FORM OF ORDER SHEET Court of 1348/2023 Appeal No. Ś.No. Date of order Order or other proceedings with signature of judge proceedings 1 1-14/06/2023 The appeal of Mr. Subhan Ullah 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 REGISTRAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Service Appeal No<u>1348</u>/2023

Subhan Ullah, Officiating Sub Inspector, No 657/MR, Police Lines Sawabi.

.....Appellant

VERSUS

- **1.** Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
- 2. Regional Police Officer, Mardan Region Mardan.
- **3.** District Police Officer, Mardan.

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:-

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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 11-07-1998, 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).

- **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
- 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)
- I. That the appellant was promoted as officiating SI against the vacant valid vacancy.
- J. That even there is no eligible candidate in Fast Track quota, as in the year 2022/2023 eleven candidates had applied for promotion in Fast Track quota, of whom six candidates did not appear in exam while the rest five remained unsuccessful in exam, thus too the impugned order is liable to be set at naught.

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- **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.

Through

Dated:-05-06-23

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, Subhan Ullah, Officiating Sub Inspector No.657/MR, Police Lines 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 Tribaral

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Appellant

Advocates

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Baseer Ahmad sha & Ibad Ur Rehman \>

BASEER AHMAD SHAH

Identified by

Advocate Peshawar

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BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No_____/2023

- Şubhan Üllah

.....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:-

- 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.

Through

Dated:- 05-06-2023

Appellant

BASEER AHMAD SHAH

ADVOCATE.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No____/2023

Subhan Ullah

.....Appellant

VERSUS

PPO & Others

.....Respondents

S. No	Description of documents	Annexuré	Pages
1.	Service Appeal with Affidavit	***	1-4
2.	Stay application with affidavit	***	5-4
3.	Copy of Letter/Order dated 11-02- 2019	A	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	D	19-21
7	Copy of Police Rules 13-18 & Letter dated: 5-5-2023	E&F	22-2
8	Vakalat Nama	***	25

<u>INDEX</u>

Dated:-05-06-2023

Through **BASEER AHMAD SHAH** <u>&</u> **IBAD UR REHMAN**

Appellant

Advocate,

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

AFFIDAVIT

Pour

I, Subhan Ullah, Officiating Sub Inspector No.657/MR, Police Lines 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





Government of Khyber Pakhtunkhwa

Office of the Regional Police Officer, Mardan Phone No. 0937-9230113, Fax No. 0937-9230115.

Email Address: - esrpamardan@gmail.com

1. Additional Inspector General of Police_Special Branch, Khyber Pakhtunkhwa, Peshawar.

2. Capital City Police Officer, Peshawar.

3. Deputy Inspector General of Police CTD, Knyber 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. Principal EPTC, Nowsheral

No. 1190-12041ES.

Subject: PROMOTION AS OFFICIATING SUB INSPECTORS.

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Te:

Consequent upon recommendation by the Departmental Promotion Committee held in this office on 22.01.2019, the following confirmed ASTs/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 Heroon Khen No 173/HR	Swabi District	Recommended for promotion Conditionally subject to Court Decision. He shall qualify Nardatory Training/Courses as per Police Rules 19-254, carring 07 marks within six months.
[.] 2.	PASI Syed Batramand Shan No. 309/MR	Charsedda District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Polike Rules 19-254, earning 02 marks within six months.
3.	PASI Aman Ulah No. 310/MR	Strab: District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
· 4.	PAST Sadique Akbar No. 305/HR	Swabı District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Polyte Rules 19-25A, earning 07 marks within six months.
5	PASI Humair Hussain No. 305/HR	Mardan District	Recommended for promotion Conditionally, Me shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.
6.	PASI Bismiliah Jan No. 312/14R	Swabl District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules' 19-25A, earning DS marks within six months.
7.	PAST Hidayat Ulibb No. 306/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, serving 04 marks within sa months.
₹	MLSI Shadan diningat No Iliyar	Marsen Deserver	Recommended for promotion Canditionally He shall quality Mandetary Training/Courses at Per Palice Rules 19-25A, entry of murits within sermenthy:

//., February, 2019

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Government of Khyber Pakhtunkhwa Office of the Regional Police Officer, Mardan

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

To:

1. Additional Inspector General of Police Special Branch, Khyber Pakhtunkhwa, Peshawar.

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

No.1190-1204/ES.

