BEFORE THE HONOURABLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA, PESHAWAR.

Service Appeal No. 1271/2020

Muhammad Arshad s/o Jahangir Gul
Ex-Constable No. 1378, Police District DIKhan ...(Appellant)

Versus

1. The Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa.
2. The Inspector General of Police Khyber Pakhtunkhwa.
3. The Regional Police Officer, D.I.Khan.
4. The District Police Officer, D.I.Khan.
5. Mr. Zahoor ud Din DSP City Circle D.I.Khan.
6. The District Account Officer, D.I.Khan. ...(Respondents)

WRITTEN REPLY ON BEHALF OF RESPONDENTS No. 2 to 4

PRELIMINARY OBJECTIONS

1. That the appellant has got no cause of action.
2. That the appeal is bad for misjoinder/non-joinder of necessary parties.
3. That the appeal is badly barred by law & limitation.
4. That the appellant has not come to the Honourable Tribunal with clean hands.
5. That the appellant is estopped due to his own conduct.
6. That the appellant has concealed the material facts from the Honourable Tribunal.
7. That the instant appeal is badly time barred.
8. That the instant appeal is not maintainable in its present form.

REPLY ON FACTS

1. Correct to the extent that the appellant was enlisted in police department on 05.01.2011.
2. Correct to the extent that during the posting of appellant at Police Lines DIKhan, a criminal case vide FIR No. 505 dated 24.04.2020 U/S 118 Police Act, 2017 Police Station Cantt DIKhan was registered against him. Moreover, the appellant was also involved in two others criminal cases vide FIRs No. 1033 dated 06.09.2020 u/s 324/353/7ATA/474/448/15AA/186/148/149 PPC and FIR No. 1120 dated 17.09.2020 u/s 452/506/186/427/34 PPC PS registered at Police Station Cantt DIKhan. ***(Copy Annexed "A1, A2,A3")***
3. Correct to the extent that on the above misconduct, a charge sheet alongwith statement of allegation was served upon him in accordance with law/rules. ***(Copy Annexed "B")***

4. Incorrect. A departmental inquiry was conducted wherein he was found guilty and was awarded major punishment of dismissal from service vide OB No. 1253, dated 03.06.2020.
5. Incorrect. The appellant knew about it and he filed a departmental appeal and same was rejected by the Regional Police Officer, DIKhan (Respondent No. 3) on cogent reasons. Similarly, he was also involved in two criminal cases vide FIRs No. 1033 dated 06.09.2020 u/s 324/353/7ATA/474/448/15AA/186/148/149 PPC and FIR No. 1120 dated 17.09.2020 u/s 452/506/186/427/34 PPC PS registered at Police Station Cantt DIKhan.
6. Incorrect. That the instant Service Appeal is not maintainable on the following grounds.

REPLY ON GROUNDS

1. Incorrect. The allegation of misconduct was proved against him, hence the order passed by Respondent No. 04 (DPO DIKhan) vide OB No. 1253, dated 03.06.2020 is legal, lawful, based on facts and in accordance with law/rules.
2. Incorrect. The appellant was involved in immoral/illegal activities and is addicted to drinking. Moreover, there are several complaints to the local police that the appellant organize drinking parties and selling drugs. His immoral activities have brought a bad name to the police department. A case to this effect vide FIR No. 505 dated 24.04.2020 u/s 118 Police Act, 2017 was registered against him at PS/Cantt DIKhan.
3. Incorrect. Criminal and departmental proceedings can run parallel side by side.
4. Pertains to record of Honourable trial Court needs no comments.
5. Incorrect. All the codal formalities were observed, hence the impugned order was passed in accordance with law/rules.
6. Incorrect. Ample opportunity of defence including personal hearing was provided to appellant but he failed to advance any plausible explanation in his defence.
7. As far as the previous service record of appellant is concerned, it reveals following bad entries in short term of service.

