks 200	1.
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	ent reach a series		<u> </u>	(
and the	· 经基础的 100 000	3.4	Recommended for promotion Conditionally.	
	√ 月の知识の特別ではない。	On deputation to	Subject to production of satisfactory ACR for the	خی
39.	ASI Shah Hussoin No. 572/MR	CTD KPK from	year 2014 within 15 days. He shall qualify	Υ,
	A Second	Swabl District	Mandatory Training/Courses as per Police Rules	1.
	Logist to		19-25A, earning 06 marks within six months.	: \ \
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			Recommended for promotion Conditionally, He shall qualify Handatory Training/Courses as	74
40	AST Shahir Mulk No. 655/MR	Swabi District	per Police Rules 19-25A, earning 07 marks	. 4
			within six months.	
g ayar is	<u>  [20]                                   </u>			10
17 × 12 × 1	Grand Co. January		Recommended for promotion Conditionally.	
Mad John Co	I maken skill	ļ ,	Subject to production of satisfactory ACR for the	
te a	ASI Draf Hussain No. 573/96R	أينية المناسب	year 2014, 2016 & 2017 worm 15 days. He	
A	1 CAN NOT DECOMP SET 3 / 1/2/2 3	Planden Destruct	shall qualify. Handstory Training/Courses as per	

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26.	ASI Shah Jehan No. 712/MR	Mardan District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses at per Police Rules 19-25A, earning 09 marks withir six months.
27.	ASI Gul Matik No. 565/MR	Charsadda District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses at per Police Rules 19-25A, earning 06 marks within six months.
28.	ASI Hamayun No. 651/MR	Mardan District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses at per Police Rules 19-25A, earning 05 marks within six months.
29.	ASI Iftikhar Shah No. 566/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 03 marks within six months.
30.	ASI Aziz Ur Rahman No. 582/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.
31.	ASI Syed Saleem Nawaz No. 652/MR	Mardan District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses at per Police Rules 19-25A, earning 07 marks within six months.
32.	ASI Ayaz Muhammad No. 653/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses at per Police Rules 19-25A, earning 06 marks within six months.
33.	ASI Niaz Ali No. 567/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.
34.	ASI Abdut Salam No. 568/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.
35.	ASI Javid No. 569/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.
36	ASI Jehangir Khan No. 570/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.
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 as per Police Rules 19-25A, earning 05 marks within six months.
38.	ASI Parwar Ali No. 571/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.
39.	ASI Shah Hussain No. 572/MR	On deputation to CTD KPK from Swabi District	Recommended for promotions Conditionally.  Subject to production of satisfactory ACR for the year 2014 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 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.	ASI IItaf 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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~: 50.	ASI GUI SENACAT NO. ESO, MA	File Gail Gran was	Section Sectio
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-52.	EST SEASO ISSE NO. 322/00		WITH SA TENES
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	I to make the second second	Contractor in	Recommended for promotion Constituting
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57	ASI Shart Jeron No. 55%	CONFERENCE PORTS	the same and the same
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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.  Recommended for promotion Conditionally.
