FORM OF ORDER SHEET

Court of	,		·	
Appea	l No	1353/2	023	

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
	·	7
1-	14/06/2023	The appeal of Mr. Farooq Khan; presented today by
		Mr. Baseer Ahmad Shah Advocate. It is fixed for preliminary
		hearing before Single Bench at Peshawar on
		Theating before Single Deneti at 1 estiawai (ii)
		By the order of Chairman
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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

INDEX

S. No	Description of documents	Annexure	Pages
1.	Service Appeal with Affidavit	***	1-4
2.	Stay application with affidavit	***	Sal
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	С	17.17
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

Dated:-05-06-2023

Appellant

Through

BASEER AHMAD SHAH

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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

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<u> </u>	Appeal		ピン へ		
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Farooq Khan, Officiating Sub Inspector, No 579/MR, PTC Hangu.

.....Appellant

VERSUS

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

.....Respondents

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

PRAYER:-

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

Respectfully Submitted:-

- 1. That the appellant was initially enlisted as Constable in Police department on 25-04-1998, 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. (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 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: 05-06-2023

Appellant

Through

Baseer Ahmad Sha

æ

Ibad Ur Rehman

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, Farooq khan Officiating Sub Inspector No.579/MR, PTC Hangu do hereby solemnly affirm and declare on oath that the contents of this **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

Identified by

Baseer Ahmad Shah

Advocate Peshawar

DEPONENT

ATTES

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9.



I, Farooq khan Officiating Sub Inspector No.579/MR, PTC Hangu do hereby solemnly affirm and declare on oath that the contents of this **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

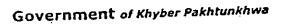
Identified by

Baseer Ahmad Shah

Advocate Peshawar

DERONENT





Office of the Regional Police Officer, Mardan

Phone No. 0937-9230113, Fax No. 0937-9230115. Email Address: - esrpomardan@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, Khyber Pakhtunkhwa, Peshawar.
- 4. Deputy Inspector General of Police Traffic, Kyber Pakhtunkhwa, Peshawar.
- Deputy Commandant Elite Force Khyber Pakhtunkhwa, Peshawar.
- AIG/BDU Khyber Pakhtunkhwa, Peshawar.
- All District Police Officers, Mardan Region.
- 8. All Head of Investigation in Mardan Region.
- 9. Principal EPTC, Novishera.

No. 1190-10041ES.

// , February, 2019

Subject:

PROMOTION AS OFFICIATING SUB INSPECTORS.

Memo:

Consequent upon recommendation by the Departmental Promotion Committee field 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.	AMIETE CR 1547N NOOTEN IZA	Swabi District	Recommended for promotion Conditionally subject to Court Decision. He shall qualify Mandatory Training/Courses as per Police Rules 19-254, earning 07 monts within six months.
2.	PASI Syed Bettremand Snah 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 Amen Ulleh No. 310/HR	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 IIo. (305/HR	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 Ilo, 305/HR	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 Bismittah Jan No. 312/HR	Swatel District	Recommended for promotion Conditionally. He shall qualify Mandatory Troining/Courses of per Police Rules 19-25A, earning OS marks within six months.
7.	PASI Hidayat Uliah No. 306/MR	Chorsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, eerning 04 marks willings months.
₩.	PAST Streets arread to 115/KE	Merson Discrict	Recommended for promotion Conditionally He shall quarty. Hardstyry Training-Courses at per Police Rules. 19-25A, carring Of mores within six 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:

- 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:

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

S.No.	Name & Rank	Place of Posting	Decision
1.	ASI Haroon Khan No. 173/MR	Swabi District	Recommended for promotion, Conditionally subject to Court Decision. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
2.	PASI Syed Bahramand Shah No. 309/MR	Charsadda District	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, learning 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.
,	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.
	PASI Shabbir Ahmad No. 315/MR	Mardan District	Recommended for promotion Conditionally. He snall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 04 marks within six months.