S#.	Punishment Awarded	Allegations	Order No.	Dated
1.	Leave w/o pay	Absent from 24.8.12 to 31.8.12 & 29.9.12 to 02.10.12	1064/FRP	06.12.2012
2.	Leave w/o pay	Absent from 10.08.13 to 19.08.13 & 13.09.13 to 17.09.13	575/FRP	12.09.2013
3.	Leave w/o pay	Absent from 19.09.13 to 24.09.13 & 28.10.13 to 31.10.13	14/FRP	06.01.2014
4.	Leave w/o pay	Absent from 09.12.13 to 16.12.13	15/FRP	06.01.2014
5.	Leave w/o pay	Absent from 05.05.14 to 07.05.14	588/FRP	19.06.2014
6.	Leave w/o pay	Absent from 21.11.14 to 24.11.14	1177/FRP	10.12.2014
7.	Leave w/o pay	Absent from 02.01.15 to 04.01.15	65/FRP	19.01.2015
8.	Leave w/o pay	Absent from 30.03.17 to 01.04.17	684	11.04.2017
9.	Dismissal from service	Involved in immoral/illegal activities an FIR No. 505 dt: 24.4.2020 u/s 118Police Act 2017 PS Cantt registered against him	1253	03.06.2020

8. Incorrect. No malafide or violation exists in instant case. Furthermore, the appellant was dealt in accordance with law/rules.

9. Incorrect. Ample opportunity of defence including personnel hearing was given to the appellant, hence the orders were passed under the justice.

10. The Respondents also seek additional permission to produce additional documents/grounds at the time of arguments/hearing of instant service appeal.

PRAYER

PRAYER

It is, therefore, humbly prayed that in the light of parawise comments, the Appeal of the Appellant devoid of legal footings and merits may graciously be dismissed.

Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar
(Respondent No.2)

26/07/22

Regional Police Officer,
Dera Ismail Khan
(Respondent No.3)

District Police Officer,
Dera Ismail Khan
(Respondent No.4)

BEFORE THE HONOURABLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA, PESHAWAR.

Service Appeal No. 12171/2020

Muhammad Arshad s/o Jahangir Gul
Ex-Constable No. 1378, Police District DIKhan ...(Appellant)

Versus

1. The Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa.
2. The Inspector General of Police Khyber Pakhtunkhwa.
3. The Regional Police Officer, D.I.Khan.
4. The District Police Officer, D.I.Khan.
5. Mr. Zahoor ud Din DSP City Circle D.I.Khan.
6. The District Account Officer, D.I.Khan. ...(Respondents)

COUNTER AFFIDAVIT ON BEHALF OF RESPONDENTS

We, the respondents do hereby solemnly affirm and declare on oath that the contents of comments-written reply to Appeal are true & correct to the best of our knowledge and nothing has been concealed from this Honourable Tribunal.

Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar
(Respondent No.2)

26/07/2
Regional Police Officer,
Dera Ismail Khan
(Respondent No.3)

District Police Officer,
Dera Ismail Khan
(Respondent No.4)

BEFORE THE HONOURABLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA, PESHAWAR.

Service Appeal No. 12171/2020

Muhammad Arshad s/o Jahangir Gul
Ex-Constable No. 1378, Police District DIKhan ...(Appellant)

Versus

1. The Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa.
2. The Inspector General of Police Khyber Pakhtunkhwa.
3. The Regional Police Officer, D.I.Khan.
4. The District Police Officer, D.I.Khan.
5. Mr. Zahoor ud Din DSP City Circle D.I.Khan.
6. The District Account Officer, D.I.Khan. ...(Respondents)

A U T H O R I T Y

We, the respondents do hereby authorised Inspector/Legal, DIKhan to appear before the Service Tribunal Khyber Pakhtunkhwa, Peshawar, on our behalf, He is also authorised to produce/ withdraw any application or documents in the interest of Respondents and the Police Department.

Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar
(Respondent No.2)

26/07/2

Regional Police Officer,
Dera Ismail Khan
(Respondent No.3)

District Police Officer,
Dera Ismail Khan
(Respondent No.4)

ابتدائی اطلاعی رپورٹ

(ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس رپورٹ شدہ زیر دفعہ 154 مجموعہ ضابطہ فوجداری)

ضلع D.I.K

تاریخ و وقت وقوعہ [illegible]

تاریخ و وقت رپورٹ: مورخہ 22 ... وقت 18:00 بجے	مورخہ 21 ... وقت 18:00 بجے
نام و سکونت اطلاع دہندہ مستغیث	انسپکٹر [illegible] SHO [illegible]
مختصر کیفیت جرم (معہ دفعہ) حال اگر کچھ لیا گیا ہو	118 [illegible] 2017
جائے وقوعہ فاصلہ تھانہ سے اور سمت	[illegible]
نام و سکونت ملزم: محمد ارشد ... نمبر 1378	[illegible]
کاروائی جو تفتیش کے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہوا ہو تو وجہ بیان کرو	حسب الحکم افسران بالا مقدمہ قائم ہوا
تھانہ سے روانگی کی تاریخ و وقت	[illegible]

ابتدائی اطلاع نیچے درج کرو

[illegible handwritten text] 22 [illegible] 13 [illegible] FIR [illegible]

[illegible handwritten text] 15:20 [illegible] 24-04-20 [illegible]

[illegible handwritten text]

[illegible signature]

SHO [illegible]
24-04-20

فارم نمبر ۲۴-۵

انسپکٹر جنرل پولیس صوبہ خیبر پختونخوا فارم نمبر ...

ابتدائی اطلاعی رپورٹ

(فائیل) ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس رپورٹ شدہ زیر دفعہ ۱۵۴ مجموعہ ضابطہ فوجداری

تھانہ [illegible]   ضلع DIK

نمبر (1033)

تاریخ وقت وقوعہ 06/09/2020 وقت 9:40 تا 10:30 بجے

۱	تاریخ ووقت رپورٹ	06/09/2020 وقت 10:40 بجے — چالان گی 06/09/2020 وقت 11:20 بجے
۲	نام وسکونت اطلاع دہندہ مستغیث	سرفراز اللہ خان ASHO [illegible]
۳	مختصر کیفیت جرم (معہ دفعہ) حال اگر کچھ لیا گیا ہو	186-148-149-447-448-15AA-7ATA-324-353-PPC
۴	جائے وقوعہ فاصلہ تھانہ سے اور سمت	سرکاری کوارٹر [illegible]
۵	نام وسکونت ملزم	
۶	کاروائی جو تفتیش کے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہوا ہو تو وجہ بیان کرو	[illegible]
۷	تھانہ سے روانگی کی تاریخ ووقت	[illegible]

ابتدائی اطلاع نیچے درج کرو

[illegible] سرفراز اللہ خان ASHO [illegible] DDA [illegible] اعجاز اللہ خان [illegible] ڈاکٹر جاوید خان [illegible]

[illegible] 2683 / 11-08-2020 [illegible] DDA [illegible]

[illegible] SHO [illegible] عبدالغفار خان [illegible] DDA [illegible] AC [illegible]

[illegible] 1679 [illegible] سرکاری کوارٹر [illegible] SHO عبدالغفار خان [illegible] 2331 [illegible]

[illegible] پولیس پارٹی [illegible] فائرنگ [illegible] ملزمان [illegible]

[illegible] (1) جہانگیر [illegible] (2) [illegible] 5189 [illegible] (3) [illegible] 30 بور [illegible] (4) [illegible]

[illegible] جہانگیر [illegible]