44	ASI Shahab Ali No. 576/MR	Swabi District	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 Mandalory 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 quality 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 withinsix 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		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	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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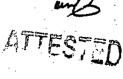
			Recommended for promotion Conditionally the shall quality Handatory Training/Courses as
. <del>.</del> .	EASTAGE NEW ASSISTED	The state of the s	per Porce Rules 19-25A, earning 09 marks
	<u>.</u>	· · · · · ·	. •
60.	ASS REBUSER Aborded the T19/MR	Cri deputation to CCP/Peshawar from Swatn District	Recommended for promotion Conditionally.  He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning OBmarks within six months.
	-	-	Recommended for promotion Conditionally.
6j.	A50 Rab.Rawaz No. 589/HR	Swattl District	he shall qualify Mandatory training to marks per Police Rules 19-25A, earning 05 marks within six months.
			Recommended for promotion Conditionally.
. 62.	ASI Rashid All Roy, 590/MR	Swabi District	He shall qualify Mandatory per Police Rules 19-25A, earning Osmarks within six menths.
1277			Recommended for promotion Conditionally
្ធ <b>ស</b> ្ន	ASI Indezar Ati No. 591/HR	Mardan District	he shall qualify. Handatory per Police Rules 19-25A, earning 09 marks within six months.
1 5	togradi		Recommended for promotion Conditionally
5. 94 64.	ASI Israr Hussain No. 721/MR	Swapi District	He shall quality. Mandatory training Q5 marks per Police Rules 19-25A, earning Q5 marks within six months.
65.	ASI MUZITAT NO. 592/MR	Charsadda District	Recommended for promotion Conditionally. Ne shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
<u> </u>	1 Section 1		Conditionally.
65.	AST Abid Ullah Ito, 593/MR	Mardan District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A carriag 05 marks within six months.
కేంద్రాన్సి. కారాన్సి	Liner Strate Court		Recommended for promotion Conditionally
67 <u>.</u>	AST Raz Muhammad No. 660/MR	Swabi District	He shell qualify Handstory Training/Courses as per Police Rules 19-25A, earning 88 marks within six months.
	The state of the s		Recommended for promotion Conditionally
68.	ASI Fazot Kinuda No. 594/MR	Charsadda District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, carning 07 marks within six months.
69.	ASI Falak Maz Ro. 595/HR	Charsadda District	Recommended for promotion Conditionally: Subject to production of satisfactory/ACR for the year 2017 within 15 days. He shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
	5 1.3 ± 51	an <u>a</u> ar ara ara	1. Jan 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.
70.	ASLADIC AH NO 642/MR	On-deputation to Special Branch from Hardan District	Recommended for promotion Conditionally. He shall quality Handatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
	ASI Huhammad ILyas IIo.	Swabi District	Recommended for promotion Conditionally Subject to production of satisfactory ACR for the year 2016 within 15 days. He shall qualify
71.	\$96/HR	3,000	Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months in
72.	ASI Mujehid No. 722/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as per Police Rules 19-25A, caming 0d marks within six months.
73.5	ASI Sarth) Khan Ho. 597/MR	Mardan District	Recommended for promotion Conditionally, Subject to production of solisfactory ACR for the year 2017 within 15 days. He shall qualify Mandatory Traking/Courses as per Police Rules 19-25A, earning 09 marks within six months.
			Recommended for promotion Conditionally Subject to production of setisfactory ACRs for