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	9.	PASI Zanid Nawaz No. 307/MR	Swall District	Recommended for promotion Conditionally lie thall quality Manufactry Italiana/Connect in part Police Rules 10:25A, earliery In marks within the mouths.	
	10.	PAST ARAI MISSEIN NO. 31 VMR	Swabi District	Recommended for promotion Conditionally lie shall quinkly Hamilatory Training/Coloring application to 25A, earning 07 marks within six monks.	년 19 12일
		PASI Badar Baldir, No. 311/19	Openson Dated	Recommended for presention Consistently. He similarity Manufactory Institutory Courses as per spites, Rules 10-254, manufactory, 05 metals are present.	
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	18.	ASI Quarter Khan No: SS9/MR	On deputation to a CTD XPIL mem. Swabi District.	Recommended for elemition Conditionally Higher Journal Mannatory Transpurstitional State Police Rules 219:25A; early 10:18 Higher Highlight Higher Hight Higher Hight Higher Hight Higher Higher Higher Higher Hight Higher Higher Higher Higher	
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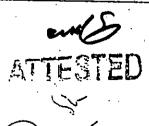
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9.	PASI Zahid Nawaz No. 307/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
10.	PASI Altaf Hussain No. 314/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
11.	PASI Baidar Bakht No. 311/MR	Charsadda District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
12.	ASI Ayaz Ali No. 549/MR	Mardan District	Recommended for promotion Conditionally: He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
13.	ASI Kameen Khan No. 554/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
14.	ASI Imtiaz Khan No. 555/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
15.	ASI Waqii Khan No. 556/MR	On deputation to Special Branch from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
16.	ASI Khan Muhammad No. 557/MR	On deputation to CTD KPK from Swabl District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, daming 07 marks within six months.
17.	ASI Farooq Hussaln No. 558/MR	On deputation to EPTC Nowshera from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 03 marks within six months.
18.	ASI Qasim Khan No.559/MR	On deputation to CTD KPK from Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
19.	ASI Noorul Islam No. 560/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally subject to production of satisfactory ACRs for the year 2014 & 2017 with 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 07 marks within six months.
20.	ASI Javid Ahmad No. 711/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
21.	ASI Anees Ahmad No. 561/MR	On deputation to Traffic Peshawar from Mardan District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 06 marks within six months.
22.	ASI Saif 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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26.	ASI Shah Jehan No. 712/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.
27.	ASI Gui Malik No. 565/MR	Charsadda District	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 as per Police, Rules 19-25A, earning 05 marks within six months.
29.	ASI litikhar 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 as 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 as 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 Abdul 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 Coaditionally. 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 promotion 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 litaf Hussain No. 573/MR	Mardan District	Recommended for promotion *Conditionally. Subject to production of satisfactory ACR for the year 2014 & 2017 within 15 days. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.





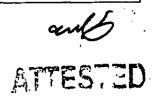
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-42.	ASI Janab Ali No. 574/MR	Swabi District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
43.	ASł Zulfiqar No. 575/MR	Mardan District	Recommended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