P-T-O

جو موقع سے فرار ہو چکا ہے ملزمان سرکاری کوارٹر و دیگر اراضی سرکاری پر قبضہ
ناجائز کرنے اور مقامی پولیس کو کاروائی سے باز رکھنے بہ نیت قتل کرنے فائرنگ کرکے زخمی کرنے
و دہشت گردی و خوف و ہراس پھیلانے کے مرتکب ہوئے ہیں جن کا یہ فعل قابل مواخذہ جرائم
بالا ہے کہ ہر چہار ملزمان متذکرہ بالا و ملزم بالا حسب ضابطہ گرفتار کیا جا کر ملزمان برآمدہ اسلحہ
جو پیش کئے جا رہے ہیں ہر دو قسم کی قانونی کاروائی عمل میں لائی جا رہی ہے جبکہ ملزم محمد یوسف کی گرفتاری ہر ممکن کوشش
مراسلہ بغرض قائمی مقدمہ بدست کانسٹیبل عبدالرحمن 1056 ارسال تھانہ ہے مقدمہ درج رجسٹر کر کے تفتیش
کا بندوبست کیا جاوے دستخط انگریزی صاحب بالا 9:20 کاروائی تھانہ پولیس آمدہ مراسلہ حرف بحرف
بالا تحریر پرچہ جرائم بالا برخلاف ملزمان بالا جاری کر کے نقل FIR بغرض تفتیش حوالے ASI
کی جاتی ہے وقوعہ ہذا کی اطلاع افسران بالا کو دی جا رہی ہے پرچہ ہمراہ مسل ...
گزارش ہے

(دستخط)
MHC ...
06.08.2020

دستخط ____________________

عہدہ ____________________

نوٹ: اطلاع کے نیچے اطلاع دہندہ کا دستخط ہوگا یا اس کی مہر یا نشان لگایا جائیگا اور افسر تحریر کنندہ ابتدائی اطلاع کا ... تصدیق ہوگا۔ حروف الف بیاب سرخ روشنائی سے بالمقابل نام ہر ایک ملزم یا مشتبہ علی الترتیب واسطے باشندگان علاقہ غیر ... ہے۔

(1) فارم نمبر ۲۴ - ۵

انسپکٹر جنرل پولیس صوبہ خیبر پختونخوا

ابتدائی اطلاع رپورٹ

(فائیل) ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس رپورٹ شدہ زیر دفعہ ۱۵۴ مجموعہ ضابطہ فوجداری

تھانہ کینٹ ضلع DIK

نمبر 21 تاریخ ووقت وقوعہ 17/09/020 وقت 5:00 PM بجے

(112C)

۱	تاریخ ووقت رپورٹ	18/09/020 وقت ... چالان گئی 27/09/020 وقت 18:30 بجے
۲	نام وسکونت اطلاع دہندہ مستغیث	... ڈرگ انسپکٹر ... محرر ... اسماعیل خان
۳	مختصر کیفیت مجرم (معہ دفعہ) حال اگر کچھ لیا گیا ہو	PPC 452-506-186-427/34
۴	جائے وقوعہ فاصلہ تھانہ سے اور سمت	... سعید آباد ... حاجی جبل ... جانب مشرق ... 2 کلومیٹر
۵	نام وسکونت ملزم	
۶	کاروائی جو تفتیش کے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہوا ہو تو وجہ بیان کرو	... ڈرگ انسپکٹر ... نمبر 3037 / 21-09-20 ... DPP صاحب ...
۷	تھانہ سے روانگی کی تاریخ ووقت	...

ابتدائی اطلاع نیچے درج کرو

مستغیث ... نمبر 2 ... انسپکٹر ... 3037 DDA / 21-09-20 ...

... DDA ... خان ولد ... بغرض ... بوساطت جناب DPO صاحب ... ASHO ...

... DPP صاحب ... مقدمہ ... ① جہانگیر گل ولد ... ② محمد ارشد ولد جہانگیر ③ محمد شعیب ولد ...

