

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1458/2018

Date of Institution ... 05.12.2018

Date of Decision ... 08.07.2021

Amjad Ali, Inspector, No.305-P Incharge Security Peshawar High Court Peshawar
... (Appellant)

VERSUS

Provincial Police Officer Khyber Pakhtunkhwa Peshawar and two others.
... (Respondents)

FAZAL SHAH MOHMAND
Advocate

... For Appellant

MUHAMMAD RASHEED KHAN
Deputy District Attorney

... For Respondents

MR. SALAH-U-DIN ...
MR. ATIQ UR REHMAN WAZIR ...

MEMBER (JUDICIAL)
MEMBER (EXECUTIVE)

JUDGMENT

Mr. ATIQ UR REHMAN WAZIR MEMBER (E):- Brief facts of the case are that the appellant was promoted as officiating Sub Inspector(SI) on 01-01-2010 but was not confirmed as SI after satisfactory service for two years, whereas his other colleagues including his juniors were confirmed in the rank of SI vide order dated 10-09-2012. Finally, the appellant was confirmed as sub inspector vide order dated 13-07-2015 but with immediate effect, against which the appellant filed departmental appeal, which was not responded to, hence the instant service appeal with prayers that the appellant may be confirmed as sub inspector w.e.f

10-09-2012, the date when his other colleagues/juniors were confirmed with due seniority in list F with all back benefits.

02. Written reply/comments were submitted by respondents.

03. Arguments heard and record perused.

04. Learned counsel for the appellant has contended that the appellant was not confirmed as SI along with his colleagues due to the reason that during the tenure as officiating sub inspector, he did not serve in independent charge of a police station, a notified police post or as in-charge investigation of a police station or in counter terrorism department. Learned counsel for the appellant further contended that such postings were beyond control of the appellant; that according to Police Rules 13:18, it was the legal right of the appellant to be confirmed as SI after lapse of two years, but in case of appellant, the said rules have not been observed; That finally the appellant was confirmed vide order dated 13-07-2015 but with immediate effect instead of 10-09-2012 and was included to list F, whereas his other colleagues and juniors were confirmed on 10-09-2012 and were accorded seniority accordingly, the appellant too, as such is entitled to ante-dated confirmation as SI w.e.f 10-09-2012, but he was not treated accordingly. Learned counsel for the appellant further contended that similar nature cases have already been accepted by this Tribunal and the appellant is also entitled to same relief under the principles of equity and consistency. Reliance was placed on CP No. 538-P of 2003, Service Appeal No. 1602/2010, Service Appeal No. 1450/2013, Service Appeal No. 1227/2013, Service Appeal No. 1021/2015 and Service Appeal No. 271/2018. Learned counsel for the appellant added that the appellant has not been treated in accordance with law and rule and was deprived of his legal rights in arbitrary and illegal manner. On the question of limitation, learned counsel for the appellant added that in matter of promotion, seniority, pay and other emoluments, limitation

would not foreclose his right accrued to him. Reliance was placed on 2002 PLC (CS) 1388, 2009 PLC (CS) 178 and 1999 SCMR 880. Learned counsel for the appellant prayed that on acceptance of this appeal, the appellant may be confirmed as SI w.e.f 10-09-2012, the date when his colleague/juniors were confirmed with due seniority in list F and with all back benefits.

05. Learned Deputy District Attorney appeared on behalf of official respondents have contended that confirmation in the rank of SI is subject to fulfillment of rule 13:10(2) and standing order issued by the provincial police officer from time to time; that the appellant was required to qualify the requisite criteria for confirmation in the rank of SI. Learned Deputy District Attorney further contended that the appellant was confirmed as SI, when he fulfilled the mandatory requirements and orders are issued with immediate effect and not with retrospective effect as per law and rule. Learned Deputy District Attorney added that other colleagues/ juniors of the appellant were promoted after fulfilling the requisite criteria. Learned Deputy District Attorney further added that posting/transfer on independent position are made after examining professional skills and ability of suitable officers; that the appellant was treated in accordance with law and his appeal being devoid of merit may be dismissed.

06. We have heard learned counsel for the parties and have perused the record. Record reveals that the only reason for non-confirmation of the appellant as SI was that the appellant had not fulfilled the criteria envisaged in 13:10(2) of Police Rules, 1934, which is reproduced as under:

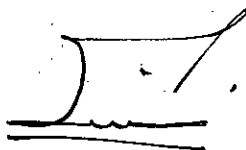
"No Sub-Inspector shall be confirmed in substantial vacancy unless he has been tested for a year of an officiating Sub-Inspector in independent charge of a Police Station, a notified police post, or as in-charge investigation of a police station or in counter terrorism department."

To this effect the worthy Apex Court as well as this Tribunal, in numerous judgments have held that condition of postings as envisaged in the rule *ibid*, as

impediment in the way of confirmation as SI was not attributable to the appellant because postings were beyond control of the appellant, which powers rests with the competent authority and subordinate officials cannot be punished for such administrative lapses on part of the relevant authority, hence depriving him from being confirmed in the rank of SI along with his batch-mates would tantamount to his deprivation from further progression, which was not justified. It was also noted that respondents totally ignore Rule-13:18 of Police Rules, 1934, wherein it is laid down that all police officers promoted in rank shall be on probation for two years, provided that the appointing authority may, by a special order in each case, permit periods of officiating service to count towards a period of probation. On the conclusion of probation period a report shall be rendered to the authority empowered to confirm the promotion who shall either confirm the officer or revert him.

07. In view of the foregoing discussion, we are of the considered opinion that case of the appellant is similar in nature with the cases already decided by this Tribunal as well as by the apex court, as referred to by counsel of the appellant. For the reasons, we are inclined to accept the present appeal with directions to the respondents to confirm the appellant as SI from the date when his other colleagues were confirmed, as well as place him in due place in the seniority list. The appellant is also held entitled to all consequential benefits, if any. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED
08.07.2021



(SALAH-U-DIN)
MEMBER (JUDICIAL)



(ATIQ UR REHMAN WAZIR)
MEMBER (EXECUTIVE)

08.07.2021

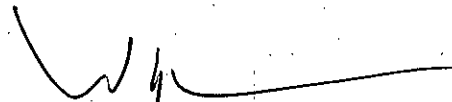
Mr. Fazal Shah Mohmand, Advocate, for the appellant present.
Muhammad Rasheed Khan, Deputy District Attorney for the respondents
present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, we
are inclined to accept the present appeal with directions to the
respondents to confirm the appellant as SI from the date when his other
colleagues were confirmed, as well as place him in due place in the
seniority list. The appellant is also held entitled to all consequential
benefits, if any. Parties are left to bear their own costs. File be consigned
to record room.

ANNOUNCED
08.07.2021



(SALAH-U-DIN)
MEMBER (JUDICIAL)



(ATIQ UR REHMAN WAZIR)
MEMBER (EXECUTIVE)

02.07.2021

Appellant alongwith Mr. Fazal Shah Mohmand, Advocate, present. Mr. Aziz Shah, Reader alongwith Muhammad Rasheed Khan, Deputy District Attorney for the respondents present.

Partial arguments heard. To come up for remaining arguments before the D.B on 08.07.2021.



(ATIQ UR REHMAN WAZIR)
MEMBER (EXECUTIVE)



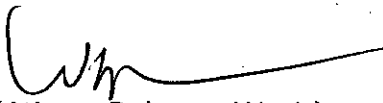
(SALAH-UD-DIN)
MEMBER (JUDICIAL)


16.11.2020

Junior counsel for appellant present.

Muhammad Jan learned Deputy District Attorney alongwith
Muhammad Raziq H.C for respondents present.

Former made a request for adjournment as his counsel is
not available. Adjourned. To come up for arguments on
14.01.2021 before D.B.


(Atiq ur Rehman Wazir)
Member (E)


(Rozina Rehman)
Member (J)

14.01.2021


Junior to counsel for appellant and Kabirullah Khattak
learned AAG alongwith Muhammad Raziq H.C for
respondents present.