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		ASSERBATION OF STREET	May 150 Despty	Recommended for promotion Conditionally, he shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning 09 marks within six months.
•	60.	ASS littlehar Abrinst tip 719/1	On deputation CCP/Peshawa from Swahi District	
	61.	#55 Reb. Rawaz No. 589/Hz	Swath District	Recommended for promotion Conditionally. He shall qualify Mandatory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
	621		Swabi District	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as per Police Rules 19-25A, earning 08marics within six months.
	6.	ASI Incezar An Reg. 591/MR	Mandan District	Recommended for promotion Conditionally, the shall qualify Mandatory Training/Courses as, per Police Rules 19-25A, earning 09 marks within six months.
	64.	ASI Israr Hussain No. 721/HR	Swapi 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 MUZATTAF NO. S92/HR	-Crarsadda Diserc	Recommended for promotion Conditionally. He shall qualify Handatory Training/Courses as per Police Rules 19-25A; earning 05 marks within six months.
	66	ASI Abid Ullah Bo. 593/MR	Mardan District	Recommended for promotion Conditionally. He shall qualify Handstory Training/Courses as per-Police Rules 19-25A saming 05 marks within six months.
	67.	AST Rise Muhammod No. 660/MR	Swats District	Recommended for promotion Conditionally. He shall qualify Hendatory Training/Courses as per Police Rules 19-25A, earning 08 marks within six months.
	68:	AST Facel 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 Falek 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 qualify. Handstory Training/Courses as per Police Rules 19-25A, earning 05 marks within six months.
	70.	ASI AND AH NO 642/MR	-On-deputation-to- Special Brench from Hardan District	Recommended for promotion Conditionally. He shall quality Handstory Training/Courses as: per Police Rules 19-2SA; earning 02 marks; within six months.
	71.	ASI Muhammad (Lyas IIo. S9G/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 par Police Rules 19-25A, carning 08 marks within six months.
		ISI Mujahid No. 722/MR	Charsadde District	Recommended for promotion Conditionally, He shall qualify Mandatory Training/Courses, as per Police Rules 19-25A, earning 08 marks within six months.
		Si Sarioj Khan No. S97/MR	Hardan District	Recommended for promotion Conditionally, Subject to production of satisfactory ACR for the year 2017 within 15 days. He shall qualify Mandalory Training/Courses
	74. AS	If Marrier Shar Sha Trapes	Montes Shared	19-25A, carning 09 marks within sic months. Recommended for promotion Conditionally, Subject to production of satisfactory ACRs for the pear 2014 & 2015 within 15 days. He shall country marked by marked the pear 2014 & 2015 within 15 days. He shall country travelog/Courses as per Place Place 19-25A, carning 07 marks within the next to see the pear 2014 & 2015 within 15 days.

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





/ ₂	A CONTRACTOR OF THE LIGHT	- Comme	Recommended for premotion Conditionally No Shall Sulary Manustray Transmir Courses a Bot Potter Rules 15-25A, coming 97 mark Within the months.
(E)	ASI Jamshed Khen No. 559/MR	Mardan District	Recommended for promotion Conditionally He shall quality Mandatory Trubbing/Courses a per Police Rules 19-25A, earning 04 mark within six months.
77.	ASI Lugmen Ynen No. 600/MQ	Swett David	Recommended for promotion Conditionally He shell qualify. Hendotory Training/Courses a per Police Rules. 19-25A, earning. Q2. man within six recomm.
79.	ASI Fazzi Suchen III. COLINA	Sweet Comer	Recommended for premotion Conditionals He shall quality Mandatory Training/Courses 2 per Police Rules 19-21A, carning 93, mark within Six moests
79.	ASI Jehangs No. 723/MR	Chersedde District	Recommended for promotion Conditionally He shall quality Mandatory Training/Courses's Ear Police Rules 19-25A, earning 05 mark within six menths.
.80.	ASI Charanter Mahimood No. 602/NR	Manden District	Recommended for promotion Conditionally He shall quality. Handatory Training/Courses a per Police Rules 19-25A, enming 01 mark within an months.
-81.	ASI Jehad Ali No. EQUINA	Swabi B.szricz	Recommended for promotion Conditionally He shot-qualify Mandatory Training/Courses a per Rollon Roles 19-25A, earning CS mark within six months.
22.	ASI Syed Ittal Hassein Ita. G04/HB	Swabi District	Recommended for promotion Conditionally he shell qually Mandatory Troining/Courses at per Folice Rules 19-25A, Caming 67 marks within an anoths.
 63.	AS1, N 330 US DIA NO. 605/HR	Mersian District	Recommended for promotion Conditionally, He shall quality 'Mundatory Training/Courses to per 'Police Rules' 19-25A, coming (83) marks with six months.
B4.	ASI Abdul Jaddar No. 606/HR	Hordan District	Recommended for promotion Conditionally he shall mustly Handstory Training Courses at per Folia Rules 15-25A, carring 03 mere within 5th mention.