④ مسماۃ ... ⑤ مسماۃ ... جہانگیر ... محمد ارشد ...

نقل FIR ... درخواست ... گزارش ...

درخواست ... گزارش ... DDA ...

... ASHO 27-09-020 ... 07/09/020 ... DDA ... سرکاری

... سرکاری ... سعید آباد ... Dik ... DDA ... دو عدد ...

سرکاری ... 17/09/020 بوقت 5:00 pm

جہانگیر گل ... سرکاری

... جہانگیر گل محمد ارشد محمد شعیب ...

... جہانگیر ... سرکاری ... DDA ... باہر نکال ...

اور ... جہانگیر گل ... سرکاری جائیداد

DDA ... جہانگیر ... سرکاری ...

... اس دوران ... محمد ... ولد ... سرور خان ...

... سائل ...

... DDA ... جہانگیر گل وغیرہ ...

نے سرکاری کو اکبر پر غیر قانونی قبضہ کیا ہے اور مجھے جان سے قتل کرنے کی دھمکیں
دیں میں من سائل جہانگیر گل وغیرہ کے خلاف قتل کرنے اسلحہ آتشیں اہم کرنے
نمود کر کے اور سرکاری جائیداد پر قبضہ کرنے کا دعویدار ہے لہذا استدعا ہے کہ بوجوہات بالا
جہانگیر وغیرہ کے خلاف مطابق قانون تھانہ کوہاٹ میں باقاعدہ رپورٹ درج کر کے گرفتار کرنے کا حکم صادر
فرمائیں قانونی کارروائی عمل میں لائی جاوے مورخہ 27/9/20 جناب عالی نقل درخواست مطابق اصل ہے

دستخط
ASHO Kamil
27-09-2020

دستخط ______

عہدہ ______

طلاع کے نیچے اطلاع دہندہ کا دستخط ہوگا یا اس کی مہر یا نشان لگایا جائیگا۔ اور افسر تحریر کنندہ ابتدائی اطلاع ... تصدیق ہوگا۔ حروف الف یاب
سرخ روشنائی سے بالمقابل نام ہر ایک ملزم یا مشتبہ علی الترتیب واسطے باشندگان علاقہ غیر ... ہے۔

(68)

C/S No.138

Office of the
District Police Officer,
DIKhan

No. 3266 /EC

Dated 29/7/2020

CHARGE SHEET.

I, **CAPT ® WAHID MEHMOOD, DISTRICT POLICE OFFICER, DIKHAN,** as competent authority under Khyber Pakhtunkhwa Police Rules (amendments 2014) 1975, am of the opinion that you **Constable Arshad No.1378** rendered yourself liable to be proceeded against, as you have committed the following act/omissions within the meaning of Rule 3 of the Police Rules 1975.

While you posted in Police Lines DIKhan, a case FIR No.505, dated 24.04.2020 U/S 118 Police ACT-2017 PPC PS/Cantt DI Khan, was registered against you. This act on your part amounts to gross misconduct which is punishable under the rules.

2. By reasons of the above, you appear to be guilty of misconduct under Rule 3 of the Rules ibid and have rendered yourself liable to all or any of the penalties specified in the Rule 4 of the Rules ibid.

3. You are, therefore, required to submit your written statement within 07days of the receipt of this Charge Sheet to the enquiry officer.

Your written defense if any should reach the Enquiry Officer within the specified period, failing which it shall be presumed that you have no defense to put in and ex-parte action shall be taken against you.

4. A statement of allegation is enclosed.

DISTRICT POLICE OFFICER,
DIKHAN

C/S No.138

Office of the
District Police Officer,
DIKhan.

No. 3266 /EC Dated 29-04/2020

(65)

(164)

DISCIPLINARY ACTION

I, **CAPT ® WAHID MEHMOOD, DISTRICT POLICE OFFICER, DIKHAN** as competent authority, am of the opinion that you **Constable Arshad No.1378** have rendered yourself liable to be proceeded against departmentally under Khyber Pakhtunkhwa Police Rule 1975 (Amendment 2014) as you have committed the following acts/omissions.