Due to COVID-19, the case is adjourned to for the
same on 01.04.2021 before D.B.


READER

01.04.2021

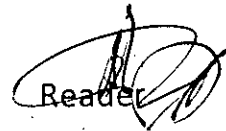
Due to non availability of the concerned D.B, the case is
adjourned to 02.07.2021 for the same.


Reader

_____ .2020

Due to COVID19, the case is adjourned to

12/8/2020 for the same as before.


Reader

12.08.2020

Due to summer vacations case to come up for the same on
14.10.2020 before D.B.


Reader

14.10.2020

Rabir Muzafar, advocate for appellant is present.
Mr. Kabirullah Khattak learned Additional Advocate
General for respondents present.

Learned junior counsel requested for adjournment
as senior counsel for appellant is busy before august
Peshawar High Court Peshawar. Adjourned on which to
come up for arguments on ~~16~~ 19.11.2020 before D.B.


(Atiq-Ur-Rehman Wazir)
Member


(Muhammad Jamal Khan)
Member

21.02.2020

Learned counsel for the appellant and Mr. Riaz Painsdakhel learned Assistant AG for the respondents present. Learned counsel for the appellant submitted rejoinder which is placed on file and seeks adjournment. Adjourned to 18.03.2020 for arguments before D.B.



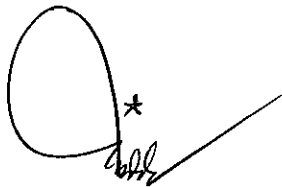
(Hussain Shah)
Member



(M. Amin Khan Kundi)
Member

18.03.2020

Counsel for the appellant present. Mr. Muhammad Jan, DDA for respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 20.05.2020 before D.B.



(MAIN MUHAMMAD)
MEMBER



(M. AMIN KHAN KUNDI)
MEMBER

12.11.2019

Counsel for the appellant and Addl. AG alongwith Muhammad Raziq, Reader for the respondents present.

Representative of respondents requests for further time to furnish reply/comments. Last opportunity is granted. To come up for written reply/comments on 05.12.2019 before S.B.



Chairman

05.12.2019

Junior counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Muhammad Raziq, Reader for the respondents present.

Written reply/comments on behalf of respondents not submitted despite last opportunity. The appeal is posted for arguments before D.B to 09.01.2020.



Chairman

09.01.2020

Appellant in person present. Muhammad Raziq H.C representative of respondents present and submitted reply, placed on file. Due to general strike of the Khyber Pakhtunkhwa Bar Council, the case is adjourned. To come up for arguments on 21.02.2020 before D.B.



Member



Member

16.08.2019

Clerk of counsel for the appellant and Mr. Ziaullah, Deputy District Attorney for the respondents present. Written reply on behalf of respondents not submitted. Learned Deputy District Attorney requested for adjournment. Adjourned to 16.09.2019 for written reply/comments before S.B.



(MUHAMMAD AMIN KUNDI)

MEMBER

16.09.2019

Appellant in person and Addl. AG alongwith Muhammad Raziq, Reader for the respondents present.

Representative of the respondents requests for further time for submission of written reply/comments. Adjourned to 08.10.2019 on which date the requisite reply/comments shall positively be submitted.



Chairman

08.10.2019

Junior to counsel for the appellant and Addl. AG alongwith Muhammad Raziq, Reader for the respondents present.

Representative of respondents seeks further time. Adjourned to 12.11.2019 on which date the requisite reply/comments shall positively be submitted.



Chairman

09/1

22.04.2018

Counsel for the appellant present. Preliminary arguments heard and case file perused. Learned counsel for the appellant argued that on the recommendations of Khyber Pakhtunkhwa Public Service Commission, he was appointed as ASI (BPS-9) vide notification dated 05.01.2007. He was confirmed in the rank of PASI/promotion to list "E" vide notification dated 01.01.2010. That officials juniors to the appellant were confirmed as S.I vide notification dated 10.10.2012. Similarly through notification dated 30.01.2013, their names were brought to list "F" but appellant was ignored and they were again confirmed as Inspector vide notification dated 19.10.2015. The appellant was promoted as S.I on 01.01.2010 but confirmed as S.I on 13.07.2015 instead of 10.10.2012. He was entitled for confirmation from the said date. He preferred departmental appeal on 17.08.2018 which was not responded, hence, the present service appeal. The appellant has not been treated to law and rules.

Points urged need consideration. Admit, subject to deposit of security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 24.06.2018 before S.B.


(AHMAD HASSAN)
MEMBER

24.06.2019

Counsel for the appellant present. Addl: AG for respondents present. Security and process fee not deposited by the appellant. Learned counsel for the appellant seeks time to submit the same. He is directed to deposit the same within one week, thereafter notices be issued to the respondents for submission of written reply/comments on 16.08.2019 before S.B.

Appellant Deposited
Security Process Fee

27/18


(Ahmad Hassan)
Member

04.04.2019

None for the appellant present. Addl: AG for respondents
Due to general strike of the bar, the case is adjourned. Case to
come up for further proceedings on 22.04.2019 before S.B.


(Ahmad Hassan)
Member

22.04.2018

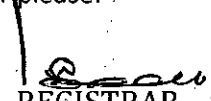
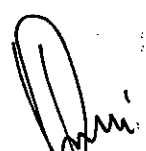


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recommendations of Khyber Pakhtunkhwa Public Service Commission, he
was appointed as ASI (BPS-9) vide notification dated 05.01.2007. He was
confirmed in the rank of PASI/promotion to list "E" vide notification
dated 01.01.2010. That officials juniors to the appellant were confirmed as
S.I vide notification dated 10.10.2012. Similarly through notification dated
30.01.2013, their names were brought to list "F" but appellant was ignored
and they were again confirmed as Inspector vide notification dated
19.10.2015. The appellant was promoted as S.I on 01.01.2010 but
confirmed as S.I on 13.07.2015 instead of 10.10.2012. He was entitled
for confirmation from the said date. He preferred departmental appeal on
17.08.2018 which was not responded, hence, the present service appeal.
The appellant has not been treated to law and rules.~~

~~Points urged need consideration. Admit, subject to deposit of
security and process fee within 10 days, thereafter, notices be issued to the
respondents for written reply/comments for 24.06.2018 before S.B.~~

~~(AHMAD HASSAN)
MEMBER~~

Form- A
FORM OF ORDER SHEET

Court of _____
Case No. 1458/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/12/2018	<p>The appeal of Mr. Amjid Ali presented today by Mr. Fazal Shah Mohmand Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 5/12/18</p>
2-	07/12/2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>08/01/2019</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	08.1.2019	<p>Nemo for appellant.</p> <p>Notices be issued to appellant/counsel for 19.02.2019 for preliminary hearing before S.B.</p> <p style="text-align: right;"> Chairman</p>
	19.02.2019	<p>Appellant with counsel present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for preliminary hearing on 04.04.2019 before S.B.</p> <p style="text-align: right;"> Member</p>

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No 1458 /2018

Amjad Ali.....Appellant

V E R S U S

PPO and Others.....Respondents

I N D E X

S.No	Description of Documents	Annexure	Pages
1.	Service appeal with affidavit		1-3
2.	Application for condonation of delay with affidavit		4
3.	Copy of Notification dated 05-01-2007	A	5
4.	Copy of Notification dated 01-01-2010	B	6-7
5.	Copy of Notification dated 10-10-2012	C	8
6.	Copy of Notification dated 30-01-2013 & 19-10-2015	D & E	9-14
7.	Copy of Notification dated 13-07-2015 & 19-10-2015	F & G	15-22
8.	Copy of Departmental appeal	H	23-25
9.	Copies of Judgments	I	26-41
1.	Wakalat Nama		42

Dated:-03-12-2018


Appellant

Through 

Fazal Shah Mohmand
Advocate, Peshawar

OFFICE:- Cantonment Plaza Flat 3/B Khyber Bazar Peshawar Cell# 0301
8804841 Email:- fazalshahmohmand@gmail.com

- 1 -

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No 1458/2018

Amjad Ali, inspector, No 305-P, Incharge Security Peshawar High Court Peshawar.**Appellant**

V E R S U S

1. Provincial Police Officer KPK Peshawar.
2. Capital City Police Officer Peshawar.
3. Superintendent of Police, Headquarters Peshawar.

