### <u>BEFORE THE KHYBER PAKHTUNKHWA</u> <u>SERVICE TRIBUNAL, PESHAWAR,</u> <u>CAMP COURT AT SWAT</u>

Service Appeal No. <u>1722</u> /2022

## Nisar Khan ... versus ... The D&SJ & others

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Respondents No. 1 to 3 ·. . . (Rahatullah)

Acting District & Sessions Judge/ Zilla Qazi Swat

Sec. No. 1 to 3

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& SESSIONS JUDGE/	
ILLA QAZI SWAT	

Office: 0946-713891 6 FAX: 0946-713893 WEBSITE: dsjswat.gov.pk EMAL: dsjswt@gmail.com 网

No. 1180 /E.B

Dated: 12 / 05 /2023

The Hon'ble Service Tribunal, Khyber Pakhtunkhwa, Camp Court at Swat.

SUBJECT:

To

SERVICE APPEAL NO.1722/2022 Mr. Nisar Khan ... Vs.... PHC & others.

Dear Sir,

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Para-wise comments on behalf of respondents, in the subject Departmental Appeal may be read as under: -

#### The matter in Brief:

A complaint bearing letter No.97/ADSJ-Matta, dated 21-04-2022 was received from Additional District & Sessions Judge/IZQ, Matta, Swat, to the effect that the appellant Mr. Nisar Khan, ex-Driver is arrogant, argumentative, and is a nuisance; his conduct is unbearable (Annex "A"). In pursuance of the above complaint, keeping in view previous guiltyrecord of the appellant (Annex "B" consisting of 02 pages); formal inquiry against the official was dispensed with under Rule 7 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 (hereinafter Rules) and the appellant was issued show-cause-notice vide this office letter bearing No. 691/E.B dated 26-04-2022 (Annex-"C"). The appellant submitted his lengthy reply, which was found not satisfactory; stuffed with baseless accusations against the Judicial Officers who possess untainted service record (Annex "D"). Resultantly final show-cause notice was issued to the appellant vide letter bearing No. 953/E.B dated  $\frac{26}{05}$ ,  $\frac{2022}{2022}$  (Annex "E" three sheet). The appellant submitted his reply (Annex "F"); it was also found not satisfactory and packed with false allegations against the Judicial Officers.

The appellant was heard in person who badly failed to invalidate the complaint of Additional District & Sessions Judge/IZQ, Matta, Swat. During personal hearing, it was observed that the appellant is under false impression that once a person enters into Government Job; he cannot be removed from service/Government Job. During personal hearing, the official started levelling baseless allegations against the



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Officers instead of showing any repentance for his ill-disciplined acts. Resultantly, keeping in view past record of the appellant, persistent complaint against him, finding no prospect, hope or probability of his reformation, he was awarded major penalty under rule 04(1)(b)(iii) of the Rules and removed from service vide detailed order dated 15/07/2022. Copy of the detailed order is (Annexure "G" six sheets).

### <u>Preliminary: -</u>

- 1. Correct, needs no answer.
- 2. Incorrect, hence denied.
- 3. Correct, needs no answer.
- 4. Correct, needs no answer.
- 5. Correct, needs no answer.
- 6. Correct, needs no answer except that now it has become infructuous under Rule 19 of the Rules.
- 7. Needs no answer.
- Grounds:

Incorrect, hence denied. Losing all hopes as to any possibility or probability of reformation in the performance and conduct of the appellant, having found not deserving for any further concessions or leniency and finding no other alternative, in the best interest of justice and department, to maintain the discipline, the order dated 15/07/2022 was passed in accordance with Rules and Law.

b. Incorrect, hence denied. Due process means, a process according to law. In the instant case, the inquiry was dispensed with under Rule 7 of the Rules, therefore, the removal of the appellant from service cannot be termed in violation of "due process" guaranteed under Article 4 of the Constitution of the Islamic Republic of Pakistan.

Vicial Officers, as alleged in the para under reply, per se,

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reflect the mindset of the appellant. The allegation is beyond imagination that Head of District Judiciary, having parental role, would falsely join hand with the other Officers to remove the official from service. Replies of appellant in response to show cause notices put forth by him, if read together with para "C" of the appeal, the same supported the allegations of learned ADJ Matta i.e., the appellant is argumentative, does not take care of the directions given to him, arrogant in his conduct, *Ghumandi* "خيمندي" and a nuisance. The replies of the appellant to various explanations are annex "H" to "K.

d. Incorrect, hence denied. Presiding Officer Child Protection Court had called explanation of the appellant and found his reply unsatisfactory, following which complaint was sent to the respondent No.01 against the appellant for his irregularity and habitual absence from official-duties.-Hence, the previous-Inquiry was initiated against the appellant in which the accused official was held guilty and in concurrence with the recommendation of the Inquiry Officer, he was awarded minor penalty in the shape of withholding two increments instead of major penalty; with a view that the appellant shall mend his ways, but all in vain. So far as pendency of Departmental Appeal against the above said order is concerned, the same under Rule 19 of the Rules has attained finality not being challenged before the Hon'ble Service Tribunal well within the prescribed time.

Incorrect, hence denied. The appellant has been proven guilty of committing misconduct twice and awarded penalty on two different ground and different time. In the para under reply, it is incorrectly mentioned that he has been awarded penalty twice for the same misconduct.

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f. Part first of para under reply is an admission of the appellant as to the correctness of inquiry proceedings and thereby his proven guilt, whereas, part second of the para is incorrect, hence denied. The appellant was awarded major penalty according to the law. Moreso, it is mere repetition of para "e" and thus needs no detail answer/elaboration.

- g. Incorrect, hence denied. Appellant was served twice with show cause notices, which contained statement of allegations and charges levelled against him, but he failed to rebut the same with solid proof, hence, he was removed accordingly. The inquiry against the accused official was rightly dispensed with under Rule 7 of the Rules and keeping in view the past conduct of the appellant, he was justly removed from government service. The repetition of the same facts time and again by the appellant read with repeated\_allegations\_against\_the\_Judicial\_Officers\_fullysupported the allegations i.e., "he is argumentative, illdisciplined, no regard for his seniors".
- h. As per Rule 19 of the Rules, the appeal is hopelessly time barred, therefore, merits dismissal, however, leave of the Court is the discretion of Hon'ble Tribunal.

It is, therefore, requested that the subject Service Appeal may kindly be dismissed.