Necessary Casette Notification be issued accordingly.

(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 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 Syad Illaf 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.

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

Phone No. 0537-9230113, Fax No.0937-9230115. Email. <u>esrpomardan@omail.com</u>

To

All District Police Officers, in Mardan Region.

No. 783-87 /ES.

(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 18.12.2022 for identifying/examining the cases of those Officiating Sub Inspectors who have been promoted against the vacant post of Sub Inspectors which were purely reserved for "Fast Track Promotion".

The Committee vide its report made the following recommendations:--

- In order to rectify the above irregularity, committee unanimously recommended that Offg: promotion of Sub Inspectors of Mardan Region against the vacancies of 25% share (to be filled through competitive examination and on recommendation of Public Service Commission) vide DPCs held on 22.03 2018, 20.06.2018 and 22.01.2019 at Mardan Region Office may be considered as an adhoc promotion till occurrence of vacancy against 75 % share with the condition that promoted officers shall not claim any seniority. However, upon creation of vacancy under 75% share, the same may be considered as regular promotion. Moreover, after completion of 02 years' probation period as prescribed in Police Rules, Chapter-13 Rule-18, they may be confirmed on the basis of requisite criteria already fulfilled during the period of their adhoc promotion subject to the promotion as Offg: Sub-Inspectors.
- b. 49 vacant posts of Sub Inspectors at Mardan Region may be filled through regularizing the premotion of officers who were earlier promoted against the
 25 % shere (to be filled through competitive examination and on)

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

Hence, the afcrementioned recommendations were thoroughly obscussed in the Departmental Promotion Committee Meeting held in this office on 01,02,2023 and the committee ibid unanimously agreed with the said recommendations.