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 1725

Dated 05/12/2018

.....**Respondents**

**APPEAL U/S 4 OF THE KPK SERVICE TRIBUNAL ACT 1974
FOR ANTE-DATED CONFIRMATION OF THE APPELLANT
AS SUB INSPECTOR W.E.F 10-10-2012 FOR WHICH HIS
DEPARTMENTAL APPEAL DATED 17-08-2018 HAS NOT
BEEN RESPONDED SO FAR DESPITE THE LAPSE OF
STAUTORY PERIOD OF NINETY DAYS.**

PRAYER:-

On acceptance of this appeal the appellant may kindly be confirmed as Sub Inspector w.e.f. 10-10-2012 i, e from the date when his colleagues/junior to him were confirmed as Sub Inspector with due seniority in List "F" with all back benefits.

Respectfully Submitted:-

1. That the appellant was appointed as Assistant Sub Inspector upon the recommendations of KP Public Service Commission along with ten others vide Notification dated 05-01-2007 of District Peshawar. **(Copy of Notification dated 05-01-2007 is enclosed as Annexure A).**

Filed to-day

Registrar
5/12/18

2. That the appellant along with 36 others was confirmed as Assistant Sub Inspector and their names were brought on promotion List "E" vide Notification dated 01-10-2010 and was promoted as Officiating Sub Inspector. **(Copy of Notification dated 01-01-2010 is enclosed as Annexure B).**
3. That according to Police Rules, the appellant was required to have been confirmed as Sub Inspector after satisfactory service for two years, but he was not confirmed for the reason that he has not been, posted as SHO/OII, independent Incharge of Police Station for one year, in time while his other colleagues including even juniors to him were confirmed in the rank of Sub Inspectors depriving the appellant, vide Notification dated 10-

- 2 -

10-2012. **(Copy of Notification dated 10-10-2012⁹ is enclosed as Annexure C).**

4. That vide Notification dated 31-01-2013, 85 Sub Inspectors were promoted as Officiating Inspectors (BPS-16) and their names were brought on promotion List "F" including those who were junior to the appellant and 72 officiating Inspectors were confirmed as Inspectors vide Notification dated 19-10-2015. **(Copy of Notification dated 31-01-2013 and Notification dated 19-10-2015 is enclosed as Annexure D & E).**
5. That finally the appellant was confirmed as Sub Inspector vide Notification dated 13-07-2015 with immediate effect instead on 10-10-2012 and was included to List "F" and promoted as Officiating Inspector with immediate effect vide Notification dated 19-10-2015. **(Copy of Notification dated 13-07-2015 and Notification dated 19-10-2015 19-10-2015 is enclosed as Annexure F & G).**
6. That the appellant was promoted as Sub Inspector on 01-01-2010 however he was confirmed as Sub Inspector on 13-07-2015 while his colleagues/juniors were confirmed as Sub Inspectors on 10-10-2012 and were assigned Seniority accordingly, the appellant too as such is entitled to ante-dated confirmation as Sub Inspector w.e.f. 10-10-2012⁹ but he was not treated accordingly.
7. That the appellant filed departmental appeal before respondent No 2 on 17-08-2018 which has not been responded so far despite the lapse of more than the statutory period of ninety days. **(Copy of Departmental appeal is enclosed as Annexure H).**
8. That the appellant is entitled to ante-dated confirmation as Sub Inspector w.e.f. 10-10-2012⁹ and due seniority with consequential benefits on grounds inter alia as follows:-

GROUND S:-



- A. That the fundamental right as per Article 4 of the Constitution of the appellant of treatment according to law has badly been violated.
- B. That the appellant never refused of his appointment as SHO/OI, thus the appellant could not be punished when there is no fault on his part.
- C. That the appellant has been deprived of his legal and due rights without any omission or commission on his part, as posting as

SHO/OII, is not the prerogative of the appellant, rather the same is within the domain of respondent No 2.

- D. That time and again requested for his posting as SHO/OII but every time he was denied such posting for reasons best known to the respondents while his other colleagues were allowed such posting, the appellant is thus discriminated.
- E. That even confirmation was allowed to those working similarly with the appellant; denial in respect of the appellant is as such not tenable in the eyes of law.
- F. That even ante-dated confirmation as Sub Inspector has been allowed by this honorable Tribunal in many Service appeals including Service Appeal No 107/2011 titled as Nasir Khan VS PPO and others, Service Appeal No 1264/2012 decided on 31-01-2013, Service Appeal No 37/2011 decided on 03-04-2013 and Service Appeal No 1021/2015 titled as Fazal Dad VS PPO and others Sub Inspector decided on 25-04-2017, the appellant is entitled to ante-dated confirmation as Sub Inspector w.e.f. 10-10-2012. **(Copies of Judgments are enclosed as Annexure I).**
- G. That the appellant has about 12 years of service with unblemished service record.
- H. That the appellant seeks the permission of this honorable tribunal for further/additional grounds at the time of arguments.

It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for in the heading of the appeal.

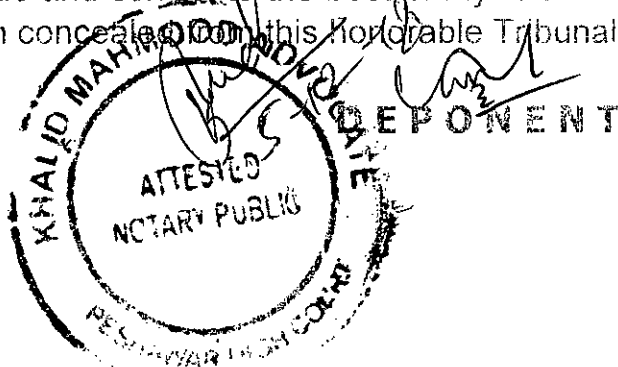
Dated:-03-12-2018


Appellant
 Through 
Fazal Shah Mohmand
Advocate, Peshawar

AFFIDAVIT

I, Amjad Ali, inspector, No 305-P, Incharge Security Peshawar High Court Peshawar, 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 
Fazal Shah Mohmand
Advocate Peshawar



-4-

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No _____/2018

Amjad Ali.....Appellant

V E R S U S

PPO and Others.....Respondents

Application for the condonation of delay if any.

Respectfully submitted:-

1. That the accompanying appeal is being filed today in which no date of hearing has been fixed so far.
2. That the grounds of appeal may be considered as integral part of this application.
3. That the impugned order being void ab-initio, illegal besides the matter being of recurring loss and time factor becomes irrelevant in such cases and the appeal is as such within time.
4. That the law as well as the dictums of the superior Courts also favors decisions of cases on merit.

It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for in the heading of the appeal.

Dated:-03-12-2018

Amjad
Appellant

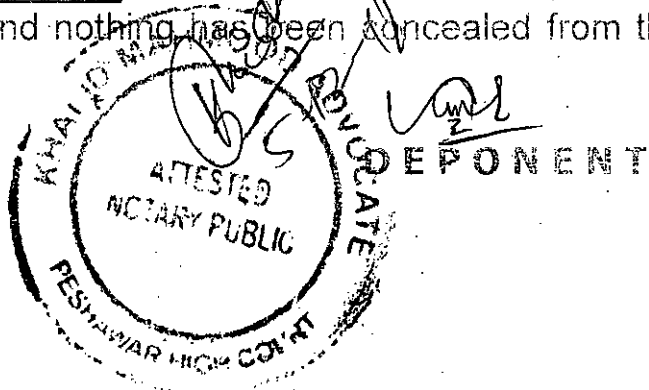
Through

Fazal Shah
Fazal Shah Mehmood
Advocate, Peshawar

AFFIDAVIT

I, Amjad Ali, inspector, No 305-P, Incharge Security Peshawar High Court Peshawar, 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
Fazal Shah
Fazal Shah Mehmood
Advocate Peshawar



ORDERS BY THE CAPITAL CITY POLICE OFFICER PESHAWAR.