District & Sessions Judge/ Zilla Qazi, Swat/\_ Respondent No.01

Additional Sessions Judge, Matta (Swat) Respondent No.02

Peshawar Hig<mark>l/Cou</mark>rt, Peshawar Respondent No.03

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97 No. **ADSJ-Matta** 

dated: 21-04-2022.

ANNEX-"A"

To:

The honorable District & Sessions Judge/ Zilla Qazi, Swat.

### Subject: CHANGE / TRANSFER OF OFFICIAL DRIVER

Respected Sir,

With all humbleness it is submitted that undersigned has requested many times for the transfer of the official driver. I again requested that the driver may please be changed / transferred and any other driver may be posted for the official vehicle on the grounds that the current driver do not care for the directions given to him. He is unable to properly taken care of the vehicle and his conduct is not of an official. He is argumentative and does not take care of the directions given, arrogant in his conduct as driver. He can be best disclosed as "Ghomundi" (22). His conduct is nuisance and unbearable.

It is requested that he may be changed / transferred and any alternative may be provided for the peace of mind of undersigned, so that I can concentrate on my work which needs more attention than correction of driver, end the recease it not of more iteration than correction of

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Yours obediently,

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DISTRICT & SESSIONS JUDGE/ ZILLA QAZI SWAT

# <u>ORDER</u>

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Office: 0946-71389 FAX: 0946-713803

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Consequent upon receiving a written complaint from the Additional District & Sessions/Child Protection Court, Swat, vide letter No.34/CPC Swat, dated 22/02/2021, against the accused official, namely, Nisar Khan Driver, about his willful absence from duty without submission of any leave application or permission of the competent authority, his explanation was called. Finding reply to explanation vide this office letter No.293/EB, dated 23/02/2021, unsatisfactory, so the official was charge sheeted and formal inquiry was ordered against him vide this office order bearing Endst: No. 394-95/EB, dated 04/03/2021.

The learned Inquiry Officer/Additional District & Sessions Judge/IZQ-II Swat, vide his inquiry report dated 05/06/2021, recommended deduction of 04 days salary due to absence from duty on 10<sup>th</sup>, 11<sup>th</sup>, 12<sup>th</sup> & 16<sup>th</sup> February 2021 and also recommended withholding of two annual increments for a period of two years.

WHEREAS, in pursuance of the recommendation of the inquiry officer, the accused/official was served with show-cause notice vide letter No. 1512/EB dated 12/07/2021, who submitted his written reply. He was also heard in person, but could not give any justifiable reason for his willful absence. Resultantly, he was served with final show-cause notice vide Endst: No.1745/EB, dated 21/08/2021 as to why one or more penalty/penalties recommended by the inquiry officer may not be imposed upon him under the Khyber Pakhtunkhwa (Efficiency & Discipline) Rules, 2011. In response to this final show-cause notice, the official once again submitted similar reply and was again heard in person, however, he could not produce any substantive evidence or justifiable reason for the above-mentioned willful absence.

NOW THEREFORE, in above scenario, the undersigned being the competent authority award minor penalty by withholding two annual increments for a period of two years with non-accumulative effect to the accused official under Rule 4(1)(a)(ii)(iii) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 coupled with forfeiture of his salary for 04 days i.e. 10<sup>th</sup>, 11<sup>th</sup>, 12<sup>th</sup> & 16<sup>th</sup>, February, 2021. In this respect, office shall make necessary entries in the service record of the accused official with immediate effect.

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(SHOAIB KHAN) District & Sessions Judge/ Zila Qazi, Szvat Sessions Judge/Zilia Uazi, Swat.

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#### OFFICE OF THE DISTRICT & SESSIONS JUDGE/ZILA OAZI, SWAT.

Endst: No. 2278-83/E.B

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### Dated: 27 / 10 / 2021

Copy forwarded to:

- 1. The Additional District & Sessions Judge/Child Protection Court, Swat, with reference to her complaint referred to above, for information.
- 2. The Senior Civil Judge/Aala Illaqa Qazi (Admn:), Swat.
- 3. The District Comptroller of Accounts, Swat.
- 4. The Budget & Accounts Assistant of this office for information and necessary action.
- 5. Mr. Nisar Khan, Driver, presently posted in the Court of AD&SJ/IZQ, Matta, for information.
  - Personal file of the official concerned.

District & Sessions Judge/ Zila Qazi, Swat Sessions Judge/Zilia Qazi, Swat.

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"(two sheet) DISTRICT & SESSIONS JUDGE/ FAX: 0946-713893 DIAL: 0 

691 /E.B

Dated: <u>26</u> 4 /2022

To:

Mr. Nisar Khan, Driver, to the Court of Additional District & Sessions Judge/ Izafi Zila Qazi-Matta.

SUBJECT:

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b)

# SHOW CAUSE NOTICE

ZILLA QAZI SWAT

Memo:

Whereas, the learned Additional District & Sessions Judge/Izafi Zilla Qazi-Matta, vide letter No. 97/ADSJ-Matta, dated 21/04/2022, reported against you in the following words:

With all humbleness it is submitted that undersigned has requested many times for the transfer of the official driver. I again requested that the driver may please be changed /transferred and any other driver may be posted for the official vehicle on the grounds that the current driver do not care for the directions given to him. He is unable to properly taken care of the vehicle and his conduct is not of an official. He is argumentative and does. not take care of the directions given, arrogant in his conduct as driver. He can be best disclosed as "Ghomundi" (Janie ). His conduct is nuisance and unbearable."

To the above complaint, the following facts are also highly relevant: -

Previously, from 22/10/2020 to 17/11/2020, you were posted as Driver with AD&SJ/IZQ-II Swat, namely, Mr. Zia ul Haq, learned AD&SJ/IZQ-II, Swat, who requested for your transfer from his court to any other court due to your conduct and behavior. In order to avoid damage to your future career nothing was brought on record in black and white.

In pursuance of the request of learned AD&SJ/IZQ-II, Swat, vide office order bearing Endst: No.2570-76/EB, dated this 17/11/2020, you were transferred to the Court of AD&SJ/IZQ-CPC Swat. Instead of mending your way and reformation of your conduct, you continued to tread on the same routine forcing the learned AD&S/IZQ-CPC to complain against you and accordingly the same was forwarded to this office vide her letter No.34/CPC, dated 22/02/2021. On the referred complaint you were proceeded against and later, on proof of guilt, vide this office order bearing Endst: No.2278-83/EB dated 27/10/2021 awarded minor penalty by withholding two annual increments for a period of two years with non-accumulative effect coupled with forfeiture of your salary for 04 days i.e. 10th, 11th, 12th & 15th, February, 2021,

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**c)** 

after taking lenient view for the sake of you and your family. Thus, again on the request of learned AD&SJ/CPC, Swat, you were transferred out and posted in the Court of AD&SJ/IZQ-Matta.