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-			Recommended for promotion Conditionally.
59.	ASI Basar No. 659/MR	Mardan District	He shall qualify Mandatory Training Courses as per Police Rules 19-25A, earning 09 marks within six months.
60.	ASI Iftikhar 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. Recommended for promotion Conditionally.
62.	ASI Rashid Ali No. 590/MR	Swabi District	Recommended for promotion Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.  Recommended for promotion Conditionally.
63.	ASI Intezar Ali No. 591/MR	Mardan District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.  Recommended for promotion Conditionally.
64.	ASI Israr Hussain No. 721/MR	Swabi District	He shall qualify Mandalory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.  Recommended for promotion Conditionally.
65.	ASI Muzaffar No. 592/MR	Charsadda District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.  Recommended for promotion Conditionally.
66	ASI Abid Ullah No. 593/MR	Mardan District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.  Recommended for promotion Conditionally.
57.	ASI Raz Muhammad No. 660/MR	Swabi District	He shall qualify Mandatory-Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.  Recommended for promotion Conditionally.
68.	ASI Fazal Khuda No. 594/MR	Charsadda District	He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within all 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.  Recommended for promotion Conditionally.
71.	ASI Muhammad Ilyas No. 596/.	Swabi District	Subject to production of satisfactory ACK to the year 2016 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19.25A earning 66 marks within six months.
72.	ASI Mujahid No. 722/MR	Charsadda District	Récommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.  Recommended for promotion Conditionally.
73.	ASI Sartaj Khan No. 597/MR	Mardan District	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.  Recommended for promotion Conditionally.
74.	ASI Maneer Khan No. 714/MR	Mardan District	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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				Accommended for promotion Conditionally.
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J.	7.7	•	1	i cer potce flues 19-254, carriers
Št.:,			i	within six months.
* 1	•		<del> </del>	Recommended for promotion Conditionally.
. [	(76.)	ASI Jamated Khasi tra. \$55/mg		Recommended for promotion  He shall qualify Handstory Training/Courses as  He shall qualify Handstory Training 04 marks
. [		12 12 13 239/HS	Harden Drawist	He shall qualify Handatory Francis O4 -marks of Police Rules 19-25A, earning 04 -marks
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: - <b> </b> -	12. 1. 1. 1.	<del></del>		Conditionally.
∵		2.50		Recommended for promotion Conditionally. He shall quolify Mandatory Training/Courses as: He shall quolify Mandatory Training, 02: marks
3. 1.	77.	ASI Lugman Khan No. 650/HR	Seati Datrict	He shall qualify Handstory Training 02 marks per Police Rules 19-25A, earning 02 marks
			Swap backs	our Police Plates 1972-197
974	1. F.E.			within six months:
			l	Recommended for promotion Conditionally.
:::l		2 1 1	f	Recommended for promotion He shall quality Handatory Training/Courses as He shall quality Handatory Training OB- marks
$S \cdot \Gamma$	78.	ASI Fazal Sutmen Ho. 601/HP.	Sarabi District	He shall quality Hendatory Training 108- marks per Police Rules 19-25A earning 108- marks
37:1.		情 沙 第一	" "	within six months
25	<del></del>			Carditionally.
201	· · · <u>-</u> ;	1.05	<del>}</del>	Recommended for promotion Conditionally: He shall dualify Handatory Training/Courses as: He shall dualify Handatory Training 05 americs
40				He shall qualify Handatory Francis OS amorks per Police Rules 19-25A, coming OS amorks
2	79.	ASI Jehangu na 723/MR	Charseode District	wehln six months.
\$ £ }	7	7 7 7 7		wante are menade.
अंद्राई ।	- 1 - 4,	August 15-		Recommended for promotion Conditionally
	7.7	(1) 1 to 1		Recommended for promotion He shall qualify Handatory Training/Courses as He shall qualify Handatory Training Of mark within
115.5	W. Coler.	ASI Ghazanter Hahmood Ho	- Mardan D.strict	per PODCE NUMER 17-4-17
洪	80.	602/NR		six months.
<b>***</b>	供品級	्रे <b>र्व्यु</b> ल्चे स	•	Recommended for promotion Conditionally.
ten.				Recommended for promotion  Recommended for promotion  He shot qualify Mandatory Training/Courses as  He shot qualify Mandatory Training OS marks
	., 7	AST Jehos AN NO. SOUTHR	Swab District	He shall qualify Mandatory learning DS marks
تر <i>چ</i> ر	de Juste	ASIDENSES AN INC. SALVING		warrin six months.
Zil	S 200	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
1	er establish		1.1	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as:
4	2 324	ASI Syed ILEM Hussian No.	Seabl District	he shall qualify Hambels 19-25A, earning 07 marks per Police Rules 19-25A, earning 107 marks
	100 Merc 1986	The second secon	Swap District	per Police Russ
热管	82.	Control		attended to the state of the st
74	1	12 House	<u> </u>	Recommended for promotion Conditionally.
ぞわ	40 10 20 10 1	1, 17, 17, 1	المنت والمراز المرازا	Recommended for promition Training/Courses as He shall quality Handstory Training/Courses as He shall quality Handstory Training (08) marks:
**	三 12 上	ASI, Nigeb Ud Din Ho. 605/NR	4-Mardan District	Age Police Rules 1374300
此类	. I 03.	LESSINGS OF DRIVER AND ASSESSED.		within six months.
1.1		A month of the second of the s		
	Jest France	9. 201		Recommended for promotion Conditionally, the shall quality Handstory Training/Courses as
##	31-13-15-	HOUSE TO HE STATE OF	Mardan District	tte shar quality Handstory treating 109 smarks per Police Rules 19-25A carming 109 smarks
推炼	李코는	ASI Abdul Jabbar No. 606/HR	Hardan Donatt.	ments as mentins.
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(Muhammad Ali Khan)PSP Regional Police Officer, Mardan,