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

S. No.	Name and Number	Home District
1.4	Alamgir No. 640/MR	Mardan Cistrict
2.	Shahen Shah No.641/MR	Swabi Cistrict
[,] 3,	Rabnawaz No. 528/MR	Mardan District
4	Mohamanday No. 529/MR	Mardan District
-5.	Akhtar Hussain No. 647/MR	Nowshera District
6.	Abdul Wahab No.530/MR	Swabi Cistrict
. 7.	Hashmat Khan No. 531/MR	Mardan District
· 8.	Syed Nisar Ahmad No.532/MR	Swabi District
9.	Abdul Ghaffar No. 533/MR	Mardan District
10.	Nasir Khan No. 535/MR	Mardan District
11.	Yaseen Shah No. 537/MR	Mardan District
2.	Amjad Ali No.538/MR	Svabi District
13.	Nacem Khan No. 539/MR	Mardan District
14.	Jehandad No. 540/MR	Mardan District
15.	Manzoor Ali Shah No. 410/MR	Mardan District
16.	Mukhtiar All No. 543/MR	Nowshera District
17.	Ziad Muhammad No. 536/MR	Mardan District
18.	Muhammad Jehangir No. 648/MR	Mardan District .
19.	Faiz Muhammad No. 541/MR	Mardan District
2C.	A mal Khan No. 542/MR	Swabi District
21.	Amjid Ali No. 544/MR	Mardan District
22 .	Fazal Hussain No. 545/MR	Swabi District
23.	Raza Khar. No. 546/MR	Swabi District
24,	Muhammad Naeem No. 547/MR	Swabi District
25.	Atta Ur Rahman No. 548/MR	Mardan District
26.	Saidul Amin No. 649/MR	Swabi District
27.	Ali Akbar No. 660/MR	! Mardan District
28.	Faxal Dawood No. 551/MR	Mardan Dietrict
29.	≓azal Khalig No. 552/MR	Mardan District
30.	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		Swab: District	1
35	Humair Hussain No. 305/MR	Marcan District	
35.	Pismiliah Lan No 312/MR	Swabi District	·····
37	Hidayat Ullah No. 306/MR	Charsadda District	
	Shabbir Ahmad No. 315/MR	Marcan District	
38.	Zanid Nawaz No. 307/MR	Swabi District	- -
39.	Altaf Hussain No. 314/MR	Swabi District	→
40.	Baidar Bakht No. 311/MR	Charsadda District	
4.	Karreen Khan No. 554/MR	: Mardan District	
42.	Imtiaz Khan No. 555/MR	Mardan District	
43.	Khan Muhammad No. 557/MR	Swabi District	_
44.	i Feroog Hussein No. 558/MR		
45.	Qasim Khar No. 559/MR	Mardan District	- -i
46.	Noorul Islam No. 560/MR	Swabi District	_
47.	Javid Ahmad No 711/MR	Mardan District	- ∤ · · ·
48.	Anees Ahmad No. 561/MR	: Margan District	⊸ i
49.	Saif Ul Islam No. 562/MR	Mardan District	_}
50.	I Umer Hayat No. 563/MR	Mardan District .	
5:	Akhtar Munir No. 564/MR	Swabi District	_! .
52.	Shah Jehan No. 712/MR	Swabi District]
53.	Gul Ma'ik No. 565/MR	Mardan District	7
54.	Hamayun No. 651/MR	Charsadca District	
55.	Ifikhar Shah No. 566/MR	Mardan District	7
56.	Aziz Ur Rahman No. 582/MR	Swabi District .	7
57.	Syed Saleem Nawaz No. 652/MR	Mardan District	-i
58.	Ayaz Muhammad No. 653/MR	Mardan District	1
.59.	Niaz Ali No. 557/MR	Swabi District	-
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63.	Jehangir Khan No. 570/MR Muhammad Zubair No. 654/MR	Mardan District	- OIED
64.	MOLISHIFERD ZUDBIF No. 654/MR		
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65.	Shah Hussair No. 572/MR	Mardan District	
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91.	Muzaffar No. 592/MR	Charsadca District
92.	Abid Ullah No. 593/MR	Mardan District
93.	Raz Muhammad No, 660/MR	Swabi District
94.	Fazal Khuda No. 594/MR	Charsadda District
95.	Falak Niaz No. 595/MR	Charsadda District
96.	Abid Ali No. 642/MR	: Mardan District
97.	Muhammad ILyas No. 596/MR	Swabi District
98.	Mujehid 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
<u></u>	Fazal Subhan No. 601/MR	Swabi District
:	Jehangir No. 723/MR	Charsadoa District
106.	Ghazanfar Mahmood No. 602/MR	Mardan District
107.	Jehad All No. 603/MR	Swabi District
108.	Syed ILtaf Hussain No. 604/MR	Swabi District
: C9.	Nigab Ud Din No. 605/MR	Mardan District
110.	Abdul Jabbar No. 606/MR	Mardan District

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

It is pertinent to mention here that after promotion as Officiating 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.

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

MILESTED





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

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

To:

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District Police Officers. in Mardan Region.

No. 793 -97 JES.

10 , February, 2023.

Subject:

REVISED PROMOTION IN THE RANK OFFICIATING SUB

INSPECTORS.

. Memo:

In continuation to this office Memo: No. 783-87/ES dated 10 02:2022 on the subject noted above.

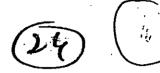
Upon creation of vacancy under 75% share, the achoc promotions in the rank of Sub Inspectors of the following Police Officers of this Region are hereby regularized as Officiating Sub Inspectors from date mentioned against each.

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 pasis of requisite criteria if already fulfilled during the period of their adhoc promotion.