That during your posting with Mr. Asim Riaz AD&SJ/IZQ, Matta, twice or thrice the learned AD&SJ/IZQ Matta, complained about your conduct, requested for your transfer and when asked for complaint in writing, the avoided to bring anything in black and white to save you and your family from damage.

The above latest report from learned AD&SJ/JZQ-Matta clearly establish that neither you have mended your way nor reformed your conduct. Your above reflected conduct through reports of 04 learned AD&SJs is more than enough to dispense with inquiry within the ambit of the section 7 of the ibid rules.

NOW THEREFORE, you are served with this show cause notice under Rule 7 of the Khyber Pakhtunkhwa Government Servarits (Efficiency & Discipline) Rules, 2011, as to why not, in the light of above referred complaint and your previous conduct, Major Penalty of removal from service under Rule 4 of the ibid rules, may not be imposed upon you. Intimate whether you desire to be heard in person.

Your reply must reach to this office within 07 days, otherwise it will be presumed that you have no defence.

> (SHOAIB KHAN) District & Sessions Judge/ Zilla Qazi, Swat

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Annex-"0" (two sheet)

بحفور جناب ذمشركت جرمنك قاضى صاحب سوات

عنوان: وضاحتى جواب بحوالد شوكار نوش نمبر 691/EBمور فته 2022.2024-

جتاب عالى!

میراد خاختی جواب حسب ذیل ہے۔

(1) میرے خلاف ارسال کردہ شکاتی رپورٹ بوالد خط نمبر Matta مورخہ 21.04 SJ- Matta مورخہ 21.04 SJ- Matta مورخہ 21.04 کار حقاقت کے بالکل برعس ہے۔ حقیقت کو یوں ہے کہ جب میرامحتر معبدالماجد، ایڈیشنل ڈسٹر کٹ اینڈ سیشن نج صاحب، کے ساتھ چکدرہ سے سرکاری موڑکار میں مینکورہ لاتے ہوئے، اُس ایڈیشنل ڈسٹر کٹ اینڈ سیشن نج صاحب، کے ساتھ چکدرہ سے سرکاری موڑکار میں مینکورہ لاتے ہوئے، اُس پیلی ملاقات میں اُس نے بچھ محتر مہ سعد یوعند لیب، ایڈیشنل ڈسٹر کٹ اینڈ سیشن نج رپر یذائیڈ تک آف پیلی ملاقات میں اُس نے بچھ محتر مہ سعد یوعند لیب، ایڈیشنل ڈسٹر کٹ اینڈ سیشن نج رپر یذائیڈ تک آف پیلی ملاقات میں اُس نے بچھ محتر مہ سعد یوعند لیب، ایڈیشنل ڈسٹر کٹ اینڈ سیشن نج رپر یذائیڈ تک آف پیلی ملاقات میں اُس نے بچھ محتر مہ سعد یوعند لیب، ایڈیشنل ڈسٹر کٹ اینڈ سیشن نج رپر یذائیڈ تک آف پیلی ملاقات میں اُس نے بچھ محتر مہ سعد یوعند لیب، ایڈیشنل ڈسٹر کٹ اینڈ سیشن نج رپر یذائیڈ تک آف پیلی ملاقات میں اُس نے بچھ محتر مہ سعد یوعند لیب، ایڈیشنل ڈسٹر کٹ اینڈ سیشن نے رپر یذائیڈ تک آف میر خلاف اُس نے اُسے خلاب کہ جس کے تعلی کے میں خلاب کر کے ہوئے کہا کہ تر مدیخ صاحب اُس کی بین چیسی ہوالد کے تیمرے روز بچھ سے Replanation طلب کرتے ہوئے، سرکاری موٹر کار کی موضا لیے کہ مرب دوز بچھ سے اور دیر سے چینچنے کا بہانہ دیایا جس پر میں نے اپنا تر بیان چیان چیل کر کے بلامز یو کار روائی داخل دونٹر ہوئی نیش جواب کر

Page 11

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SWAT CILLA

کا کمر بھی عدالتوں کے نزدیک ہے جس دجہ سے بھی کھبار دہ خودگاڑی میں آتا جاتا ہے۔ چونکہ محرّم خیا والحق نتج صاحب کو ڈرائیور کی ضرورت نہیں تقی اور اُس نے بچے بحیثیت خانسا ما بنگلہ میں کام کرانے کا کہاتھا جس پر میں نے اُسے اِلکار کر کے ، دہ بچھ سے خصہ ہوا تھا۔ البتہ میری اصل ڈیوٹی بحیثیت ڈرائیور نہ کرنے کی نبت کی بچی نتج صاحب نے میرے خلاف شکایت نہیں کی ہے کہ میر او ڈرائیو تک میں مہارت ند ہے ، کا ڈی کو صاف رو میں محمد او گاڑی میں بار بار فنی خرابی میری enaintenance نہ کر ایک و دی بی میں بات کر، درکا دن باق سے ہیں رکمتا یا گاڑی میں بار بار فنی خرابی میری enaintenance نہ کرنے کی دجہ سے آکر، درکا دن باق

minor جہاں تک میرے خلاف اِلکوائیری کرانے کا تعلق ہے تو اگر چہ آنحضور نے بچھے minor جہاں تک میرے خلاف میرا کھاندا پل معزز عدالت عالیہ پشاور ش تعفیر طلب ہے۔ penalty دی ہے کین ذکورہ تھم کے خلاف میرا تکھاندا پل معزز عدالت عالیہ پشاور ش تعفیر طلب ہے۔ نیز میرے خلاف محض فارل اِنکوائری کرکے، مزادی گئی ہے حالانکہ اُس اِنکوائیری کی دوست میرے خلاف کوئی ایسا تھوں شیوت نہیں لایا گیا ہے جس کی روسے مجھے تصور وارتھ مرایا جا سکے۔