11, February, 2019

Subject: PROMOTION AS OFFICIATING SUB INSPECTORS

Memo:

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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.
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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10.	PASI Altaf Hussain No. 314/MR	Swabi District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25Å, earning 07 marks with six months.
11.	PASI Baidar Bakht No. 311/MR	Charsadda District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 05 marks with six months.
12.	AS! Ayaz Ali No. 549/MR	, Mardan District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 09 marks with six months.
13.	ASI Kameen Khan No. 554/MR	Mardan District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses a per Police Rules 19-254 earning 07 marks with six months.
14.	ASI Imtiaz Khan No. 555/MR	Mardan District	Recommended for promotion Conditionall He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 09 marks with six months.
15.	ASI Waqif Khan No. 556/MR	On deputation to Special Franch from Swabi District	Recommended for promotion Conditionall He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 09 rr arks with six months.
16.	ASI Khán Muhammad No. 557/MR	On deputation to CTD KPK from Swabi District	Recommended for picmotion Conditionall He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 07 marks with six months.
17.	ASI Farcoq Hussain No. 558/MP	On deputation to EPTC Nowshera from Mardan District	Recommended for promotion Conditionally He shall qualify Mandaiory Training/Courses a per Police Rules 19-25A, aarning 03 marks withi 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 Nooiul Islam No. 560/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally subject to production of satisfactory ACRs for the year 2014 & 2017 with 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
. 20.	ASI Javid Ahmad No 711/MR	Mardan District	Recommended, for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
21.	ASI Anees Ahmad No 561/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months
22.	ASI Saif UI Islam No. 562/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-254, 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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ASI Hamayuri No. 651,/15P	Mardan Distor	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, carriing 05 marks within siz months.	
ASI IRikhar Shati No. 566/78	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 03 marks within six months.	
ASI Aziz Ur Rahman I4 : S82/HR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Rolice Rules 19-25A, earning OS marks within six months	• •• •
AS1 Syed Saleem Hawaz No. 652/HR	Nardan District	Recommended for promotion Conditionally. He shall quality Mandatory Training/Courses as "per Police Rules 19-25A, earning 07 marks within six months.	•
ASI Ayaz Huhammag ko. 653/MR	Swabl District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.	. 16
AST Naz 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.	TEGT
ASLADDA Salam No. 566/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.	i coi c
ASI Javid No. 569/IAR	Mardan District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.	· · ·
ASI Jehangir Khan No. 570/Na	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning D6 marks within six months.	• • • •
ASI Muhammad Zubair No. 654/MR	from Swabi	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.	
ASR Datwar Alt No. S71/MR		Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.	
ASI Shah Hussain No. 572/MR	Swabl District	Year 2014 within 15 days. He shall qualify	
ASI Shahr Mulk No. 655/MR	Swabi District P	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as Der Police Rulee In-Sca	
ASI Daf Hutsan No. 573/WR	Mardan Dostner Y	ter 2014, 2015 & 2017 moren 15 days. He	KN/
	ASI Hamayuri Ho 650, rise ASI Hamayuri Ho 650, rise ASI IRikhar Shati No 566/re ASI Aziz Ur Rahman H SB2/HR ASI Syed Saleem Hawaz Ho. 652/MR ASI Ayaz Hunammad Ho. 653/MR ASI Ayaz Hunammad Ho. 653/MR ASI Maz Ali No. 567/MR ASI Javid Ho. 569/MR ASI Javid Ho. 569/MR ASI Jehangir Khan No. 570/MR ASI Jehangir Khan No. 570/MR ASI Jehangir Khan No. 570/MR ASI Jehangir Khan No. 570/MR	ASI Hamayuri Ho 6/11/I/IR Mardan District ASI Iftikhar Shati Ho 506/I/R Swabi District ASI Aziz Ur Rahman H: Mardan District ASI Syed Saleem Hawaz Ho. Mardan District ASI Ayaz Huhammad Ho. Swabi District ASI Ayaz Huhammad Ho. Sof/MR ASI Javid Ho. 569/MR Mardan District ASI Javid Ho. 569/MR Mardan District ASI Jehangir Khan No. 570/MR Mardan District ASI Jehangir Khan No. 570/MR Mardan District ASI Jehangir Khan No. 570/MR Mardan District ASI Shah Hussain No. 572/MR On deputation to District ASI Shah Hussain No. 655/MR Swabi District ASI Shah Hussain No. 655/MR Swabi District ASI Shah Hussain No. 655/MR Swabi District ASI District Mulk No. 655/MR Swabi District	ASI Gut Halk Hug 24 (112) Chercholog District Pre Baits 19:204, Manualon, Training/Courses as antion or months. ASI Mamayun Ho 651:1158 Mardan District Mardan District ASI Mamayun Ho 651:1158 Mardan District Mardan District Mardan District Mardan District Mardan District Signamended for promotion Conditionally, Pre Solids Builds 19:25A, earning OS marks within six months. ASI Hitsher Shab Ho 506/FR Swapi District Mardan District Signamended for promotion Conditionally, Pre Baids Builds 19:25A, earning OS marks within six months. ASI Little Wahman Lit Signamended How promotion Conditionally, Pre Baids Builds Markadown Training/Courses as per Boids Builds 19:25A, earning OS marks within six months. ASI Little Wahman Lit Signamended How promotion Conditionally, Pre Boids Builds, earning OS marks within six months. ASI Syed Sakeem Nawar Ho. 057/FR Mardan District Mardan District Mardan District Mardan Cistrict Der Police Rules 19:25A, earning OS marks within six months. ASI Nea All No. 567/HR Nardan Cistrict Mardan Cistrict Der Police Rules 19:25A, earning OS marks within six months. ASI Javed Ho. 566/HR Mardan Cistrict Der Police Rules 19:25A, earning OS marks within six months. ASI Javed Ho. 566/HR Mardan Cistrict Der Police Rules 19:25A, earning OS marks within six months. ASI Javed Ho. 566/HR Mardan District Mardan District District Der Bolice Rules 19:25A, earning OS marks within six months. ASI Javed Ho. 566/HR Mardan District Mardan District Din deputation to Sindet District District District Din