	<i>t</i>		·
		<u> </u>	Recommended_for_promotion_Conditionally.
75.	ASI Hussain Ali No. 598/MR	Mardan District	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 Mandatory 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 Mandatory 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 Niqab 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.

Necessary Gazette Notification be issued accordingly.

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











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

Prione No. 0937-9230113, Fax No.0937-9230115. Email. esrpomardan@gmail.com

To

All District Police Officers, in Mardan Region.

No. 783-87 IES.

( O , 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 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 senionity. 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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derecommendation of Public Service Commissions from date of creation of vacancies and in order of seniority

Hence, the afcrementioned recommendations were thoroughly ofscussed 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.

Pre-	14 Of Cap High service 1 14	·
S. No.	Name and Number	Home District
3. NO.	Alamgir No. 640/WR	Mardan Cistrict
	Shahen Shah No.641/MR	Swabi District
<del></del>	Rapnaważ No. 528/MR	Mardan District
4:	Mohamanday No. 529/MR	Mardan District
5.	Akntar Hussain No. 647/MR	Nowstera District
	Abdul Wahab No.530/MR	Swabl Cistrict
6.	Hashmat Khen No. 531/MR	Mardan District
7.	Syed Nisar Ahmad No.532/MR	Swabi District
8.	Abdul Ghaffar No. 533/MR	Mardan District
9	Abdul Ghallat No. 5357MR	Mardan Cistrict
10.	Nasir Khan No. 535/MR	Mardan District
11.	Yaseen Shah No. 537/MR	, Swabl District
<b>′</b> 2.	Amiad All No.330/Will	Mardan District
13.	Naeem Khan No. 539/MR	Mardan District
14.	Jehandad No. 540/MR	Mardan District
15.	Manzoor Ali Shah No. 410/MR	Nowshera District
16.	Mukhtiar Ali No. 543/MR	Mardan District
17.	Ziad Muhammad No. 536/MR	Mardan District
18.	Muhammad Jehangir No. 648/MR	Mardan District
18.	Faiz Muhammad No. 541/MR	Swabi District
2C.	A mal Khan No. 542/MR	Mardan District
21.	Amjid Ali No. 644/MR	Swabi District
22.	Fazal Hussain No. 545/MR	Swabi District
23.	Raza Khac No. 546/MR	
24.	Muhammad Nasem No. 547/MR	Swabi District
25.	Arta Ur Rahman No. 548/MR	Mardan District
26.	Saidul Amin No. 649/MR	Swabi District
27.	Ali Akbar No. 560/MR	: Mardan District
28.	Fazal Dawood No. 551/MR	Mardan District
<u> 29.</u> 29.	Fazal Khaliq No. 552/MR	Mardan District
30.	Harmon 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/VR	Swab: District
- 54	Fomair hussain No. 305/MR	Marcan District
3.5	Pismillah Jan No. 312/VR	Swabi District
35.	Hidayat Ullah No. 306/MR	Charsadda District
37	Shabbir Ahmad No ,315/MR	Marcan District
38.	Zanid Nawaz No. 307/MR	! Swabi District
39	Altal Hussaln No. 314/MR	! Swabi District
40.	Beider Bekht No. 311/MR	Charsadda District
41.	Kameen Khan No. 554/MR	: Mardan District
42.	Imtiaz Khan Nc. 555/MR.	Mardan District
43.	Khan Muhammad No. 557/MR	Swabi District
44.	Faroog Husseln No. 558/MR	Mardan District
45.	i Qasim Khar No. 559/MR	Swabi District
46.	Noorul Islam No. 560/MR	Mardan District
47.	.l Javid Ahmad No. 711/MR	Margan District
48.	Anses Ahmad No. 561/MR	Mardan District
49.	Saif Ul Islam No. 562/MR	Mardan District
50.	Umer Hayat No. 563/MR	Swabl District
5	Akhtar Munir No. 564/MR	Swabi District
52.	Shah Jehan No. 712/MR	Mardan District
53.	Gul Ma'ik No. 565/MR	Charsadda District
<u>54.</u>	Hamayun No. 651/MR	Mardan District
55.	Ifikhar Shah No. 566/MR	Swabi District
<b>66.</b>	Aziz Ur Rahman No. 582/MR	Mardan District
57.	ı Syed Saleem Naważ No. 652/MR	Mardan District
58.	4 Ayaz Muhammad No. 653/MR	Swabi District
.59.	Niaz Ali No. 557/MR	· Mardan District
€0.	Abdul Salam No. 568/MR	Mardan District
61.	Javid No. 569/MR	Mardan District 🕰 📗
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 Hussair: No. 572/MR	Swabl District
56.	Shahi Mulk No. 655/MR	Swabi District
67.	Iltar Hussaln No. 573/MR	Mardan District
66.	Janab Ali No. 574/MR	Swabl District
69.	Zulfigar No. 575/MR	Mardan District
. 70.	Shahab All No. 576/MR	Swabi District
71.	Niaz Muhammad No. 577/MR	Swabi District
72.	Muhammad Zahir No. 578/MR	Mardan District
75.	Ghaffar Ali No. 656/MR	Swabi District
74.	Subhan Ulah No. 657/MR	Svabi District
75.	Faroog No. 579/MR	Swabl District
76.	Gu! Bahadar No. 580/MR	Mardan District
77.	Fawad Ali No. 581/MR	Mardan District
75.	Bakht Zada No. 583/MR	Mardan District
75.	Muhammad Tahir No. 718/MR	: Mardan District
85.	Sal'ad Ahmad No. 713/MR	Nowshera District
81.	Fakhre Alam No. 584/MR	Mardan District
82.	Wajid All No. 585/MR	Mardan District Mardan District
53	Shah Jehan No. 586/MR · Naz Muhammad Nc. 587/MR	Mardan District
£4 .	Basar No 659/MR	Mardan District
25	Mikhar Ahmad No. 719/MR	Swabi District
57	Rab Nawaz No. 589/MR	Swabi District
58.	Rashid Ali No. 390/MR	Swabi District
89.	Integar Ali No. 691/MR	Mardan District
9C.	Israr Hussain No. 721/MR	Swabl District