یں این طرح محترم جناب عاصم ریاض خان، سابق ایڈیشن دستر کم ایند سیشن نج صاحب مد نے میرے خلاف کوئی شکایت نہیں کی ہے کونکہ میں نے اُس کے ساتھ نہایت ایما نداری اور خلوص کے ساتھ ڈیوٹی کی ہے۔ نیز اس سے قبل میں نے محترم جناب بخت عالم خان، سابق ایڈیشنل ڈسٹر کم اینڈسیشن نج ماحب مد، کے ساتھ کافی لیے عرصہ تک ڈیوٹی سرانجام دی تھی اور اُس نے متذکرہ بالا ایکوائری کے دوران میری ڈیوٹی ایما تداری کے ساتھ نبھانے کے بارے میں آپ کوآ گاہ کیا تھا۔

متذکرہ بالا شوکا زنوش شریعت ، قانون ، آئین پاکستان اور إنصاف کے ذیریں اصولوں کے برعس ہ کوتکہ بلاتحقیق کمی کے خلاف کارروائی کر تا اور خاص کر کمی سے اس کا رزق چینا ہر گز درست نہ ہے۔ یس بر حلف کہتا ہوں کہ بیں رزق حلال کمانے کی خاطر اپنی ڈیوٹی بحیثیت ڈرائیور مہارت ، ایما نداری اور تابعداری سے کرتا چلا آر ہا ہوں اور میں نے اپنی ندکورہ ڈیوٹی میں ندکوئی کوتا ہو کی ہے اور نہ کرونگا البتد اپنی اصل ڈیوٹی کے علاوہ دیگر کھر بلوں کام کرنے کیلئے کمی بھی صورت تیار نیس ہوں۔ میں آپ کے سامنے پیش ہوکر زبانی طور پریمی اپنا وضاحت کرنے کا خواہاں ہوں اگر اجازت کی جا در میں آپ کے سامنے پیش ہوکر زبانی

استدعا کرتا ہوں کہ مندرجہ بالا وضاحت کے پیش نظر میر ےخلاف کی گئی شکایت کو خارج کیا جائے اور شوکازنوٹس بلامزید کارردائی داخل دفتر قرمائی جائے۔

فارخان ڈرائیور 22 00

		ANNEX- F Sheets 3
	DISTRICT & SESSIONS JUDGE/	B Office: 0746-713091 FAX: 0946-713093
	ZILLA QAZI SWAT	
. 00	Yoge-12	

No. /E.B

Dated: <u>26/05</u>72022

Mr. Nisar Khan, Driver, Court of District & Sessions Judge, Swat.

SUBJECT: FINAL SHOW CAUSE NOTICE

Memo:

To:

I, Shoaib Khan, District & Sessions Judge/Zila Qazi, Swat/the Competent Authority, under the Khyber Pakhtunkhwa Government Servant (Bfficiency & Discipline) Rules, 2011, do hereby serve you with this final showcause notice.

Whereas, the learned Additional District & Sessions Judge/Izafi Zilla Qazi-Matta, vide letter No. 97/ADSJ-Matta, dated 21/04/2022, reported against you in the following words:

> With ull humbleness it is submitted that undersigned hus requested many times for the transfer of the official driver. I again requested that the driver may please be changed /transferred and any other driver may be posted for the official vehicle on the grounds that the current driver do not care for the directions given to him. He is unable to properly taken care of the vehicle and his conduct is not of an official. He is argumentative and does not take care of the directions given, arrogant in his conduct as driver. He can be best disclosed as "Ghomundi" (UL). His conduct is nuisance and unbearable."

Viz-a-viz the above complaint, the following facts are/were found highly relevant and reflected in the first show cause notice  $\infty$ 

a) Previously, from 22/10/2020 to 17/11/2020, you were posted as Driver with AD&SI/IZQ-II Swat, namely, Mr. Zia ul Haq, learned AD&SJ/IZQ-II, Swat, who requested for your transfer from his court to any other court due to your conduct and behavior. In order to avoid damage to your future career nothing was brought on record in black and white.

b) In pursuance of the request of learned AD&SJ/IZQ-II, Swat, vide this office order bearing Endst: No.2570-76/EB, dated 17/11/2020, you were transferred to the Court of AD&SJ/IZQ-CPC Swat. Instead of mending your way and reformation of your conduct, you continued to tread on the same routine forcing the learned AD&S/IZQ-CPC to complain against you and accordingly the same was forwarded to this office vide her letter No.34/CPC, dated 22/02/2021. On the referred complaint you

United & Sessions Judged

were proceeded against and later, on proof of guilt, vide this office order bearing Endst: No.2278-83/EB dated 27/10/2021 awarded minor penalty by withholding two annual increments for a period of two years with non-accumulative effect coupled with forfeiture of your salary for 04 days i.e. 10th, 11th, 12th & 15th, February, 2021, after taking lenient view for the sake of you and your family. Thus, again on the request of learned AD&SJ/CPC, Swat, you were transferred out and posted in the Court of AD&SJ/IZQ-Matta.

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That during your posting with Mr. Asim Riaz AD&SJ/IZQ, Matta, twice or thrice the learned AD&SJ/IZQ Matta, complained about your conduct, requested for your transfer and when asked for complaint in writing, he avoided to bring anything in black and white to save you and your family from damage.

WHEREAS, prior to this final show-cause notice, a show-cause notice vide this office letter No.691/E.B dated 26/04/2022 was served upon you. In response whereof your reply received to this office on 09/05/2022 which runs as under: -

میرے خلاف یہ الزام کہ میں ج صاحب کی ہدایت پر عمل نہیں کرتا، سرکاری موڑ کار ی الجال ہیں رکھتا اور اس کے ساتھ بحث مبات میں پرتا ہوں، میں کونی سچانی نہ ہے بلکہ یہ متذکبہ بالا بجز صاحبان کے آپس میں نزیک تعلقات کی بنا پر محترمہ سعدیہ عدر اب ج صاجد کے کہنے پر مجمع تک و پريشان كرنے اور ميرے طازمت كو نقصان بہنچانے کے لئے الزام لگایا ہے ورز تین وم میں کس ملازم کی کار کردگی نہیں چانچا جاسکتابه مزید به کرمیں تحمندی نہیں ہوسکتا کیونکہ میں ایک خریب شخص ہوں۔ اپنی ڈیوٹی بحثبت ڈرائیور ایچ طریع سے کرتا چا آبا ہوں لیکن خلامی کے لئے تیار نہیں ہوں۔ میرے خلاف کس بھی بج ماحب نے میری اصل ڈیوٹی بحثیت ڈرائیور کے بابت کوئی شکایت نہیں کی ہے البتہ محترمہ سدیہ عندلیب ج صاحبہ مجم یے ڈرائیونک کے ملاوہ دیگر کام کرانے پر استغسار کردہی تھی جوکہ میں نے صاف الکار کیا تھا کہ میں اپنی اصل ڈیوٹی یعنی ڈرائیونگ کے ملادہ کمز کے دیگر کام کاج نہیں كرسكتا - جس پر بمارى ماين تنازحد مددا بوتا تما - طاده ازى محترم ضياء الحق ایڈیشنل دسترکٹ اینڈ سیشن ج صاحب ددم سوات، کو ڈرائیور کی ضرورت نہیں تمی کیونکہ آج تک ان کے سرکاری موٹر کار کی ڈرائیونگ اس کا پولیس گنر کرتا چاتا آبا ب نیز اس کا تحر بھی عدالتوں کے نزدیک ہے، جس وجہ سے تحی کمبار دہ خود کاڑی میں آتا جاتا ہے۔ چونکہ محترم ضیا و الحق بج صاحب کو ڈرائیور کی ضرورت نہیں تھی ادرأس في مجمع يحثيت خانسابان بذكله من كام كرف كاكها تما جس برمي ف أس الكاركركي وومجوس خفاجوا تحابه