26. ASI Shah Jehan No. 712/MR Mardan District Recommended % for promotion Condition He shall qualify Mandatory Training/Course per Police Rules 149-25A, earning 09 marks wix months. 27. ASI Gul Malik No. 565/MR Charsadda District Recommended for promotion Condition He shall qualify Mandatory Training/Course per Police Rules 19-25A, earning 06 marks wix months. 28. ASI Hamayun No. 651/MR Mardan District Recommended for promotion Condition He shall qualify Mandatory Training/Course per Police Rules 19-25A, earning 06 marks wis ix months. 29. ASI Iftikhar Shah No. 566/MR Swabi District Recommended for promotion Condition He shall qualify Mandatory Training/Course per Police Rules 19-25A, earning 05 marks wis six months.	s as vithin ially. s as vithin
27. ASI Gul Malik No. 565/MR Charsadda District Recommended for promotion Condition He shall qualify Mandatory Training/Course per Police Rules 19-25A, earning 06 marks w six months. 28. ASI Hamayun No. 651/MR Mardan District Recommended for promotion Condition He shall qualify Mandatory Training/Course per Police Rules 19-25A, earning 06 marks w six months. 29. ASI Hitikhar Shah No. 566/MR Swabi District Recommended for promotion Condition He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 05 marks w six months	s as /Ithin
28. ASI Hamayun No. 651/MR Mardan District He shall qualify Mandatory Training/Course: per Police Rules 19-25A, earning 05 marks w six months 29. ASI Iftikhar Shah No. 566/MR Swahi District Recommended 'for promotion Condition He shall qualify Mandatory Training/Courses	
29. ASI Iffikhar Shah No. 566/MR Swahi District He shall qualify Mandatory Training/Courses	s as rithin
per Police Rules 19-25A, earning 03 marks w six months.	s as
30. ASI Aziz Ur Rahman No. 582/MR Mardan District Mardan District Recommended for promotion Condition. ber Police Rules 19-25A, earning 08 marks w six months.	as
31. ASI Syed Saleem Nawaz No. 652/MR Mardan District Mardan District Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 07 marks will six months.	as
32. ASI Ayaz Muhammad No 653/MR Swabi District Recommended for promotion Conditions per Police Rules 19-25A, earning 06 marks wi six months.	as
33. ASI Niaz Ali No. 567/MR Mardan District ASI Niaz Ali No. 567/MR Mardan District ASI Niaz Ali No. 567/MR Mardan District Six months.	as
34. ASI Abdul Salam No. 568/MR Mardan District Recommended for promotion Conditiona Per Police Rules 19-25A, earning 05 marks with six months.	as
35. ASI Javid No. 569/MR Mardan District Structure Rules 19-25A, earning 07 marks wit six months.	ast
36. ASI Jehangir Khan No. 570/MR Mardan District Recommended for promotion Couditional He shall qualify Mandatory Training/Courses per Police Rules 19+25A, earning 06 marks with six months.	as
37. ASI Muhammad Zubair No. 654/MR Generation to Elite Force KPK Generation Swabi Per Police Rules 19-25A, earning 05 marks with District six months. Generation to Recommended for promotion Conditional He shall qualify Mandatory Training/Courses per Police Rules 19-25A, earning 05 marks with six months.	as
38 ASI Parwar Ali No. 571/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.	as i
ASI Shah Hussain No 572/MR ASI Shah Hussain No 572/MR AS	ne fv
0. ASI Shahi Mulk No. 655/MR Swabi District Recommended for promotion Conditionally Per Police Rules 19-25A, earning 07 marks with six months.	5
Recommended for promotion Conditionally 1. ASI IItaf Hussain No. 573/MR Mardan District Subject to product on satisfactory ACR for the year 2014 & 2017. within 15 days. He shall qualify Mandatory Training/Courses as per Police Rule 19-25A, earning 09 marks within six months.	e v
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50	ASE Gui Banacar No. 580,748	Margan District	He stal a din we caury Trans Durses as ?	
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51.	ASI Fawad Ali No. 581/MR	Hardan District.	Ha stationarily Handborn Training Courses at 1	a a serie and a more than a serie of the series of the ser
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		· .	Recommended for a contract Conditionally	
	AST SACE Inda No. 533/MR	Nerter District		5-1-1-1
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53	ASI Metanorae Tanin No. 715/MR	Marten Desire	he stel quality Mendeury Transportionse at 1	
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			Recommended for promotion Conditionally,	
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- 54,		1	Der Polite Runer 19254, samme der preise 1	
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ਸ ਦੇ ਤੋਂ ਤੋਂ ਕਿ		C: 3000000 30	Recommended for promotion Conditionally	ant mile a
15	AST Sector Alert No. 554 YR		TO STOL THEM STONED TO THE TOWNERS THE STOLEN	
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Selfina in		On texterinate 1	Recourse for promotion Conditionally	
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57.	AST Start Jeban No. 555	CD RCH B []	DE PORE RUE 1-254 Among DR. manage	
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- E ()	AST MAT PRODUCTIONS NO.	. ದಾರ್ಯವಿವರ್ಷವರು ವಿ. . ಶ್ರೀತ್ರವಾದ್ ಕಾರ್ಡ್ ್	Recommended for promotice Conditionally, 1-	
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42.	ASI Janab Ali No. 574/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.
43. ÷	ASI Zulfiqar No. 575/MR	Mardan District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 05 marks with six months.
44	ASI Shahab Ali No. 576/MR	Swabi District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses a per Police Rules 19-25, earning 09 marks with six months.
45.	ASI Niaz Muhammad No. 577/MR	On deputation to CCP/Peshawar • from Swabi District	Recommended for promotion Conditionall He shall qualify Mangatory Training/Courses a per Police Rules 19-25A, earning 02 marks with six months.
46.	ASI Muhammad Zahir No. 578/MR	On deputation to CTD KPK from Mare an District	Recommended for promotion Conditional He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 02 marks with six months.
47.	ASI Ghaffar Ali No. 656/MR	Swa i District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 09 marks with six months.
48.	ASI Subhan Ullah No. 657/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 07 marks withi six months.
49.	ASI Farooq No. 579/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a per Police Rules 19-25A, earning 06 marks withi six months.
50.	ASI Gul Bahadar No. 580/MR	Maroan District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses a 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 at per Police Rules 19-25Å, earning 07 marks within six months.
53.	ASI Muhammad Tahir No. 718/MR	Mardan District	Recommended for promotion Conditionally He shall qualify Mandarory Training/Courses as per Police Rules 19-25 ⁴ , earning 03 marks within six months.
. 54.	ASI Sajjad Ahmad No. 713/MR	Nowsher a District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-254, earning 07 marks within six months.
55.	hre Alam No. 584/MR	n deputation to PrPeshawar ∴ Mardan District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25Å, 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 Mandalory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months.
_57.	ASI Shah Jehan No. 586/MR	On deputation to CTD KPK from Mardan District	Recommended for promotion, Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
58.	ASI Niaz Muhammad No. 587/MR	On deputation to Elite Force KPK from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning-06 marks within six months.