STATEMENT OF ALLEGATIONS

While you posted in Police Lines DIKhan, a case FIR No.505, dated 24.04.2020 U/S 118 Police ACT-2017 PPC PS/Cantt DI Khan, was registered against you. This act on your part amounts to gross misconduct which is punishable under the rules.

2. For the purpose of scrutinizing the conduct of said accused with reference to the above allegations DSP City is appointed as enquiry officer. The enquiry officer shall in accordance with provision of the Police Rule-1975, provide reasonable opportunity of hearing to the accused official, record his findings and make, within twenty five days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused official.

The accused official shall join the proceeding on the date, time and place fixed by the enquiry officer.

DISTRICT POLICE OFFICER,
DIKHAN

No. 3266-67/EC, dated 29-04 /2020.

Copy of above to:-

1. DSP City :- The Enquiry Officer for initiating proceedings against the accused under the provisions of Police Rule-1975.
2. The **Accused officer:-** with the directions to appear before the Enquiry Officer, on the date, time and place fixed by him, for the purpose of enquiry proceedings.

18/05/2020

OFFICE OF THE
DISTRICT POLICE OFFICER,
DERA ISMAIL KHAN

Tel: (0966) 9280062
Fax (0966) 9280293

No. 3875 /EC, Dated. 01 / 06 /2020

ORDER

This order will dispose of departmental proceedings conducted against **Constable Arshad No.1378,** of this district Police, under the Khyber Pakhtunkhwa, Police Rules, 1975 (amendment 2014).

While he posted in Police Lines DIKhan, a case FIR No.505, dated 24.04.2020 U/S 118 Police ACT-2017 PPC PS/Cantt DI Khan, was registered against him.

He was served with charge sheet/statement of allegations. An enquiry was conducted into the matter through Mr. **Zahoor ud Din DSP/City Circle** DI Khan, under Police Rules-1975 ammended-2014. The Enquiry Officer submitted his finding report in which he stated that complete challan has been sent to court concerned for hearing. Enquiry Officer recommended that enquiry papers may kindly be kept pending till the decision of Court.

From the perusal of the relevant record, I am satisfied that the charges of misconduct stand proved against him beyond any shadow of doubt.

Therefore, in exercise of powers conferred upon me under the ibid rules I, **Capt. ® Wahid Mehmood**, District Police Officer, DI Khan, award him a Major Punishment **Dismissal from service** with immediate effect.

OB No. 1253
Dated. 03 **/06/ 2020**

Capt: ® WAHID MEHMOOD, PSP
District Police Officer,
Dera Ismail Khan

SRMA 19-10-20

73

Dy 1795 16-10-20

OFFICE OF THE
REGIONAL POLICE OFFICER
DERA ISMAIL KHAN
REGION

No. 9197 /ES, Dated DI Khan the 14/10/2020

ORDER

This order is aimed to dispose of the departmental appeal of **Ex-Constable Arshad No.1378** of District Police DIKhan against the order of major punishment of Dismissal from service by DPO DIKhan vide his office OB No. 1253 dated 03.06.2020, on the following allegations:

Facts of the case are that he while posted at Police Lines D.I.Khan, a case vide FIR No. 505 dated 24.04.2020 U/S 118 Police Act-2017 PPC PS Cantt D.I.Khan was registered against him.

He was issued charge sheet and proper departmental proceedings were initiated against him. Enquiry into the matter was conducted by Mr. Zahoor ud Din, DSP City D.I.Khan who submitted his findings report that complete Challan has been sent to the court concerned for hearing and the enquiry papers may be kept pending till decision of court, but, DPO DIKhan has passed the order dated 03.06.2020.