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DISTRICT & SESŠIONS JUDGE/ ZILLA OAZI SWAT

This reply is found unsatisfactory and without substance for the following reasons: -

a. Each and every sentence of your above reply reflect your conduct of unbecoming a good civil servant who blames without proof of the allegation, further establishes that you are a sick minded accused official, habitual of breeding up and developing imaginary and false theories in mind who act accordingly by believing in blame game.

Office: 0946-713891

FAX: 0946-713893

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b. As stated and reflected in the first show cause notice dates 26-04-2022, prior to the complaint of learned ADJ- Matta, all the judicial officer with whom you remained posted since 2020 consistently complained about your indifferent attitude and conduct not becoming of a good civil servant, who avail frequent leaves without prior permission/sanction. Besides the above, all the referred judicial officer further complained/communicated time and again that you don't take care of the official vehicle.

 c. It is not appealing to the reasons and sense that the judicial
officers mentioned in the first show cause notice/had some illwill against you. Thus, it is absolutely not believable that all
were gathered on falsehood against you.

NOW THEREPORE, you are served with this final show cause notice under Rule 7 of the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011, as to why not, in the light of above referred complaint and your previous conduct read with your reply to show-cause notice, Major Penalty of removal from service under Rule 4 of the ibid rules, may be imposed upon you. Intimate whether you desire to be heard in person.

Your reply must reach to this office within 07 days, otherwise it will be presumed that you have no defence.

> (SHOAIB KHAN) District & Sessions Judge/ Zilla Qazi, Swat District & Sessions Judge Swat at Saidu Sharif

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(three sheets) Page 15 Annex . F. (11 بحضورجناب دمشركث جج يرضلع قاضي صاحب، سوات

وضاحتي جواب بحواله فائنل شوكاز نوٹس نمبر953مورخہ 2022/05/26

جناب عالى ا

عنوان:

میرا وضاحتی جواب حسب فل ب-میرے خلاف ارسال کردہ شکایتی رپورٹ بحوالہ خط نمبر میدا محترم عبدالماجد، میرے خلاف ارسال کردہ شکایتی رپورٹ بحوالہ خط نمبر میدا محترم عبدالماجد، کلامین کو پشنل ڈسٹرکٹ اینڈ سیشن بنج صاحب، کے ساتھ چکددہ سے سرکاری موڑ کارمیں مینگورہ لاتے ہوئے بال پیل ملاقات میں اس نے مجد سے محترمہ سعد یہ جند لیب، ایڈیشنل ڈسٹرکٹ اینڈ سیشن میجر بال پہل ملاقات میں اس نے مجد سے محترمہ سعد یہ جند لیب، ایڈیشنل ڈسٹرکٹ اینڈ سیشن میجر پریذائیڈنگ آخر چائلڈ پردیکشن کورٹ دسوات، کے بارے میں ذکر کرتے ہوئے کہا کہ محتر مہ جے صاحب، اس کی بہن جیسی ہے اور میرے خلاف اس نے اس شکایت کی ہے۔ جس کے تسلسل میں محترم اس کی بہن جیسی ہے اور میرے خلاف اس نے اس شکایت کی ہے۔ جس کے تسلسل میں محترم مرکاری موٹر کار کی جارج سنبھالنے کے تیسرے روز مجھ سے nother ملب کرتے ہوئے، مرکاری موٹر کار کی جام این محترم داخل دفتر ہوئی نقل جواب خلبی دیں ہے اپنا تحریری وضاحت بیان دیش کرکے، بلامزید کارروائی داخل دفتر ہوئی نقل جواب خلبی دیں ہے۔

میرے خلاف یہ الزام کہ میں جج صاحب کے ہدایات پر عمل نہیں کرتا ، سرکاری موٹر کار کا خیال نہیں رکھتا اور اس کے ساتھ بحث مباحثے میں پڑتا ہوں ، میں کوتی سچاتی نہ ہے بلکہ یہ متذکرہ بالا ، ججز صاجبان کے آپس میں نزدیک تعلقات کی بناء پر محترمہ سعدیہ عندلیب جج صاحبہ کے کہنے پر تجھے تلک و پریشان کرنے اور میرے ملازمت کو نقصان پہنچانے کیلئے الزام لگایا گیا ہے ورنہ تین یوم میں کسی ملازم کی کارکردگی نہیں چانچا جاسکتا۔ مزید یہ کہ میں تحمد نہیں ہوسکتا کیونکہ میں ایک خریب شخص ہوں اور اپنی ڈیوٹی بحیثیت دڑا نیور اچھ طریقے سے کرتا چلا آدہا ہوں لیکن خلامی کیلئے تیار نہیں ہوں۔