5. No.	Name and Number	Home District	Date of Promotion as Offg: Sub Inspector
— ╬─	A'amg r No. 643/MR	. Mardan District	14.04.2018
2	Snahen Snah No.841/MR	Swabi District	24.04.2018
	Rabnawaz Np. 528/MR	Mardar District	27.07.2018
<u> 4. </u>	Mohamanday Nc. 529/MR	Mardar District	30.07.2018
<u>5.</u>	Akhtar Hussain No. 647/MR	Novashera District	39.10.2018
5	Abdul Wahab No.533/MR	: Swabi District	31.02.2019
7. v	Hashmat Khan No. 531/MR	Mardan District	28.02.2019
<u>8,</u>	Syed Niser Ahmed No.532/MR	! Swabi District	93.04.2019
9.	Abdul Ghaffar No. 533/MR	Mardan District	15.04.2019
10.	Nasir Khan No. 535/MR	Mardan District	
11.	Yaseen Shah No. 537/MR	Marden District	20.04.2019
12.	Amjad Ali No.538/MR	Swabi District	24.04.2019
13.	Natem Khan No. 539/MR		15.06.2019
. 14.	Jehandad No. 640/MR	Mardan District	05.07,2019
15,	Manzoor Ali Shah No. 410/MR	Mardan District	31.07.2019
19,	Mukhtiar Ali No. 543/MR	Mardan District	14.10.2019
17.	Ziad Muhammad No. 536/MR	Nowshera District	31.12.2019
13.	Muhammad Johnson	Mardan District	31.01.2020
19.	Muhammad Jahangir No. 648/MR	Mardan District	03.02.2020
20.	Faiz Muhammac No. 541/MR Ajmal Khan No. 542/MR	Mardan District	09.02.2020
21.	Amind All Vo. 544/MR	Swabi District	: 31.03.2020
22.	-azai Hussain No. 545/MR	Mardan District	1 31.03.2520
23.	Raza Khan Na. 546/MR	i Sweb District	06.04.500
	Raza Khan No. S46/MR	Swab: District	08.04.2020
	1	GVIIG DISTRICT	12.04.2020

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ATTESTED



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	: Muhammad Nacem.	No. 547/MR	Swabl Distric:	30.04.2020
24.	Atta Ur Rahman Nc.	548/MR	Marcan D'etrict	19.05.2020
25.	Atta Ur Rani lan No. 549	W(S)	Swabi District	02.05.2020
26,	Saigu Amin No. 649	7017	Marcan District	30.05.2020
27.	All Akbar No. 550/MI	S1/MR	Marcan District	1 31.07.2020
2ξ.	Fazei Dawood No. 5	740	Marcan District	01.03.2020
2⊆.	Fazal Khaliq No. 552	MAD	Swabi District	01.03.2020
<u> </u>	Haroca Khan No.173		Charsadda	1 02.08.2020
· - 31,	Syed Bahramand Sha	an No. 309.MR	District	
€ 32.	Aman Ullah No. 3:0/	MR	Swabi District	11.03.2020
• 33.	Sadique Akbar No. 30	C8/MR	Swabi Distric:	02.09.2020
c 34:	Humair Hussain No.	305/MR	Mardan District	28.09.2020
- 35.	B'smillah Jan No. 312		Swabi District	30.09.2020
<i>-</i> 3€.	Hideyet Ulah No. 306		Charsadda District	15.10.2020
37.	Shabbir Ahmad No. 3	15/MR	Mardan District .	26.11.2020
- 38	Zahid Nawaz No. 307	7/MR	Swabi District	01.01.2021
39	A tai Hussain No. 314		Swabi District	10.01.2021
40.	Baidar Bakht No. 311	/MR	Charsadda District	12.04.2021
47.	Kameen Khan No. 55	54/MR	Mardan District	12.04.2021
42	Imtiaz Khan Nc. 555/	MR	Mardan District	29.06.2021
43.	Khan Muhammad No		Swabl District	03.09.2021
44.	Qasim Khan No. 559		Swabl District	11.03.2022
45.	Noord Islam No. 560		Mardan District	01.04.2022
-45.	Javid Ahmad No. 71	VMR .	Mardan District	02.04.2022
<u> ۲</u>	Anses Ahmad No. 56	S:/MR	Mardan District	31.10.2022
48.	Saif Ul Islam No. 582	/MR	Mardan District	05.01.2023
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(MUHAMMAD ALI KHAN)PSP
Regional Police Officer,
Mardan. ATTESTED

Diary No # 4942/cpB.