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	60,	ASJ Manhar Ahmart to 719/H	Cr debutation : CCP/Reshawar from Swabi Destrict	He shall qualify Mandatory Training/Courses as		• -	
	61.	AST RUD ROWAL NO SSA/HR	Swath District	Recommended for promotion Conditionally. He shall quality Mandatoty Training/Courses as per Police Rules 19-254, earning QS marks within six months.			
	62.	AST Rashid AR No. 590/MR	Swabi Distrut	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, coming 08marks within six months.			
	63.	AST Intezar Al No. 591/HR	ManSafi 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 promision Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-254, earning 05 marks within siz months.	•		. •
	65.	ASI Muzaffar No. 592/MR	- Charso ợda Distric:	within six months,	•		
	66	ASI Abid Ulian Ko, 593/MR	Mardan Diştrict	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as per Police Rules 19-25A, caming 05 marks. Within six months.	any	16	•
	67.	AST Raz Muhammad No. 660/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, caming 08 marks within six months.	T	Ēŝī	TE.
	68.	ASI Fazal Khuda No. 594/MR	Charsadda District	Recommended for promotion Conditionally: He shall qualify Mandatory Faining/Courses as per Police Rules 19-25A, Caming 07 marks within six months.	-		
2	69.	ASI Folck Niez No. 595/HR	Charsadda District	Recommended for promotion Conditionally, Subject to production of satisfactory ACR for the year 2017 within 15 days, He shall quality. Mandetory Training/Courses as per Police Rules 19-25A, Barning 05 marks within six months		• •	-
	70	ASI AND AN NO. 642/MR	-On-deputation-to- Special Branch from Marcan District	Recommended for promotion Conditionally. He shall quality Mandatory Training/Courses as per Police Rules 19-25A, eerning 02 marks within six months.		·	
	71.	AST Muhammad ILyas IIO. S96/MR	Swabi Distoct	Recommended for promotion Conditionally Subject to production of satisfactory ACR for the year 2016 within 15 days. The shall quality Mandatory Training/Courses as, per-Police Rules 19-25A, earning 08 marks within six months;	₹. 5. •		
	72.	AST Hujahki No. 722/MR	Charsadda District	Recommended for promotion, Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, epring 08 marks within six months.	i.		•
	13.8 1	ASI: Sartaj Khan Ho, S97/MR	Mardan District	Recommended for promotion Conditionally, Subject to production of satisfactory ACA for the year 2017 within 15 days, the shall qualify Mandatory Training/Courses as oer Police Rules 19-25A, earning 09 marks within soc months.	 		
		SI Marrier Elleri Alto 714/48	Morrison Chatese	Recommended for promotion Conditionally. Subject to production of satisfactory ACRs for the sear 2014 & 2015 within 15 days. He shall clashly Mandatory Transmit Courses as per Refer Pudes 19-254, carning 67 marks within	k	a l	