-5- "A"

NOTIFICATION

dated Peshawar the 5 /01/2007.

No. 95 /EC-I, APPOINTMENT/ABSORPTION AS P/ASIs.

Consequent upon recommendation of NWFP Public Service Commission Hayatabad Peshawar vide letter NWFP PSC ASI IN SERVICE: 2006/37720 dated 19.07.2006 and NWFP PSC ASI IN SERVICE 2006/10044 dated 17.08.2006 the appointment/absorption of the following candidates are hereby approved as Assistant Sub Inspectors BPS-09 (2770-165-7720) against the 19% quota reserved for in service graduate Head constables / Constables for appointment/absorption in Police Department, vide Govt. of NWFP Home & T.As Department, letter No. Police HD 13-22/04 dated 05.01.2004. As such they are appointed as P/ASIs on 3-years probation with effect from 28.12.2006.

On appointment / absorption they are allowed new CCP numbers as noted against their names.

S/NO	Name & Address of Candidate	New CCP Number	Present Posting
1. ✓	P/ASI Sardar Gul S/O Mian Gul R/O H.No.2280, Moh: Bostan Abad No.1 Gulbahar Peshawar.	261/P	Spl: Br.
2. ✓	P/ASI Shah Jehan Afridi S/O Qabil Jan Afridi R/O Fakia Afridi Abad Shabqadar Road PS Nahaqi, Daudzai Peshawar.	262/P	Spl: Br.
3. ✓	P/ASI Razi Mohammad S/O Fazal Mohammad R/O District & Tehsil Charsadda PO Shabqadar Village Rashaki.	263/P ✓	CCP
4. ✓	P/ASI Dad Mohammad S/O Fazal Mohammad R/O Village Koehian Gulbela, Tehsil	264/P ✓	CCP
5. ✓	P/ASI Anjum Ali S/O Khan Mohammad R/O Village Mandrakhel PO Pajjaggi Tehsil & District Peshawar	265/P	CCP
6. ✓	P/ASI Mohammad Shabir Khan S/O Nawar Khan R/O Qadir Abad Gulbahar No.3 Peshawar City	266/P ✓	FRP/Hq:
7. ✓	P/ASI Sher Aziz S/O Amir Khan R/O Village Passani PO Mathani Tehsil & District Peshawar	267/P	CCP
8. ✓	P/ASI Syed Muzaffar Shah S/O Syed Noor Ali Shah R/O Village Kankola PO Wahid Garhi Tehsil & District Peshawar	268/P ✓	FRP/Hq:
9. ✓	P/ASI Abid-ur-Rehman S/O Aziz-ur-Rehman R/O Village Daman Alghani PO Nahaqi Tehsil & District Peshawar	269/P	CCP
10. ✓	P/ASI Turab Khan S/O Nawab Khan R/O Village Sufaid Dehri PO Peshawar University Tehsil & District Peshawar	270/P	FRP/Hq:

All the probationer ASIs may be relieved and directed to report in Police Line Peshawar for departure to PTC Hangu on 07.01.2007.

For Superintendent of Police
Dy. No. 84 PA
Date 6.1.07
Operatives Peshawar

EC-I
To the Inform all
the officer to Captains

[Handwritten signature]

[Handwritten signature]
(MALIK MOHAMMAD SAAD)
CAPITAL CITY POLICE OFFICER,
PESHAWAR.

1- Taylor

Senior Superintendent of Police
Operatives Peshawar

57/107

28	PS PA No.
29	P.

**IN THE NWFP POLICE GAZETTE PART-II
CAPITAL CITY POLICE OFFICER, PESHAWAR.
NOTIFICATION.**

Dated Peshawar the 1/1/2010.

No. 57 /EC-I. **CONFIRMATION IN THE RANK OF P/ASIs, PROMOTION To LIST**

AND ALSO PROMOTION TO THE RANK OF OFFG: SIs In the light of recommendations submitted by Departmental Promotion Committee held on 15.12.2009, the following P/ASIs of Capital City Police Peshawar are hereby confirmed in the rank of P/ASIs and their names brought on promotion list "E" w.e.from the date as noted against each: -

On confirmation, they are allotted New CCP Numbers as noted against their names.

They are also promoted to the rank of Offg: SIs. Their promotion will take effect from the date; they actually take over charge of their higher responsibilities.

S. No	Rank, Name & No.	New CCP Numbers	Date of Confirmation
1	PASI Asif Sharif 185/P PS Gulbahar. CCP Peshawar.	671/P	25.09.2006
2	PASI Muhammad Farooq 183/P CPC/CPO Operation Room.	672/P	25.09.2006
3	PASI Mukthiar Ali 186/P PS Urmer CCP Peshawar	673/P	25.09.2006
4	PASI Tariq Umar 139/P PS Town CCP Peshawar	674/P	25.09.2006
5	PASI Arshad Ahmed Khan 204/MR/NSR Nowshera District	675/P	05.10.2006
6	PASI Muhammad Kamran 205/MR/NSR Nowshera District.	676/P	12.10.2006
7	PASI Sajjad Mumtaz /CHD PS Umerzi Inv: District Charsadda	677/P	21.10.2006
8	PASI Fida Hussain No. 203/MR CCP Peshawar /Operation Room CPO	678/P	21.10.2006
9	PASI Johar Shah 200/MR/CHD PS Sardheri Inv: District Charsadda	679/P	21.10.2006
10	PASI Ijaz Ali 202/MR/CHD PS Shabqader District Charsadda	680/P	21.10.2006
11	PASI Zaka Ullah 225/MR/NSR Traffic Police Peshawar	681/P	28.12.2006
12	PASI Ali Khan 332/MR/CHD Charsadda District.	682/P	28.12.2006
13	PASI Abdur Resheed 207/MR/CHD Charsadda District.	683/P	28.12.2006
14	PASI Khalid Khan 227/MR/NSR Nowshera District.	684/P	28.12.2006
15	PASI Turab Khan 270/P PS Chamkan	685/P	28.12.2006
16	PASI Shah Jehan Afridi 262/P PS Khazana CCP Peshawar.	686/P	28.12.2006
17	PASI Niaz Muhammad 221/MR/CHD Charsadda District.	687/P	28.12.2006
18	PASI Saadur Gul 261/P PS Daudzai/Inv: CCP Peshawar.	688/P	28.12.2006
19	PASI Sher Afzal 267/P PS W/Cantt: CCP Peshawar	689/P	28.12.2006
20	PASI Dad Muhammad 264/P PS Phandu CCP Peshawar.	690/P	28.12.2006
21	PASI Razi Muhammad 253/P PS Banamari CCP Peshawar	691/P	28.12.2006
22	PASI Syed Muzafar Shah 268/P PS Gulberg CCP Peshawar	692/P	28.12.2006
23	PASI Abid-ur-Rehman 269/P OASI CCP Peshawar.	693/P	28.12.2006
24	PASI Taj Muhammad 224/MR/NSR Nowshera District.	694/P	28.12.2006
25	PASI Allama Iqbal 208/MR/CHD Charsadda District.	695/P	28.12.2006
26	PASI Amir Ali Khan 265/P PS Pishkhan CCP Peshawar.	696/P	28.12.2006

*CR
etc*

- 6 - "B"