حقیقت کھ یوں ہے کہ جب عبد الماجد صاحب سوات چارج سنبھا لنے کے لئے آرہے تھے تو مجھ سے فون پر رابط کر کے ہفتہ کے دن کہا کہ کل اتوار کو میں سوات آرہا ہوں، مجھ لینے چکدرہ آنا ہوگا۔ میں اتوار کو صبح کھر سے جج صاحب کو لینے چکدرہ پہنچا۔ بس سٹاف پر تقریباً 45 منٹ انتظار کر کے جج صاحب کا فون آیا کہ کد هر ہو، میں نے کہا کہ میں چکدرہ بس سٹاف پر کھڑا ہوں تو متجواب ملا آپ ٹول پلازے کیوں نہیں آئے میں آپ کو پیدها کردونگا میں فوجی کا بیٹا ہوں میں نے کہا جو صاحب اپ پانچ منٹ ڈرائیو کر کے میں روڈ کے اوپر اپ کو کھڑا ہوا نظر آونگا، جواب میں بج ماحب نے کہا بحث مت کروں بس میں امہا ہوں دیکھ کوں کا ایکو – ہم رجج صاحب جب پہنچا دہا ماحب نے کہا بحث مت کروں بس میں امہا ہوں دیکھ کوں کا کہو – ہم رجج صاحب جب پہنچا دہا ہو سلام کے بعد اس نے مجھ سے محترم ڈسٹرکٹ اینڈ سیشن ج صاحب کے بارے کہ پوچھا کہ کیسا بندہ ہے اور میڈم سعد یہ عند لیب کے بارے میں، تو میں نے بواب میں کہا کہ دونوں بہت اچھ ہیں



-رهم ركرية تدلك رفال مريد ر اعذا بدا بدا الله المراد بعذاب شنيد في مديد بعد المر شد ساله في مس للمشينيا بسامين بالقاب لتبديك والأبل والابل بسال في وسرابك في الموالي المسك درايدادا رأين ديد والمديد لايزامد الاورايين في ما مدارد ومجد المرايع ملحسه بحط فألايح لديك مشرب المع فترض مند بكذا خركه في المكال ورباله الماله مسيخ بدائد الريم فحصر معابية مدر للألمان يقوله للمربع معافد مارد المدادا تيدابن مة لدكر مسالحدرية سليلاجر دلرل يبز شيلا أعلماله وسريد لحسب بدله فى محمد الما بالمان المانية الماليد ورالج رمالي المحال بسالة الركمة حرك رما

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Page 17 میں نے اپنے جواب میں کسی قسم کا الزام نہیں لگایا بلکہ میں نے بالکل سچ کہا ہے ادر اسلسلے میں اگر آپ مجھ سے قران پاک پر طف لینا چاہے تو میں دینے کو تیا رہوں۔ متذکرہ بالاشوکاز نوٹس شریعت، قانون، آنین پاکستان اور انصاف کے زیریں اصولوں کے برعکس بے کیونکہ بلا تحقیق کسی کے خلاف کارروانی کرنا اور خاص کر کسی سے اس کارزق چمچنا ہر کز درست نہ ہے۔ میں بر طف کہتا ہوں کہ میں رزق طلال کمانے کی خاطر اپنی ڈیوٹی بحیثیت ڈرانیور مہارت، ایمانداری اور تابعداری سے کرتا چلا آبا ہوں اور میں نے اپنی مذکورہ ڈیوٹی میں نہ کوئی کوتا ہی کی بے اور نہ کرونکا البتہ اپنی اصل ڈیوٹی کے طاوہ دیگر کھریلوں کام کرنے کیلئے کسی بھی صورت تیار نہیں ہوں۔ میں آپ کے سامنے پیش ہو کر زبانی طور پر بھی اپنا وضاحت کرنے کا خواہاں ہوں اگر اجازت مل جائے۔ استدحا کرتا ہوں کہ مندرجہ بالا دخناجت کے بیش نظر میرے خلاف کی کنی شکایت کو خارج کیا جائے اور فائنل شوکاز نوٹس بلامزید کاررو آئی داخل دفتر فرمانی جائے ۔ نثار خان درانيور 06-06-2022 and the second 11

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### BEFORE SHOAIB KHAN DISTRICT & SESSIONS JUDGE SWAT /COMPETENT AUTHORITY

Order in inquiry proceedings against Nisar Khan (driver)

#### Order 15-07-2022

Present: Mr. Nisar Khan, Driver (herein after shall be referred to as the accused) in person.

Reply to final show cause notice perused and the accused official already heard in person.

#### **Brief facts/History**

Accused official was appointed as driver vide this office order bearing No. 3491-3500/E.B dated 05/11/2018 remain posted with ADJ-Matta up to 22/10/2020 and thereafter transferred and posted with different judicial officers.

The learned AD&SJ-Matta through his letter cum complaint No. 97/ADSJ-Matta, dated 21/04/2022 reported against the accused as under: -

With all humbleness it is submitted that undersigned has requested many times for the transfer of the official driver. I again requested that the driver may please be changed/transferred and any other driver may be posted for the official vehicle on the grounds that the current driver do not care for the directions given to him. He is unable to properly taken care of the vehicle and his conduct is not of an official. He is argumentative and does not take care of the directions given, arrogant in his conduct as driver. He can be best disclosed as "Ghomundi," ( $c_{\mu}$ ). His conduct is nuisance and unbearable.

In the light of above complaint/letter, vide this office letter No. 691/E.B, dated 26/04/2022, while dispensing with the inquiry u/r. 7 of the Khyber Pakhtunkhwa Government servants (Efficiency and Discipline) Rules, 2011(herein after shall be referred to as Rules) Show cause notice was issued to him with following additional grounds in the light of past conduct of the official: -

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District Judge/Zilla Qazi. SNAT. a) Previously, from 22/10/2020 to 17/11/2020, you were posted as Driver with AD&SJ/IZQ-II Swat, namely, Mr. Zia ul Haq, learned AD&SJ/IZQ-II, Swat, who requested for your transfer from his court to any other court due to your conduct and behavior. In order to avoid damage to your future career nothing was brought on record in black and white.

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- In pursuance of the request of learned AD&SJ/IZQ-II, Swat, vide b) this office order bearing Endst: No.2570-76/EB, dated 17/11/2020, you were transferred to the Court of AD&SJ/IZQ-CPC Swat. Instead of mending your way and reformation of your conduct, you continued to tread on the same routine forcing the learned AD&S/IZQ-CPC to complain against you and accordingly the same was forwarded to this office vide her letter No.34/CPC, dated 22/02/2021. On the referred complaint you were proceeded against and later, on proof of guilt, vide this office order bearing Endst: No.2278-83/EB, dated 27/10/2021 awarded minor penalty by withholding two annual increments for a period of two years with non-accumulative effect coupled with forfeiture of your salary for 04 days i.e. 10th, 11th, 12th & 15th, February, 2021, after taking lenient view for the sake of you and your family. Thus, again on the request of learned AD&SJ/CPC, Swat, you were transferred out and posted in the Court of AD&SJ/IZQ-Matta.
- c) That during your posting with Mr. Asim Riaz AD&SJ/IZQ, Matta, twice or thrice the learned AD&SJ/IZQ Matta, complained about your conduct, requested for your transfer and when asked for complaint in writing, he avoided to bring anything in black and white to save you and your family from damage.