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59.	ASI Basar No. 659/MR	Mardan District	Recommended for spromotion Conditionally 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.
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 Întezar Ali No. 591/MR	Mardan District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
64.	ASI Israr Hussain No. 721/MR	Swabi District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
65.	ASI Muzaffar No. 592/MR	Charsadda District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
66	ASI Abid Ullah No. 593/MR	Mardan District	Recommended for promotion Conditionally He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
67.	ASI Raz Muhammad No. 660/MR	Swabi District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Police Rules 19-25Å, 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 Niáz 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 Abİd Ali No. 642/MR	On deputation to Spec al Branch from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 02 marks within six months
71. ·	ASI Muhammad Ilyas No. 596/MR	Swabi District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2016 within 15 days. He shall qualify Mandatory. Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
72.	ASI Mujahid No. 722/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
- 73.	ASI Sartaj Khan No. 597/MR	Mardan District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
74.	ASI Maneer Khan No. 714/MR	Mardan District	Recommended for promotion Conditionally. Subject to production of satisfactory ACR for the year 2014 & 2015 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.

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(76.) ASI Jamshed Kheri No. 555/MR	Harden District	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning 04 marks within siz months.
77. ASI Luaman Khan NA. 650/HR	Sweti District	Recommended for promotion Conditionally, He shell quality Mandatory Training/Courses as nor Bolize Rules 19-25A, carrilog. 02; marks

	1	4	Swati District	he shell quality ManCatchy Harring 02; marks per Police Rules 19-25A, earning 02; marks within six months:
	78,	ASE Fazet Suthen Ro. 601/HR	ระระที่ อุระกาส	Recommended for promotion Conditionsby. He shoil gualy Handstory Training/Courses as ter Police Rules 19-25A, caming 08-marks within six months
	79. 2	74799	Charsester District	Recommanded for promotion Conditionally. He shall gualify Handatory Training/Courses as per Police Rules 19-25A, eorning 05 marks, within six months.
		ASI Charanter Mehmood IIG. 602/NR	Mandan District	Recommended for promotion Conditionally. He shall quality Handatory Training/Courses es per Police Rules 19-25A, carning 01 mark within six months.
D		ASI Jehod Ali No. EOJ/HR	Swab: D.strict	Recommended for promotion Conditionally. He shat qualify Mandatory Training/Courses as per Palice, Rules 19-25A, earning 05 marks within six months.
	1992 1992 1993	ASI Syed Lizar Hossain No. GGA/MR	Swabi District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses as per Police Runs 19-25A, carning 07 marks within six months.
	63	SSI Nigeh Lid Din No, 605/HR	1 Hardan District	Recommended for promotion Conditionally. He shall quality Handatory Training/Courses as per Palee Rules 19-25A, carning (08 marks within six months.
	14 14	ASI Abdul Jebbar No. 606/HR	Hardan District	Recommended for promotion Conditionally: He shall quality 'Handstory Training/Goirses 85. per Police Rules 19-25A; carring 09 morks; within six menths.

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Necessary Gazette Notification be issued accordingly. O

> (Muhammad Ali Khan)PSP Regional Police Officer Mardan.

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75.	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 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 Mandalory 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 Mandalory 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 i	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-254, 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 Cenditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.