28	PASI Basheer Ahmed Khan 226/MR/NSR Nowshera District	698/P	28.12.2006
29	PASI Tauheed Ullah 220/MR/CHD Charsadda District.	699/P	28.12.2006
30	PASI Ijaz Ali 174/MR/CHD PS Batagram District Charsadda	700/P	28.02.2006
31	PASI Muhammad Naeem 176/MR/CHD PS Khazana CCP Peshawar.	701/P	28.02.2006
32	PASI Adnan Azam 175/MR/CHD PP Rager District Charsadda	702/P	28.02.2006
33	PASI Zahid Alam 172/MR/CHD PS W/Cantt: CCP Peshawar.	703/P	28.02.2006
34	PASI Shams-ur-Rehman 49/P PS Gulberg CCP Peshawar	704/P	01.03.2006
35	PASI Rahmat Ullah 27/P PS Khazana CCP Peshawar	705/P	01.03.2006
36	PASI Sajad Hussain 31/P PS Tehkal CCP Peshawar	706/P	01.03.2006
37	PASI Shafqat Hussain 260/P PS Town CCP Peshawar	707/P	01.03.2006

PASI Wariq Shah No P/32 of PS Pishtakhara has been differed due to awarding major punishment of timescale ASI for a period of 2 years by SSP/Operations vide OB No 3163 dated 02.10.2009.

PASIs at Serial No 1,2,4,17,18,19,22,25,26,27,29,31,33,34,35,36, & 37 were confirmed in the rank of PASIs, name brought on list E and promoted to the rank of Offg: SIs conditionally subject to receipt of their "D" course satisfactory reports.

PASIs forms serial No 30 to 37 of Shuhada sons shall stand junior from the PASIs appointed through Public Service Commission vide PPO letter No 26017/ E-II dated 26.02.2009.

No. /EC-I,

A. Mirza
CAPITAL CITY POLICE OFFICER,
PESHAWAR.

Copy of above is forwarded for information and necessary action to the:-

1. The Provincial Police Officer, NWFP, Peshawar. He is requested to please issue repatriation order of the PASIs at S.No. 2 and 8 from Operation Room CPO Peshawar to Capital City Police Peshawar.
2. The Additional Inspector General of Police, Investigation, NWFP, Peshawar with two spare copies of the notification for publication in Police Gazette part-II.
3. The Senior Superintendent of Police/Operation, investigation, Traffic Peshawar.
4. The Commandant, CPC Peshawar.
5. The District Police Officers Nowshera. Please nominate surplus SIs from your strength for further posting.
6. The District Police Officers Charsadda. Please nominate surplus SIs from your strength for further posting.
7. EC-II Branch, Pay Officer, Asstt: Secret, CC and FMC.

A. Mirza
CAPITAL CITY POLICE OFFICER,
PESHAWAR.

POLICE DEPTT:

35

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204

CCP, PESHAWAR.

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE
PART-II

ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA,
PESHAWAR.

NOTIFICATION.

Dated 10/9/2012.

No. 18263 /EC-I, CONFIRMATION IN THE RANK OF SI:- In the light of recommendations submitted by Departmental Promotion committee held on 14-03-2012, the following Offg: SIs of Capital City Police, Peshawar are hereby confirmed in the rank of Sub-Inspectors w.e. from 14-03-2012.

On confirmation they are allotted new Capital City Police, Peshawar numbers as noted against their names:-

S#	Name & No.	Present Posting	New CCP No.
1.	Roshan Zeb No.722/P	Nowshera	P/151
2.	Gul Shed No.731/P	Elite Force	P/152
3.	Taj malook No.321/P	Invest, Peshawar	P/153
4.	Muhammad Saddique No.371/P	CPC, Peshawar	P/154
5.	Abdur Kenhar No.377/P	Invest, Peshawar	P/155
6.	Samin Jan No.418/P	Invest: Peshawar	P/156
7.	Amir Badshah No.447/P	Invest: Peshawar	P/157
8.	Tayyab Jan No.567/P	CCP, Peshawar	P/158
9.	Fazal Wahid No.519/P	Nowshera	P/159
10.	Fazal Subhan No.745/P	Nowshera	P/160
11.	Alamzeb No.577/P	Nowshera	P/161
12.	Saeed Khan No.583/P	Charsadda	P/162
13.	Mira Jan No.593/P	CCP, Peshawar	P/163
14.	Noor Ullah No.610/P	Charsadda	P/164
15.	Muhammed Ishaq No.645/P	Nowshera	P/165
16.	Pasham Gul No.651/P	Nowshera	P/166
17.	Mukhtiar No.661/P	Charsadda	P/167
18.	Amir Nawaz No.662/P	Charsadda	P/168
19.	Liaqat Khan No.663/P	Charsadda	P/169
20.	Muhammad Shoalb No.664/P	Mardan Region	P/170
21.	Afcar Zaman No.666/P	Charsadda	P/171
22.	Rajab All No.667/P	CCP, Peshawar	P/172
23.	Johar Shah No.679/P	Charsadda	P/173
24.	All Khan No.682/P	Charsadda	P/174
25.	Abdur Rashid No.683/P	Charsadda	P/175
26.	Khalid Khan No.684/P	Nowshera	P/176

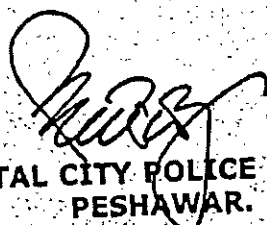
JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
No. 0345-0405501

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(308) (37)

	Niaz Muhammad No.687/P	Charsadda	P/177
28.	Allama Iqbal No.695/P	Charsadda	P/178
29.	Tauheed Ullah No.699/P	Charsadda	P/179
30.	Muhammad Naeem No.701/P	CCP, Peshawar	P/180

Offg: SI Razi Muhammad 691/P of Capital city Police Peshawar has been deferred from confirmation in his present rank due to facing departmental enquiry and non-availability of ACRs 2007,2008,2009,2010,2011.


CAPITAL CITY POLICE OFFICER,
PESHAWAR.

No. 152/470/EC-I,

Copy of above is forwarded for information and necessary

action to the:-

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl: Inspector General of Police, Khyber Pakhtunkhwa, Peshawar, alongwith two spare copies for Publication, KPK, - Gazette Notification part-II.
3. Commandant Elite Force, Khyber Pakhtunkhwa, Peshawar.
4. Deputy Inspector General of Mardan Region, Mardan.
5. Senior Superintendent of Police, Operation, Peshawar.
6. Senior Superintendent of Police, Investigation, Peshawar.
7. Senior Superintendent of Police, Traffic, Peshawar.
8. Commandant Peace Corps, University Campus, Peshawar.
9. District Police Officer, Charsadda.
10. District Police Officer, Nowshera.
11. Asstt. Secret Branch, CCP, Peshawar.
12. EC-II Branch, CCP Peshawar.

POLICE DEPTT:

CCP, PESHAWAR.

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE PART-II,
ORDERS BY THE CAPITAL CITY POLICE OFFICER, KHYBER PAKHTUNKHWA, PESHAWAR.

NOTIFICATION.

Dated 10/10/2012.

No. 17122 /EC-I, CONFIRMATION IN THE RANK OF SI:- In the light of recommendations submitted by Departmental Promotion Committee held on 13-09-2012 the following Offg: SIs of Capital City Police, Peshawar are hereby confirmed in the rank of Sub-Inspectors w.e.from 13-09-2012.