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	Muzaffar No. 592/MR	Charsadea District
91	Abid Ullah No. 593/MR	Marcan District
92.	Raz Muhammad No. 660/MR	Swabi District
93.	Fazal Khuda No. 594/MR	Chareadda District
94.	Falak Niaz No. 595/MR	Charsadda District
95.	Palak Niaz INC. SSSNan	: Mardan District
96.	Abid All No. 642/MR	Swabl District
97.	Muhammad ILyas No. 596/MR	Charsadda District
98.	Mujehid No. 722/MR Sartaj Khan No. 597/MR	Marcian District
99.	Maneer Khan No. 714/MR	Mardan District
100.	Hussain All No. 598/MR	Mardan District
101.	Jamshed Khan No. 599/MR	· Mardan District
102.	Lugmar Khan No. 600/MR	Swabi District
C3.	Fazal Subhan No. 601/MR	Swabi District
<u> </u>		Charsadoa District
*C5.	Ghazanfar Mahmood No. 602/MR	Mardan Cistrict
<u>106.</u>	GNAZANTAF MANIMOOD NO. 0027MIN	Swabi District
107.	Jehad All No. 603/MR Syed ILtef Husseln No. 604/MR	Śwabi District
108.		Mardan District
- <u>;c9.</u>	Nigab_ug_bib_iNo_eociMD	Mardan District
110.	Abdul Jabbar No. 606/MR	

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 Subinspector, 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.