2.A

Necessary Gazette Notification be issued accordingly

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

TED



GOVERNMENT OF KHYBER PAKHTUNKHWA, OFFICE OF THE REGIONAL POLICE OFFICER, MARDAN Phone No. 0537-9230113, Fax No.0937-9230115, Email. esrpomarden@gmail.com

To: All District Police Officers, in Mardan Region.

87 /ES.

(D , February, 2023.

Subject:

No. 783-

THE RANK OF OFFICIATING SUB

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 "<u>Fast Track</u> <u>Promotion".</u>

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 <u>25%</u> 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 vacar.cy 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 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 premotion of officers who were earlier promoted against the 25 % rshare (to be filled through competitive examination and on

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

Hence, the afcrementioned recommendations, were thoroughly ciscussed 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.

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S. No.	Name and Number	Home District
<u> </u>		Mardan District
2.	Shahen Shah No.541/MR	Swabi District
3.	Rabnawaz No. 528/MR	Mardan District
4.	Mohamanday No. 529/MR	Mardan District
5.	Akhtar Hussain No. 647/MR	Nowshera District
6.	Abdul Wahab Nc.530/MR	Swabl Cistrict
7.	Hashmat Khen No. 531/MR	Mardan District
8.	Syed Nisar Ahmad No.532/MR	Swabi Distriot
<u> </u>	Abdul Ghaffar No. 533/MR	Mardan Cistriot
10.	Nasir Khan No. 535/MR	Mardan District
11.	Yaseen Shah No. 537/MR	Mardan District
12.	Amjad Ali No.538/MR	Svabl District
13.	Naeem Khan No. 539/MR	Mardan District
14.	Jehandad No. 540/MR	Mardan District
15	Manzoor Ali Shah No. 410/MR	Mardan District
16.	Mukhtiar All No. 543/MR	Nowshera District
17.	Ziad Muhammad No. 536/MR	Mardan District
18.	Muhammad Jehangir No. 648/MR	I Mardan District
19.	Faiz Muhammad No. 541/MR	Mardan District
2C.	Amal Khan No. 542/MR	Swabi District
21	Amiid Ali No., 544/MR	Mardan District
2.7.	Fazal Hussain No. 245MR	Swabi District
23.	Raza Khar No. 546/MR	Swabi District
. 24.	Muhammad Naeem No. 547/MR	Swabi-District
25.	Atta Ur Rahman No. 548/MR	Mardan District
26.	Saidul Amin No. 649/MR	i Swabi District
27.	All Akbar No. 550/MR	Mardan District
28.	Fazal Dawood No. 551/MR	Mardan District
29.	Fazal Khaliq No. 552/MR	Mardan District
	Haroon Khan No.173/MR	Swabi District
31	Syec Bahramand Shah No: 309/MR	Charsadda District
32,	Amen Ullah No. 310/MR	Swabi District