On confirmation they are allotted new Capital City Police Peshawar numbers as noted against their names:-

S.No.	Name & No	Present posting	New CCP, Pesh: No.
1.	SI Fazal Dad No.522/P	CCP, Peshawar	P/181
2.	SI Abdullah Jan-526/P	CPO Central Godown	P/182
3.	SI Gohar Khan No.575/P	Charsadda	P/183
4.	SI Naseem Hayat-603/P	CCP, Peshawar	P/184
5.	SI Nasrullah Khan-659/P	Charsadda	P/185
6.	SI Janan Habib No.660/P	Charsadda	P/186
7.	SI Arshad Ahmed-675/P	Nowshera	P/187
8.	SI Muhammad Kamran No. 676/P	Nowshera	P/188
9.	SI Sajid Mumtaz No. 677/P	CCP, Peshawar	P/189
10.	SI Fida Hussain No:678/P	Invest: CPO/Oper. Room	P/190
11.	SI Ijaz Ali No.680/P	Charsadda	P/191
12.	SI Zaka Ullah Khan-681/P	Traffic	P/192
13.	SI Taj Muhammad Khan-694/P	Nowshera	P/193
14.	SI Ijaz Ali No. 700/P	Charsadda	P/194
15.	SI Adnan Azam-702/P	Charsadda	P/195
16.	SI Zahid Alam No. 703	CCP, Peshawar	P/196
17.	SI Rehmat Ullah-705/P	CCP, Peshawar	P/197

Offg: SI Muhammad Naseem No. 867/P of Nowshera district has been deferred from confirmation in his present rank due to non completion of his two year probationer period and also incomplete one year SHO ship.

CAPITAL CITY POLICE OFFICER,
PESHAWAR.

No. 17123-30 /EC-I,

Copy of above is forwarded for information and necessary action to the:-

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl: Inspector General of Police Investigation KPK, Peshawar alongwith two spare copies for publication KPK, Gazette Notification part-II.
3. Senior Superintendent of Police, Operations, Peshawar.
4. Senior Superintendent of Police, Investigation, Peshawar.
5. Senior Superintendent of Police, Traffic, Peshawar.
6. District Police Officers Charsadda & Nowshera.
7. Asstt: Secret CCP, Peshawar.
8. EC-II Branch.

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**FOR PUBLICATION IN THE KHYBER
PAKHTUNKHWA POLICE GAZETTE PART-II,
ORDERS BY THE PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA, PESHAWAR.**

NOTIFICATION

Dated: 30 / 10 / 2013

No. 2409 E-II, PROMOTION LIST-F AND PROMOTION AS OFFG:
INSPECTOR

The names of the following confirmed Sub-Inspectors of Khyber Pakhtunkhwa Police have been approved as per recommendation of the DPC for inclusion in list -F and promotion to the rank of Offg: Inspectors BPS-16 (10000-800-34000) with Immediate effect.

S#	NAME & RANK	REGION /UNIT
1.	SI Noor Jalil No. 175/M	Malakand Region
2.	SI Ghulam Hassan No. 226/M	Malakand Region
3.	SI Umar Daraz Khan No. D/14	DIKhan Region
4.	SI Bashir Dad No. P/149	CCP Peshawar
5.	SI Muhammad Riaz No. K/107	Kohat Region
6.	SI Roshan Zeb No. P/51	CCP Peshawar
7.	SI Gul Sheed No. P/152	CCP Peshawar
8.	SI Taj Malook No. P/153	CCP Peshawar
9.	SI Muhammad Saddique No. P/154	CCP Peshawar
10.	SI Abdur Rehman No. P/155	CCP Peshawar
11.	SI Samin Jan No. P/156	CCP Peshawar
12.	SI Amir Badshah No. P/157	CCP Peshawar
13.	SI Tayyab Jan No. P/158	CCP Peshawar
14.	SI Fazal Wahid No. P/159	CCP Peshawar
15.	SI Fazal Subhan No. P/160	CCP Peshawar
16.	SI Alam Zeb No. P/161	CCP Peshawar
17.	SI Saeed Khan No. P/162	CCP Peshawar
18.	SI Mira Jan No. P/163	CCP Peshawar
19.	SI Noor Ullah No. P/164	CCP Peshawar
20.	SI Muhammad Ishaq No. P/165	CCP Peshawar
21.	SI Pasham Gul No. P/166	CCP Peshawar
22.	SI Mukhtiar Anmad No. P/167	CCP Peshawar
23.	SI Amir Nawaz No. P/168	CCP Peshawar
24.	SI Laiqat Khan No. P/169	CCP Peshawar
25.	SI Muhammad Shoaib No. P/170	CCP Peshawar
26.	SI Afsar Zaman No. P/171	CCP Peshawar
27.	SI Johar Shah No. P/173	CCP Peshawar
28.	SI Ali Khan No. P/174	CCP Peshawar
29.	SI Abdur Rashid No. P/175	CCP Peshawar
30.	SI Khalid Khan No. P/176	CCP Peshawar
31.	SI Niaz Muhammad No. P/177	CCP Peshawar

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32.	Allama Iqbal No.p/178	CCP Peshawar
33.	SI Tuheed ullah No. p/179	CCP Peshawar
34.	Muhammad Naeem No.P/180	CCP Peshawar
35.	SI Waheedullah No. M/160	Malakand Region
36.	SI Muhammad Nawaz No. M/273	Malakand Region
37.	SI Zahid Khan No. M/ 302	Malakand Region
38.	SI Badshah Hazrat No. M/303	Malakand Region
39.	SI Naveed Iqbal No. M/176	Malakand Region
40.	SI Ajmal Khan No. M/151	Malakand Region
41.	SI Atiqur Rehman No. M/261	Malakand Region
42.	SI Muhammad Saeed No. M/317	Malakand Region
43.	SI Ghulam Sadique No. M/269	Malakand Region
44.	SI Muhammad Iqbal No. K/10	Kohat Region
45.	SI Hussain Ghulam No. K/87	Kohat Region
46.	SI Muhammad Iqrar No. H/29	Hazara Region
47.	SI Farhad Ali No. H/30	Hazara Region
48.	SI Azam Ali Shah No. H32	Hazara Region
49.	SI Arshad Hussain No. H/33	Hazara Region
50.	SI Matloob Khan No. H/34	Hazara Region
51.	SI Shahnawaz No. H/35	Hazara Region
52.	SI Shad Muhammad No. H/36	Hazara Region
53.	SI Fazal Wahab No. H/37	Hazara Region
54.	SI Jehanzeb Khan No. H/39	Hazara Region
55.	SI Muhamrnad Amin No. H/42	Hazara Region
56.	SI Ihsan Shah No. H/44	Hazara Region
57.	SI Muhammad Younsaf No. H/46	Hazara Region
58.	SI Muhammad Sajjad No. H/47	Hazara Region
59.	SI Fida Muhammad No. H/48	Hazara Region
60.	SI Zahoor Ahmed No. M/127	Malakand Region
61.	SI Habib Ullah Khan No. M/168	Malakand Region
62.	SI Fazal Dad No. P/181	CCP Peshawar
63.	Abdullah Jan No. P/182	CCP Peshawar
64.	Gohar Khan No.P/183	CCP Peshawar
65.	Naseem Hayat No.P/184	CCP Peshawar
66.	Nasrullah Khan No.p/185	CCP Peshawar
67.	SI Janan Habib No. P/186	CCP Peshawar
68.	SI Arshad Ahmed No. P/187	CCP Peshawar
69.	SI Muhammad Kamran No. P/188	CCP Peshawar
70.	SI Sajid Mumtaz No. P/189	CCP Peshawar
71.	SI Fida Hussain No.P/190	CCP Peshawar
72.	SI Ijaz Ali No. P/191	CCP Peshawar
73.	SI Zakauallah No. P/192	CCP Peshawar
74.	SI Taj Muhammad Khan No. P/193	CCP Peshawar
75.	SI Ijaz Ali No. P/194	CCP Peshawar
76.	SI Adnan Azam No. P/195	CCP Peshawar

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✓ 77.	SI Zahid Alam No. P/196	CCP Peshawar
78.	SI Rehmatullah No. P/197	CCP Peshawar
79.	SI Muhammad Inam Jan No. MR/59	Mardan Region
80.	SI Luqman Khan No. MR/80	Mardan Region
81.	SI IKhtiraz Khan No. MR/81	Mardan Region
82.	SI Pir Zar Baulshah No. MR/82	Mardan Region
83.	SI Muhammad Fazil No. MR/83	Mardan Region
84.	SI Imtiaz Ali No. MR/84	Mardan Region
85.	SI Ghazi Marjan No. D/17	DIKhan Region

Their promotion will take effect from the date, they actually take over charge of their higher responsibilities.