ATTESTED ON ON ON

(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. Empil. esrpomardan@gmail.com

District Police Officers. in Mardan Region.

10 , February, 2023.

Subject:

REVISED PROMOTION IN THE RANK OFFICIATING SUB

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 achoc 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.	Alamgir No. 64J/MR	Mardan District	14.04.2018
<u> </u>	Shahen Shah No.841/MR	Swabi District	24.04.2018
3	Rabnawaz No. 528/MR	Mardar District	27.07.2013
4.	Mohamanday Nc. 529/MR	Mardar District	30,07.2018
5.	Akhtar Hussain No. 647/MR	Nowshera District	09.10.2018
<u>5.</u>	Abdul Wahab No.530/MR	Swabi District	01.02.2019
7.	Hashmat Khan No. 531/MR	<ul> <li>Mardan District</li> </ul>	28.02.2019
8.	Syed Nisar Ahmad No.532/MR	Swabi District	03.04.2019
ğ	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.	Amiad Ali No.538/MR	Swabi District	15.06.2019
13.	Naeem Khan No. 539/MR	Mardan District	05.07.2019
14.	Jehandad No. 640/MR	Merdan District	31.07.2019
15.	Manzoor Ali Shah No. 410/MR	Mardan District	14.1C.2019 "
1∃.	Mukhtiar Ali No. 543/MR	Nowshera District	31.12.2019
17.	Zlad Muhammad No. 536/MR	Mardan District	31.01.2020
13.	Muhammad Jehangir No. 648/MR	Mardan District	03.02.2020
19,	Faiz Muhammac No. 541/MR	Mardan District	09.02.2020
20.	Ajmal Khan No. 542/MR	Swabi District	: 31.03.2020
21.	Amiid Ail No. 544/MR	Mardan District	1-31,03,2020
22.	-azai Hussain No. 545/MR	Sweb District	08.04.2020
23.	Raza Khan No. 546/MR	Syrab. District	12.04.2020



		Swabi Distric:	30.04.2020
	Muhammad Naeem, No. 547/MR	Marcan District	19:05.2020
24. 25.	The Ity Dahman No. 3-0-1	Swabi District	02.05.2020
	Calcul Amin No. C49/IVII	Marcan District	30.05.2020
26.	TAU ALSON DOUGHT	Marcan District	31.07.2020
27.	T. Eggal Dawood No. 33 1/1/11	Marcan District	01.03.2020
2Ē.	TESTAL Khallo-No.:552/MA-	Swabi Distric:	01.03.2020
25.	Haroon Khan No.173/MR	Charsacda	02.03.2020
# 3C.	Syed Bahramand Shah No. 309/MR	Districi	
: _ 31.		-District	11.03.2020
	Aman Ulah No. 310/MR	Swabi District	02.09.2020
v- 3 <u>2</u> ,	Sadique Akpar No. 3CB/MR	Swabi Distric:	28.09.2020
- 33	Humair Hussain No. 305/MR	Mardan District	
r 34.	Humair nussall 145. Cook	Swabi District	30.09.2020
35.	B smillah Jan No. 312/MR	Charsadda	15.10.2020
3£.	Hideyat Ullah No. 306/MR	District	, ,
		Mardan District	26.11.2020
- 37.	Shabbir Ahmac No. 315/MR	Swabi District	01.01.2021
38.	Zahid Nawaz No. 3C7/MR	Swabi District	10.01.2021
39.	Ataf Hussain No. 314/NR	Charsadda	12.04.2021
40.	Baidar Bakht No. 311/MR	District	
40.		Mardan District	12.04.2021
41.	Kameen Khan No. 554/MR	Maidan District	29.06.2021
42.	Imtiaz Khan Nc. 555/MR	Mardan District	03.09.2021
43.	Khan Muhammad No. 557/MR	Swabl District	
44.	Qaşim Khan No. 559/MR	Swabl District	11.03.2022
45.	Noord Islam No. 560/MR	Mardan District	01.04.2022
46.	Javid Ahmad No. 711/MR	Mardan District	02.04.2022
47.	Anges Ahmad No. 561/MR	Mardan District	31.10.2022
<u> </u>	Saif Ul Islam No. 562/MR	Mardan District	05.01.2023
<u>-0.</u>	Val. Or total 1177 VV		

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(MUHAMMAD ALI KHAN)PSP

Regional Police Officer,

Mardan.