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33	Sad que Akbar No 308/MR		
34	humair Hussain No. 305/MR	Swab: District)!
35	Bismillah Jan No 312/VR	Marcan District	/
55	Hidayat Ullah Nc. 336/MR	Swabi District	I
37	Shabbir Ahmad No 315/MR	Charsadda District	!
38.	Zahid Nawaz No. 307/MR	Marcan District	
39.	Altaf Hussain No. 314/MR	Swabi District	I
40,	Beidar Bekht No. 311/MR	Swabi District	I I
4	Karreen Khan No. 554/MR	Charsadda District	, .
42.	Imuaz Khan No. 555/MR	Mardan District	
43		Mardan District	
43	Khan Muhammad No. 557/MR	Swabi District	
44.	Farcog Hussein No. 558/MR	Mardan District	
46	Qesim Kher No. 559/MR	Swabi District	
40	Noorul Islam No. 560/MR	Mardan District	_].
47.	Javid Ahmad No 711/MR	Mardan District	_] I
48.	Anees Ahmad No. 561/MR	Mardan District	
<u>49.</u> 50.	Saif Ul Islam No. 562/MR	Mardan District	_] <u> </u>
51.	Umer Hayat No. 563/MR	Swabi District	
52.	Akhtar Munir No. 564/MR	Swabi District	1
	Shah Jehan No. 7127MR	Mardan District	-; 1
53	Gul Ma'ik No. 565/MR	Charsadda District	
54	Hamayun No. 651/MR	Mardan District	
55.	Ifikhar Shah No. 566/MR	Swabi District	-{ . I
<u> </u>	Aziz Ur Rahman No. 582/MR	_ Mardan District	
57.	I Syed Saleem Nawaz No. 652/MR	Mardan District	
58.	Ayaz Muhammad No. 653/MR	Swabi District	
	Niaz Ali No. 557/MR	Mardan District	
<u>. ĉo</u> .	Abdul Salam No. 568/MR	Mardee District	- mar
61.	Javid No. 569/MR	Mardan District	TESTED
62.	Jehangir Khan No. 570/MR	Mardan District	"coled"
63.	Muhammad Zubair No. 654/MR	Swabi District	
64.	Parwar Ali No. 571/MR	Mardan District	1 1
65.	Shah Hussair No. 572/MR	Swabl District	1 ···
56.	Shahi Mulk No. 655/MR	Swabi District	•
67.	Iltar Hussain No. 573/MR		•
68.	Janab Ali No. 574/MR	Mardan District	4
69.	Zulfigar No. 575/MR	Swabl District	, t -i
70.	Shahab All No. 576/MR	Mardan District	
71.	Niaz Muhammad No. 377/MR	Swabi District	
72.	Muhammad Zahir No. 577/MR	Śwabi District	1:
73.	Ghaffar Ali No. 656/MR	Mardan District	j
74.	Subhan Ullah No. 657/MR	Svvabi District	
75.	Faroog No. 579/MR	Swabi District	I Contraction of the second
76.	Gu! Bahadar No. 580/MR	Swabl District	, ;
77.	Fawad Ali No. 581/MR	Mardan District	•
78.	Bakht Zada No. 583/MR	Mardan District	
75.	Muhammad Tahir No. 718/MR	Mardan District	· •
80.	Sajad Ahmad No. 713/MR	Mardan District	
81.	Fakhre Alam No. 584/MR	Nowshera District	
	Wajid Ali No. 585/MR	Mardan District	
83	Shah Jehan No. 586/MR	Mardan District	1 L
	Niaz Muhammad Nc. 587/MR	Mardan District	
85	Basar No 659/MR	Mardan District	NY.
	III Khar Ahmad No. 719/MR	Mardan District	(is
57	Rab Nawaz No. 589/MR	Swabi District	11 15 5
58	Rashid Ali No. 390/MR	Swabl District	N. DAV
	Intezar Ali No. 590/MR	Swabi District	TIMIN
90.	Israr Hussain No. 721/MR	Mardan District	V. A. A.
The second se	The second se	Swabi District	

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91.	Nuzaffar No. 592/MR	Charsadca District
92.	Abid Ullah No. 593/MR	Marcan District
93.	Raz Muhammad No. 660/MR	Swabi District
94.	Fazal Khuda No. 594/MR	Charsadda Districi
95.	Falak Niaz No. 595/MR	Charsadda District
96.	Abid Ali No. 642/MR	: Maroan District
97.	Muhammad ILyas No. 596/MR	Swabl District
98.	Mujahid No. 722/MR	Charsadda District
99	Sartaj Khan No. 597/MR	Marcian District
100.	Maneer Khan No. 714/MR	Mardan District
101.	Hussain All No. 598/MR	Mardan District
102.	Jamshed Khan No. 599/MR	· Mardan District
103.	Lugmar, Khan No. 600/MR	Swabi District
04.	Fazəl Subhan No. 601/MR	Swabi District
105.	Jehangir No. 723/MR	Charsadoa District
106.	Ghazanfar Mahmood No. 602/MR	Mardan District
107.	Jehad Ali No. 603/MR	Sw. of District
108.	Syed ILtef Hussain No. 604/MR	Swabi District
1 09 .	Nigab Ud Din No. 605/MR	Mardan District
<u>10.</u>	Abdul Jabbar No. 606/MR	Mardan District.
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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.

(MUH. MMAD ALI KHAN)PSP Regional Police Officer, Mardan. in the



GOVERNMENT OF KHYBER PAKHTUNKHW OFFICE OF THE REGIONAL POLICE OFFICER. MARDAN Phone No. 0937-9230113, Fax No.0937-9230115.

Email. esrpomardan@gmail.com

To:

District Police Officers. All in Mardan Region.

No.<u>793</u> / /ES.

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 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. 640/MR	Mardan District	14.04.2018
2	Snahen Shah No.841/MR	Swabi District	24.04.2018
3.	Rabrawaz No. 528/MR	Mardar District	27.07.2013
4.	Mohamanday Ne, 529/MR	Mardan District	30.07.2018
5,	Akhtar Hussain No. 647/MR	Noveshera District	09.10.2018
Ĝ.	Abdul Wahab No.530/MR	Swabi District	01.02.2019
7.	Hashmat 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	15.06.2019
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	14.1C.2019
13.	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.	Amal Khan No. 542/MR	Swabi District	31.03.2020
Z1	Amid Al No. 544/MR	Mardan District	1 31.03.2020
22.	-azai Hussain No. 545/MR	Sweb Dlatrict	05.04.2020
23.	Raza,Khan No. 546/MR	Swab District	12.04.2020