Deuted 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 25-04-1998, 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.
- 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).

The Carried States

- 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.

Farooq Khan, Officiating Sub Inspector No 579/MR, PTC Hangu

Distance



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CHAPTER XIII - PROMOTIONS

Superintendents shall submit annually to the Deputy Inspector-General Ly 15th January confidential reports in form 13.17-A on the working of all gazetted officers server under them. Deputy Inspector-General will add their own remarks and forward the reports to restly the Inspector-General; on or before the 15th February.

The gist of adverse reports shall be communicated in written to the officers concernsiblect to the conditions specified in paragraph 7 of Punjab Government Consolidated Circular II, 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 personally, character and abilities, including detective powers and ability to conduct prosecutions. The report shall contain an opinion on any point specially required at any particular time, e.g. filness to pass an efficiency bar. Particular mention shall be made of the officer's relations with his fellow officers and general public and his honestly.

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."

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

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¹⁹⁸⁸ PLC(CS) 685

^{2. 1981} PLC(CS) 748

¹⁹⁸³ PLC(CS) 631

CHAPTER XIII — PROMOTIONS

1075

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 delect 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?

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

Service Tribunal. Service Tribunal, on appeal filed by opposing civil servant by 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 Pakislan (1973), petition filed by civil servant which otherwise was barred by time was dismissed.

1999 PLC(CS) 1381

1984 PLC(CS) 625

2000 PLC(CS) 697

1999 SCMR 1594

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OFFICE OF THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA

Central Police Office, Peshawar.

No.

7538-44/ Logal

dated the

at / OF /2023.

To:

The

Regional Police Officer,

Bannu?

Subject:

QUIDELINES RECARDING CONFIRMATION IN THE RANK OF ASI AND SI

Monde

Please refer to the subject cited above.

that ASIs promoted from a lower rank shall be confirmed on the termination of 02 years of properly period with immediate effect i.e. on the date his probation period actually completes and not to the first of officiating promotion as ASI in the light of Rule 13.18 of Police Rules, 1934. Samuacl. 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 periodistic immediate effect, not with retrospective effect that is from the date of their appointments by the Rules Deputy Inspector General of Police in the spirit of Rules 12.18 and Rules 19.25(5) of Palice Rules 1934.

In this regard, the Hon'ble Supreme Court of Pakistan vide its Judgment in Mico. Warraich case Vs IGP Punjab (PLD 1985 SC 159), has underlined the difference between the probappointment and date of confirmation and has further held that the final seniority of the Officers verteckoned 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 spiral.

please.

(SABIR AHMAD) ^{psp}

Additional Inspector General of Policia. Headquarters, Khyber Pakhtunkhwa.

Peshawar.

PSO to W/IGP, Khyber Pakhtunkhwa, Peshawar.
 PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.

Incharge, CP Branch, CPO, Peshawar.



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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 I 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 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

Fad 220	Chan		Petitioner/Appellant.
		VERSUS	
1175 ×	others		. Respondents/Defendants.

'We the undersigned, do hereby appoint and constitute,

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

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

AND we hereby agree to ratify whatever the Advocate or his substitute shall do in the above matter. I/We also hereby agree not to hold the Advocate or his substitute responsible for the result of the said matter in consequence of his absence from the Court when the said matter is called up for hearing. I/We further hereby agree that in the event for the whole or any part of the fee to be paid to the Advocate remaining unpaid, he shall be entitled to withdraw from the above matter. Received by me on $\frac{\nabla}{\nabla} \frac{1}{\nabla} \frac{1}{$

Client (s)

BASEER AHMED SHAH

&

IBAD UR REHMAN KHALIL Advocates Peshawar

OFFICE:-Cantonment Plaza Flat 3/8 Khyber Bazar Peshawar Cell # 0320-1946985

Email: ahmedbaseer234@gmail.com