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And D

Diary Noth 4942/CPR

. 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 10-12-1998, 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).

ATTESTED OF TO BE TRUE CONT

- 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.

Umar Hayat Khan, Officiating Sub inspector Inspector No 563/MR, BDU Special Branch Swabi





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#### CHAPTER XIII --- PROMOTIONS

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

The gist of adverse reports shall be communicated in written to the officers concerns subject to the conditions specified in paragraph 7 of Punjab Government Consolidated Circular III, 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 to 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. litness 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.

#### 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.

-Annual Confidential Report. Action on basis bf. 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 officialing 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





<sup>1. 1988</sup> PLC(CS) 685

<sup>2, 1981</sup> PLC(CS) 748

 <sup>1983</sup> PLC(CS) 631



# CHAPTER XIII - PROMOTIONS

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. White 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.

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

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 \$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

<sup>1. 1999</sup> PLC(CS) 1381

<sup>2 1984</sup> PLC(CS) 625

<sup>3. 2000</sup> PLC(CS) 697

<sup>1999</sup> SCMR 1594







## OFFICE-OF THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA

Central Police Office, Peshawar.

No.

783344/ Legal

dated the

as 1 of 12023.

To:

The

Regional Police Officer,

Subject

GUIDELINES REGARDING CONFIRMATION IN THE RANK OF ASI AND SI

Memor

Please refer to the subject cited above.

CPO Peshawar vide letter No. CPO/CPB/63 dated 13.02.2023 had conveyed to All certain that ASIs promoted from a lower rank shall be confirmed on the termination of 112 years of parties period with immediate effect i.e. on the date his probation period actually completes and not the letter of of officiating promotion as ASI in the light of Rule 13.18 of Police Rules, 1934 Same of CPO/CPB/64 dated 13.02.2023, it has been conveyed that Assistant Sub Inspectors appointed that (PASIs) shall be confirmed in their appointments on the termination of three years probationary provides with immediate 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 Rule. 1934.

In this regard, the Hon'ble Supreme Court of Pakistan vide its Judgment at Vic. 5 Warraich case Vs IGP Punjab (PLD 1985 SC 159), has underlined the difference between the outappointment 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, CPO Peshawar letter No. CPO/CPB/68 dated 28.02.2022 is also in field which directions were issued to all regions/ unit heads of Khyber Pakhtunkhwa Police regions/ 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 spin .

please.

(ŠABIR AHMAD) <sup>işt</sup> Additional Inspector General of Potics. Headquarters, Khyber Pakhtunkhwa.

Peshawar.

PSO to W/IGP, Khyber Pakhtunkhwa, Peshawar.

PA to DIG/ HQrs: Khyber Pakhtunkhwa Peshawar.

Incharge, CP Branch, CPO, Peshawart

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#### OFFICE OF THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA

No. 1638-41/Legal

dated-the 05-05-2023.

To

The Regional Police Officer. Bannu.

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 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 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 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.

TO BE TRUE COPY

#### **VAKALATNAMA**

## IN THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

Umar	Haya				Petition	er/Appell	ant.
			VERSUS				
1775	3 Sthel	C	*****************	Res	pondents	s/Defenda	nts.

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.

- 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  $\frac{8}{2}$ 

BASEER AHMED SHAT

IBAD UR REHMAN KHALIL Advocates Peshawar

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OFFICE:-Cantonment Plaza Flat 3/B Khyber Bazar Peshawar Cell # 0320-1946985

Email: ahmedbaseer234@gmail.com