He preferred an appeal to the undersigned on 15.06.2020 against the order of DPO DIKhan. His appeal was sent to DPO DIKhan for comments and to provide his service record vide this office Endst: No. 2510/ES dated 18.06.2020. DPO DIKhan vide his office memo: No. 4348/EC dated 03.07.2020 has furnished the comments on the subject appeal.

The undersigned perused the file of the appellant thoroughly as well as heard him in person in Orderly Room dated 23.09.2020. Challan into the instant case has been sent to Court of law for hearing. Another two FIRs vide No.1033 dated 06.09.2020 u/s 324/353/7ATA/474/448/15AA/186/148/149 PPC PS Cantt DI Khan and FIR No.1120 dated 17.09.2020 u/s 452-506-186-427/34PPC PS Cantt DI Khan have also been registered against the delinquent Ex-Constable Arshad No.1378.

Therefore, I, **YASEEN FAROOQ**, Regional Police Officer, Dera Ismail Khan, seeing the different FIRs against him, in exercise of the powers conferred upon me under Rule-11(4)(a) of Police Rules 1975 amended 2014, the Major punishment of Dismissal from Service awarded by DPO D.I.Khan is upheld and his appeal is hereby **rejected**.

EC/OHC/OB/80

OB 2223 DT 16-10-20

(YASEEN FAROOQ) PSP
REGIONAL POLICE OFFICER
DERA ISMAIL KHAN

No. 9198 /ES

Copy of above is sent to the DPO DIKhan alongwith service records w.r.t his office memo: No.4348/EC dated 03.07.2020.

PP attached 16/10

DPO/DIKhan

(YASEEN FAROOQ) PSP
REGIONAL POLICE OFFICER
DERA ISMAIL KHAN

2564 14/7/021

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

No. S/ 2900 /21, dated Peshawar the 30/06/2021.

(84)

1268 27/07/2021

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by **Ex-FC Arshad No. 1378.** The petitioner was dismissed from service by District Police Officer, DIKhan vide OB No. 1253, dated 03.06.2020 on the allegations that he while posted at Police Lines, DIKhan, a case vide FIR No. 505, dated 24.04.2020 u/s 118 Police Act-2017 PPC Police Station Cantt: DIKhan was registered against him. Later on two another FIRs vide No. 1033 dated 06.09.2020 u/s 324/353/7ATA/474/448/15AA/186/148/149 PPC Police Station Cantt: DIKhan and FIR No. 1120, dated 17.09.2020 u/s 452/506/186/427/34 PPC Police Station Cantt: DIKhan were also registered against them. His appeal was rejected by Regional Police Officer, DIKhan vide order No. 9197-98/ES, dated 14.10.2020.

Meeting of Appellate Board was held on 03.06.2021 wherein petitioner was heard in person. Petitioner was acquitted on benefit of doubt in case FIR No. 505, dated 24.04.2020 u/s 118 Police Act-2017 PPC Police Station Cantt: DIKhan by the court of Judicial Magistrate-I, DIKhan vide judgment dated 30.11.2020.

The Board decided that his petition is hereby rejected.

Sd/-
KASHIF ALAM, PSP
Additional Inspector General of Police,
HQrs: Khyber Pakhtunkhwa, Peshawar.

No. S/ 2901-10 /21,

Copy of the above is forwarded to the:

1. Regional Police Officer, DIKhan. One Service Roll and one Fauji Missal of the above named Ex-FC received vide your office Memo: No. 1175/ES, dated 18.03.2021 is returned herewith for your office record.
2. District Police Officer, DIKhan.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.

OB - 1285
Dt 30-07-2021

No: 3038/ES dated 14/7/021.
D.P.O / D.I.Khan
Please inform the petitioner accordingly. Moreover, one Service Roll & Fauji Missal are also returned herewith.
16/07/21

(IRFAN ULLAH KHAN) PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

REGIONAL POLICE OFFICER
DERA ISMAIL KHAN
14/7