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	N. EATINAD	Swabi Distric:	30.04.2020
24	Muhammad Naeem No. 547/MR	Marcan District	19.05.2020
25.	Atta Ur Rahman Nc. 348/MIR	Swabi District	02.05.2020
26,	i Saicu Amin No. 649/MiK	Marcan District	30.05.2020
27.	All Akbar No. 550/MR	Marcan District	31.07.2020
28.	Fazai Dawood No. 551/MR	Marcan District	01.03.2020
25	Fazal Khalk No. 552 MR	and the second se	
- 3C.	Haroon Khan No. 173/MR	Swabi District	01.05.2020
- 31.	Syed Bahramand Shah No. 309/MR	Charsaoda District	
v 32.	Aman Ullah No. 310/MR	Swabi District	11.03.2020
- 33.	Sadique Akbar No. 308/MR	Swabi Distric:	02.09.2020
<u> </u>	HumsIr Hussain No. 305/MR	Mardan District	28.09.2020
35	B smillah Jan No. 312/MR	Swabi District	30,09,2020
- 3E.	Hideyat U lah No. 306/MR	Charsadda - District	15.10.2020
. 37.	Shabbir Ahmad No. 315/MR	Mardan District	26.11.2020
- 38	Zahid Nawaz No. 3C7/MR	Swabi District	01.01.2021
39.	A taf Hussain No. 314/MR	Swabi District	10.01.2021
40.	Baidar Baxht No. 311/MR	Charsadda District	12.04.2021
. 41.	Kameen Han No. 554/MR	Mardan District	12.04.2021
42.	Imtiaz Khi 7. 555/MR	Mardan District	29.06.2021
43.	Khan Muh No. 557/MR	Swabl District	03.09.2021
44	Qasim Khć 559/MR	Swabl District	11.03.2022
45.	Noorul Islan 560/	Mardan District	01.04.2022
-46.	Javid Ahm: 711/	Mardan District	02.04.2022
47.	Anees Ahriau NO. 561/MIN	Mardan District	31.10.2022
48.	Saif Ul Islam No. 562/MR	Mardan District	05.01.2023

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

ATTESTED

Before the Provincial Police Officer Khyber Pakhtunkhwa Peshawar.

Diary Nott 4942/Cl Dated 27/02/202

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 11-07-1998, 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).

ATTESCH

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

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.

Subhan Ullah, Officiating Sub Inspector No 657/MR, Police Lines Swabi





CHAPTER XIII --- PROMOTIONS

(3) Superintendents shall submit annually to the Deputy Inspector-General $b_{f,r_{r_{a}}}$ (5) 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 response the Inspector-General, on or before the 15% 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 (*v*) 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 its typed or written in block letters below their signatures.

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

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

of probation be extended beyond two years and the confirming authority must arrive at a definite decision within that period whether the officer should be confirmed or reverted. While on probation officers may be reverted without departmental proceedings. Such reversion shall not be considered reduction for the purposes of rule 16.4.

This rule shall not apply to constables and Sub-Inspectors promoted to the selection grade, whose case is governed by rules 13.5 and 13.4.

Comments

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

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

Tribunal had set aside orders passed by Authority refusing to confirm appellant/civil servant as "Inspector" from date of his promotion with a direction to consider his case in terms of a 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

No.		· · · · · · · · · · · · · · · · · · ·	OFFICE OF T TOR GENERAL YBER PAKHTU ral Police Office, dated the	NKHWA	F
·				-	
To:	The	Regional Police Officer,	1 ·		

Memo:

Subject:

Please refer to the subject cited above.

CPO Peshawar vide letter No. CPO/CPB/63 dated 13.02.2023 had conveyed to all legen that ASIs promoted from a lower rank shall be confirmed on the termination of 02 years of probaperiod 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, Similari, CPO/CPB/64 dated 13.02.2023, it has been conveyed that Assistant Sub Inspectors appointed hus a (PASIs) shall be confirmed in their appointments on the termination of three years probationary press 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 in Mary Warraich case Vs IGP Punjab (PLD 1985 SC 159), has underlined the difference between the date appointment and date of confirmation and has further held that the final seniority of the Officers year 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 register 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 spira. please.

(SABIR AHMAD) "S" Additional Inspector General of Police. Headquarters, Khyber Pakhtunkhwa. Peshawar.

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

OFFICE OF THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA

CLear

GP

No. 1638-41/Legal

dated the 05-05-2023.

То

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.



VAKALATNAMA

IN THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

VERSUS 2P3 & OThers

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 1. for the prosecution of the said matter at all its stages.

2.

To employ any other Legal Practitioner, authorizing him to exercise the power as conferred on the undersigned Advocate, wherever he may think fit to do so.

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

BASEER AHME &

IBAD UR REHMAN KHALII Advocate Peshawa

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