In response to the above show cause notice, the reply dated 09/05/2022 of the accused official led to yet final show cause notice vide office order No.953/E.B, dated 26/05/2022 as follows: -

- a. Each and every sentence of your above reply reflect your conduct of unbecoming a good civil servant who blames without proof of the allegation, further establishes that you are a sick minded accused official, habitual of breeding up and developing imaginary and false theories in mind who act accordingly by believing in blame game.
- b. As stated and reflected in the first show cause notice dated 26-04-2022, prior to the complaint of learned ADJ- Matta, all the judicial

District Judge Zilla Qazi.

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officer with whom you remained posted since 2020 consistently complained about your indifferent attitude and conduct not becoming of a good civil servant, who avail frequent leaves without prior permission/sanction. Besides the above, all the referred judicial officer further complained/communicated time and again that you don't take care of the official vehicle.

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It is not appealing to the reasons and sense that the judicial officers mentioned in the first show cause notice had some ill-will against you. Thus, it is absolutely not believable that all were gathered on falsehood against you.

After seeking extension in time, the accused has submitted his reply accordingly on 09/06/2022. The accused had also been heard in person on 20/06/2022 and on 30.06.2022 as well.

#### Grounds for decision: -

In response to the above final show cause notice, the reply of the accused official being relevant is reproduced as under:

میر مے خلاف یہ الزام کہ میں جج صاحب کی ہدایت پر عمل نہیں کرتا، سرکاری موٹرکار کا خیال نہیں رکھتا اور اس کے ساتھ بحث مباحث میں پڑتا ہوں، میں کوئی سچائی نہ یے بلکہ یہ متذکرہ بالا ججز صاحبان کے آپس میں نزدیک تعلقات کی بنا پر محترمه سعدیه عندلیب جج صاحبه کے کہنے پر مجھے تنگ و پریشان کر نے اور میر مے ملازمت کو نقصان پہنچان کے لئے الزام لگایا ہے ورنہ تین یوم میں کسی ملازم کی کارکردگی نہیں حانجا جاسکتا۔ مزید یه که میں گھمنڈی نہیں ہوسکتا کیونکه میں ایک غریب شخص ہوں۔ اپنی ڈیوٹی بحثیت ڈرائیور اچھے طریق سر کرتا چلا آریا ہوں لیکن غلامی کے لئے تیار نہیں ہوں۔ میرمے خلاف کسی بھی جج صاحب نے میری اصل ڈیوٹی بحثیت ڈرائیور کے بابت کوئی شکایت نہیں کی ہے البته محترمه سعدیه عندلیب جج صاحبه مجہ سے ڈرائیونگ کے علاوہ دیگر کام کرانے پر استفسار کررہی تھی جوکہ میں نے صاف انکار کیا تھا کہ میں اپنی اصل ڈیوٹی یعنی ڈرائیونگ کے علاوہ گھر کے دیگر کام کاج نہیں كرسكتا - جس پر سمار م مابين تنازعه پيدا سوتا تها - علاوه ازيل محترم ضياء الحق ایڈیشنل ڈسٹرکٹ اینڈ سیشن جج صاحب دوم سوات، کو ڈرائیور کی ضرورت نہیں تھی کیونکہ آج تک أن کے سرکاری موٹر کار کی ڈرائیونگ اس کا پولیس گنر کرتا چلا آرہا ہے نیز اُس کا گھر بھی عدالتوں کے نزدیک ہے، جس وجه سے کھیی کھیار وہ خود گاڑی میں آتا جاتا ہے۔ چونکه محترم ضیا ، الحق جج صاحب کو ڈرائیور کی ضرورت نہیں تھی اور اس نے مجھے بحثیت خانساماں بنگله میں کام کرنے کا کہا تھا جس پر میں نے اسے انکار کرکے وہ مجھ سے خفا ہوا تھا۔

Conduct of the accused is evident from his reply. Within three days of the assumption of charge by the Learned AD&SJ-Matta, the accused was

lites District Judge/Zilla Qazi. SWAT

issued counseling letter in the shape of explanation bearing No.81, dated 12/04/2022, reflecting several instances of ill-disciplined behavior of the accused especially with regard to his being not punctual and not performing his duties properly.

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Besides above, in pursuance of previous Inquiry he was held guilty, punished in the shape of forfeiture of two increments against which his appeal is pending before the appellate forum. As a civil servant, he was required and expected to mend his way and discipline his conduct with regard to his duty and the officer with whom he performs duty however he seems to be an arrogant and disobedient person bent upon holding to his arrogance by terming the command of his officer as slavery and thinking discipline, hallmark of civil service, as slavery which is also evident from his reply.

Being well aware of the prophet's (peace be upon him) saying that a servant be forgiven 70 times a day (Hadeedh No. 5164 - Abu Dawood), the accused was granted with numerous opportunities, however, in vain as he

District Inder Villa Qazi.

did not mend his ways. Sincerity towards assignment and purity in conduct are the signs of success for a civil servant. Likewise, mismanagement, negligence toward duties and undisciplined attitude leads to the collapse of system, which is neither desirable nor permissible.

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Pope 22

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According to Christian theology the kingdom of heaven (بالثنايت) shall be made within humans. Islam goes a step forward and urge on not only transforming an individual into this line but also establishing this heavenly kingdom on earth for the benefit of greater cause of humanity, however, the same cannot be achieved or maintained without controlling and making amenable to discipline the conduct of individuals, especially the civil servants.

Discipline is the essence of public service as well as good governance and administration and there are numerous, instead countless instances, that the official were removed from service for the greater cause of discipline. The instance of removal of Hazrat Khalid Bin Waleed (Gods blessings be upon him) from commanding the army and that too at the peak of his career, and Hazrat Saad (Gods blessings be upon him) from the governorship of Kofa by Hazrat Umar Farooq (God Blessings be upon him) are just two of the examples.

Now, to sum up above discussion, in view of consistent and continuous complaints of the four judicial officer, all of the rank of ADJs, bestowed upon the trust to decide the death and life of people, absolutely not appealing to the reason and sense that they would have been gathered on falsehood against a driver and that too for the sake of relation, as per the reply of accused official, their opinion/complaint a sort of well-known evidence, in my opinion, is sufficient to hold that there is no probability of mending his way by the accused official and resultantly becoming of a good civil servant and resultantly he deserve major penalty of removal from service.