Necessary Gazette Notification may be issued accordingly.

Their posting order will be issued separately.

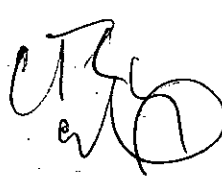


(KHALID MASOOD)
Accl: IGP/Headquarters,
For Provincial Police Officer,
Khyber Pakhtunkhwa
Peshawar.

No. 2410-24 /E-II

Copy of above is forwarded for information and necessary action to the:-

1. Addl: IGP/Special Branch Khyber Pakhtunkhwa Peshawar.
2. Capital City Police Officer, Peshawar.
3. All Region DisG in Khyber Pakhtunkhwa.
4. Commandant PTC Hangu.
5. Deputy Inspector General of Police, DCT/SB Khyber Pakhtunkhwa
6. Assistant Inspector General of Police, Traffic Khyber Pakhtunkhwa
7. Director Anti-Corruption Establishment Khyber Pakhtunkhwa.
8. Office Supdt: Secret CPO Peshawar.
9. Accountant CPO Peshawar.
10. U.O.P file





Office of the Inspector General of Police
Khyber Pakhtunkhwa, Peshawar.

No. 211 E-II, dated Peshawar the 19/10/2015

FOR PUBLICATION IN THE KHYBER
PAKHTUNKHWA POLICE GAZETTE PART-II,
ORDERS BY THE PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA, PESHAWAR.

NOTIFICATION

CONFIRMATION AS INSPECTOR

As per recommendation of the DPC dated 08.10.2015 duly approved by the Worthy Inspector General of Police Khyber Pakhtunkhwa, the following Offg: Inspectors on List "F" are hereby confirmed as Inspectors as noted against their names:-

S.NO	NAME & NO.	REGION	REMARKS
1.	Muhammad Ismail, No. P/107	CCP Peshawar	With his colleagues.
2.	Muhammad Zaman, No. M/279	Malakand	-do-
3.	Aurang Zeb, No. H/258	Hazara	-do-
4.	Altaf, No. H/185	Hazara	-do-
5.	Aqil Hamid, No. P/132	CCP Peshawar	With immediate effect.
6.	Raza Khan, No. D/01	D.I.Khan	With his colleagues.
7.	Matloob Shah, No.H/19	Hazara	-do-
8.	Kifayat Hussain, No. D/05	D.I.Khan	With immediate effect.
9.	Ghulam Hassan, No. 226/M	Malakand	-do-
10.	Muhammad Riaz, No. K/107	Kohat	-do-
11.	Roshan Zeb, No. P/51	CCP Peshawar	-do-
12.	Gul Sheed, No. P/152	CCP Peshawar	-do-
13.	Taj Malook, No. P/153	CCP Peshawar	-do-
14.	Abdur Rehman, No. P/155	CCP Peshawar	-do-
15.	Samin Jan, No. P/156	CCP Peshawar	-do-
16.	Tayyab Jan, No. P/158	CCP Peshawar	-do-
17.	Fazal Wahid, No. P/159	CCP Peshawar	-do-
18.	Fazal Subhan, No. P/160	CCP Peshawar	-do-
19.	Alam Zeb, No. P/161	CCP Peshawar	-do-
20.	Saeed Khan, No. P/162	CCP Peshawar	-do-
21.	Noor Ullah, No. P/164	CCP Peshawar	-do-
22.	Muhammad Ishaq, No. P/165	CCP Peshawar	-do-
23.	Pasham Gul, No. P/166	CCP Peshawar	-do-
24.	Mukhtiar Ahmad, No. P/167	CCP Peshawar	-do-
25.	Amir Nawaz, No. P/168	CCP Peshawar	-do-
26.	Liaqat Khan, No. P/169	CCP Peshawar	-do-
27.	Afsar Zaman, No. P/171	CCP Peshawar	-do-
28.	Johar Shah, No. P/173	CCP Peshawar	-do-
29.	Abdur Rashid, No. P/175	CCP Peshawar	-do-
30.	Khalid Khan, No. P/176	CCP Peshawar	-do-
31.	Niaz Muhammad, No. P/177	CCP Peshawar	-do-
32.	Allama Iqbal, No. P/178	CCP Peshawar	-do-
33.	Tuheed Ullah, No. P/179	CCP Peshawar	-do-
34.	Zahid Khan, No. M/302	Malakand	-do-
35.	Badshah Hazrat, No. M/303	Malakand	-do-
36.	Naveed Iqbal, No. M/176	Malakand	-do-
37.	Ajmal Khan, No. M/151	Malakand	-do-
38.	Muhammad Saeed, No. M/317	Malakand	-do-
39.	Ghulam Sadique, No. M/269	Malakand	-do-
40.	Saifullah Khan, No. K/39	Kohat	-do-
41.	Muhammad Iqbal, No. K/10	Kohat	-do-

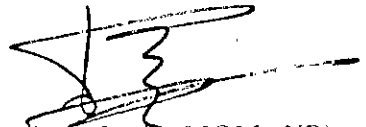
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Office of the Inspector General of Police
Khyber Pakhtunkhwa, Peshawar.

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42.	Hussain Ghulam, No. K/87	Kohat	With immediate effect.
43.	Muhammad Iqrar, No. H/29	Hazara	-do-
44.	Azam Ali Shah, No. H/32	Hazara	-do-
45.	Arshad Hussain, No. H/33	Hazara	-do-
46.	Matloob Khan, No. H/34	Hazara	-do-
47.	Fazal Wahab, No. H/37	Hazara	-do-
48.	Jehanzeb Khan, No. H/39	Hazara	-do-
49.	Muhammad Amin, No. H/42	Hazara	-do-
50.	Ihsan Shah, No. H/44	Hazara	-do-
51.	Muhammad Sajjad, No. H/47	Hazara	-do-
52.	Fida Muhammad, No. H/48	Hazara	-do-
53.	Habib Ullah Khan, No. M/168	Malakand	-do-
54.	Fazal Dad, No. P/181	CCP Peshawar	-do-
55.	Abdullah Jan, No. P/182	CCP Peshawar	-do-
56.	Janan Habib, No. P/186	CCP Peshawar	-do-
57.	Muhammad Kamran, No. P/188	CCP Peshawar	-do-
58.	Sajid Mumtaz, No. P/189	CCP Peshawar	-do-
59.	Fida Hussain, No. P/190	CCP Peshawar	-do-
60.	Ijaz Ali, No. P/191	CCP Peshawar	-do-
61.	Zakaullah, No. P/192	CCP Peshawar	-do-
62.	Taj Muhammad Khan, No. P/193	CCP Peshawar	-do-
63.	Ijaz Ali, No. P/194	CCP Peshawar	-do-
64.	Adnan Azam, No. P/195	CCP Peshawar	-do-
65.	Rehmatullah, No. P/197	CCP Peshawar	-do-
66.	Muhammad Inam Jan, No. MR/59	Mardan	-do-
67.	Luqman Khan, No. MR/80	Mardan	-do-
68.	Ikhtiraz Khan, No. MR/81	Mardan	-do-
69.	Pir Zar Badshah, No. MR/82	Mardan	-do-
70.	Muhammad Fazil, No. MR/83	Mardan	-do-
71.	Imtiaz Ali, No. MR/84	Mardan	-do-
72.	Ghazi Marjan, No. D/17	D.I.Khan	-do-


(ASIF IQBAL MOMAND)
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

No. 2112-42-E-II,

Copy of above is forwarded for information and necessary action to the:-

1. All Addl: Inspectors General of Police in Khyber Pakhtunkhwa.
2. All Regional Police Officers in Khyber Pakhtunkhwa.
3. All Deputy Inspectors General of Police in Khyber Pakhtunkhwa.
4. Capital City Police Officer, Peshawar.
5. Commandants Elite Force, PTC, FRP.
6. PSO to Worthy Inspector General of Police, Khyber Pakhtunkhwa.
7. PRO to Worthy Inspector General of Police, Khyber Pakhtunkhwa.
8. Registrar CPO, Peshawar.
9. Office Supdt: Secret CPO, Peshawar.
10. Office Supdt: Career Planning Branch CPO.
11. U.O.P File.
12. Incharge Central Registry, CPO, Peshawar.