Thus, for the reasons and conclusion herein above, in exercise of the power conferred under rule 04 (i)(b)(iii) of the Rules, accused official

District of 1: 2 to 12111 (2.54)

stands removed from his service with immediate effect. The office is directed for necessary measures forthwith including collection of official ID Card from the accused. Copy of the order is given to the accused official. File of this court be consigned to the record room after necessary completion and compilation.

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<u>Announced</u> 15-07-2022

(SHOAIB KHAN) D&SJ/ Competent authority

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District Indge/Zilla Qazi. SWAT.

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BEFORE THE WORTHY ADDITIONAL DISTRICT & SESSIONS JUDGE/ IZAFI ZILA QAZI-III, SWAT/INQUIRY OFFICER.

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#### SUBJECT: REPLY TO THE CHARGE-SHEET DATED 27/03/2021

Respected Sir,

Th reply to charge sheet is as under

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The allegation against me regarding absence from duty without obtaining permission of the Presiding Officer of the Court is incorrect. So far as the inquiry proceedings pending against me in pursuant of order bearing Endst: No.394-95 dated 04/03/2021'is concerned, the same has been initiated on the complaint of learned Presiding Officer of Child Protection Court, Swat, as I had refused to wash dishes and clothes etc for her, as I being Driver, not bound to perform household chores, thus the same is based on malafide.

On 15/03/2021, I sought casual leave telephonically through an official of the Court well in time and not at 10:30 A.M, hence the same was allowed by the Presiding Officer of the Court. The said casual leave was availed by me in special circumstances as the leakage in gutter pipeline inside my house was spoiling the premises by spreading bad smell in the neighborhood which repair was unavoidable. The said work was not completed on 15/03/2021 till night 11:00 PM, therefore, on the following day i.e. 16/03/2021, I once again requested for casual leave well in time so as to complete the said work, however, on the said day at late time I was informed that the casual leave was refused by the Presiding Officer of the Court.

This para is correct to the extent that the learned Presiding Officer of Child Protection Court, termed my reply as unsatisfactory and communicated to the Hon'ble District & Sessions Judge/Zila Qazi, Swat, for further necessary action but the report/letter is biased.

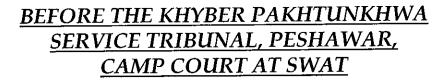
The allegations are incorrect, denied. I can never even think to be undisciplined and always following good discipline and respecting protocols of my high-ups as evident from my previous service record with no single complaint against me.

That I did not commit any negligence on my part rather, I performed my duties efficiently with due care and honesty.

That I request your goodself to be heard in person and explain my position more clearly.

ANNEX-J" Page 27 23.02. 201 01, 20 203/2 B 10/B 3/4 Aprov My/cac char by cill offer ما معرد در البرر در المع المار المار مع الم الم الم الم الم الم الم الم در فران خلوالی لغبت اور ایماندان سے راز ای دیا ہے اور کی کسی سے ک - . to to to to KC 123. And the service of th الميد المراجع المراجع المراجع المراجع المراجع المراجع والمراجع و والمرجع والمراجع والمرجع والمراجع والمراجع والمرجع والمرجع والمرجع والمرجع والمراجع والمرجع to us a finger of a sol in the sol of the so 11/02/201 7 10-1 - 05-10 20 20 20 20 20 10 10 10 27-03 2021 ار درد مراد فرمی جم سوبه منظر مقله مد ) ماهد با قطام ف المح المر ولولى مر الحار دى "bli-ip رون ار ارد ارد ارد ار م مرد مرد الم الملا الل الم مر ا مالا : كالدام م ج مر جاني ار در بر اري ار ملي در مرك - مر بالرياني فو مدم ماه، ولك الا مال في في في مرك الله بالله على واقع ، وبان مراكلی الد جرد بان من ما ج دا رشت دان و قربی مل كي ادر اسى طر رو بر ي المرجر مات كو بى وبان من در المراد مرد م دن ملالك لوراسي ماريدان مستر مستر ميدين ليد موان مر دار اسی رسیه مراحل کا حکی رسد کالی جزیر هذا کی از تون - اور بان این 

Vage 28 nnezure ار مر ماحد کا ار بان م دو برا سے اور محد وہاں سے مسوار كملي ردام: مبرك ille ip والجرى وم وان السيم م م المبعيث نا از سولها ادر زر الم می وجه سے کافی تلاف ہوتی اور کافی للف کا تقدر المونگ كتر موت من المراحد لا الم عمام المعت المربعان الم د مدن ع قردا كرد الد أ بنا علاج / عند كرد-出 جان برا طبعت كافال بالله برا المعن كافان الم معاد به المرام المن المرا من المراب المراكم من الالى المراد ب And She She ( Presenb Tion ) 21 - al ) & and فراس لو مدانها كر مبر ارم كالم الت ارب كران كرانه فراد من ارمد من المع المن المرم المن المرمول في المر مسجا لله لمدرم دار فران تسل سقد متحلة وتد الدويان مر مد مام. كومران داوري أخسى في 12 ادر آنسى بملحف مراك راى بى بر من والمد نا لا تما ي فرانسو والم من ج والحال لرديد لوربان مرطفر مادوار من سريلى سن عام كورار الراس - 1. J. & Explanation 6,136, SUSPIL, 1, 14 له - باكر عن كدم فانج شطوم ابت الوى الما المعن اداى ما 10/2-40 ى مثم كا غلطى مزر سوى سولو اندوس والم من والم من الم المحارجي 25-02 (3-61



Service Appeal No. <u>1722</u> /2022

Nisar Khan.... <u>Appellant</u>

# VERSUS

*The District & Sessions Judge, Swat/ZQ, Swat & two others* ..... <u>Respondents</u>

### <u>AFFIDAVIT</u>

I, Shahid Sangam, Superintendent to the Court of District & Sessions Judge/Zilla Qazi Swat, representing respondents No. 1 to 3, do hereby affirm that contents of the comments of respondents No. 1 to 3 in the above titled Service Appeal are true and correct to the best of my knowledge & belief and nothing has been kept concealed from this Hon'ble Court.



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DEPONEN

(Shahid Sangam) Superintendent, District & Sessions Judge/ Zilla Qazi, Swat

Representative of respondents No. 1 to 3