From: The Capital City Police Officer,
Peshawar.

- To:
1. The Deputy Inspector General of Police,
Headquarters Khyber Pakhtunkhwa, Peshawar.
 2. The Senior Superintendent of Police,
Operations & Traffic, Peshawar.
 3. The District Police Officers Nowshera & Charsadda.
 4. The SP/HQrs: Peshawar.

No. _____/EC-I dated Peshawar the 5-4 /2011.

Subject: **SELECTION FOR UPPER COLLEGE COURSE.**

Memo:

The following officers SIs on promotion list "E" of Capital City Police, Peshawar are selected for Upper College Course commencing from 07-04-2011 at Police Training College Hangu:-

S.No	Name, Rank & Numbers	Present posting
1.	SI Mohammad Ishaq 645/P	Nowshera
2.	SI Bakht Taj 649/P	Nowshera
3.	SI Fida Hussain 678/P	CPO Opt:Room
4.	SI Johar Shah 679/P	Charsadda
5.	SI Taj Mohammad 694/P	Traffic Peshawar
6.	SI Amjad Ali Khan 696/P	Peshawar
7.	SI Mohammad Sabir 697/P	Peshawar
8.	SI Tauheedullah 699/P	Charsadda
9.	SI Ijaz Ali 700/P	Charsadda
10.	SI Mohammad Naeem 701/P	Peshawar
11.	SI Zahid Alam 703/P	Peshawar
12.	SI Shamsur Rehman 704/P	Peshawar
13.	SI Sajjad Hussain 706/P	Peshawar
14.	SI Shafqat Hussain 707/P	Peshawar
15.	SI S.Tahir Shah 781/P	Peshawar
16.	SI Imtiaz Alam 271/P	Peshawar
17.	SI Saif-ur-Rehman 276/P	Peshawar

The above named selectees may be relieved with the direction to report to Police Training College Hangu on 06-04-2011 (A/Noon) positively.

Ghazal
CAPITAL CITY POLICE OFFICER,
PESHAWAR.

No. 5709-12/EC-I,

Copy of above is forwarded for information and necessary action to the:-

1. Addl:Inspector General of Police/Commandant, PTC Hangu.
2. EC-II, Pay Officer, AS.

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CCP, PESHAWAR.

**FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE PART-II.
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA, PESHAWAR.**

NOTIFICATION.

Dated 13/07/2015.

No. 13180 /EC-I, **CONFIRMATION IN THE RANK OF SIS:-** As per Recommendation of Departmental Promotion Committee meeting held on 09-06-2015, the following Offg: SIs of Capital City Police Peshawar is hereby confirmed in rank of SI with immediate effect.

On confirmation they are allotted new Capital city Police Peshawar number as noted against their names:-

S.No.	Rank, Name & No	Present Posting	New CCP, No.
1.	Offg: SI Zakir Ullah No. 364/P	Traffic	P/301
2.	Offg: SI Ilyas Khan No. 548/P	Inv: Peshawar	P/302
3.	Offg: SI Sartaj Ali No. 566/P	PTC Hangu	P/303
4.	Offg: SI Aman Ullah No. 638/P	Invt: Peshawar	P/304
5.	Offg: SI Amjad Ali No. 696/P	CCP, Peshawar	P/305
6.	Offg: SI Muhammad Jamal No. 822/P	Nowshera	P/306
7.	Offg: SI Sardar Ali No. 859/P	Special Branch	P/307
8.	Offg: SI Zakir Ullah No. 880/P	Special Branch	P/308
9.	Offg: SI Ameer Siyaf NO. 883/P	Invt: Peshawar	P/309
10.	Off: SI Lal Zada No. 885/P	Traffic	P/310
11.	Offg: SI Gul Nawaz Khan No. 896/P	Invt: KPK	P/311
12.	Offg: SI Farman No. 910/P	Inv: Peshawar	P/312
13.	Offg: SI Ibrahim Khan No. 935/P	Inv: Peshawar	P/313
14.	Offg: SI Muhammad Ghani No. 940/P	Inv: Peshawar	P/314
15.	Offg: SI Duran Shah No. 958/P	CTD KPK	P/316
16.	Offg: SI Javed Akhtar No. 961/P	CCP, Peshawar	P/317
17.	Offg: SI Fida Muhammad No. 962/P	Special Branch	P/318
18.	Offg: SI Raza Bacha No. 967/P	Invt: Peshawar	P/319
19.	Offg: SI Noor Rehman No. 972/P	Invt: Peshawar	P/320
20.	Offg: SI Zafar Ali No. 973/P	CCP, Peshawar	P/321
21.	Offg: SI Hassan Khan No. 1128/P	Charsaddad	P/322
22.	Offg: SI Zia Ullah No. 974/P	CCP, Peshawar	P/323
23.	Offg: SI Muhammad Yousaf No. 976	CCP, Peshawar	P/324
24.	Offg: SI Razi Khan No. 984/P	Inv: Peshawar	P/325
25.	Offg: SI Akram Khan No. 985/P	Inv: Peshawar	P/326
26.	Offg: SI Sana Ullah No. 01/P	CCP, Peshawar	P/327
27.	Offg: SI Ibrahim Khan No. 998/P	CCP, Peshawar	P/328
28.	Offg: SI Ghulam Ali 1016/P	Special Branch	P/329
29.	Offg: SI Diyar Khan No. 1017/P	CCP, Peshawar	P/330
30.	Offg: SI Shah Rasool No. 1024/P	Inv: Peshawar	P/331
31.	Offg: SI Hassan Khan No. 1028/P	Inv: Peshawar	P/332
32.	Offg: SI Abid Rashid No. 1031/P	Special Branch	P/333

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Offg: SI Javed Iqbal No.954/P is deferred from confirmation in the rank of SI due to non-availability of ACRs 2012,2013 & 2014.

No. 1381-91 /EC-I,

for CAPITAL CITY POLICE OFFICER,
PESHAWAR.

Copy of above is forwarded for information and necessary action to the:-

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl: Inspector General of Police, Investigation Khyber Pakhtunkhwa, Peshawar, alongwith two spare copies for Publication, KPK, Gazette Notification part-II.
3. Addl: Inspector General of Police, Special Branch KPK, Peshawar
4. Deputy Inspector General of Police, Mardan Region, Mardan.
5. Deputy Inspector General of Police CTD KPK, Peshawar.
6. Commandant Police Training College Hangu.
7. SSSP/Operation, Investigation & Traffic, Peshawar.
8. District Police Officer, Charsadda & Nowshera.
9. Asstt: Secret Branch, & EC-II, CCP, Peshawar.

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**FOR PUBLICATION IN THE KHYBER
PAKHTUNKHWA POLICE GAZETTE PART-II,
ORDERS BY THE PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA, PESHAWAR.**

NOTIFICATION

No. 3127 E-III, **ADMISSION TO LIST "F" AND PROMOTION AS OFFG
INSPECTOR (BPS-16)** Dated: / 10 / 2015

As per recommendation of the DPC dated 08.10.2015 duly approved by the Worthy Inspector General of Police Khyber Pakhtunkhwa, the name of the following confirmed Sub-Inspectors of Khyber Pakhtunkhwa are hereby included to list "F" and promoted as Offg: Inspectors (BPS-16) with immediate effect:-

S.NO	NAME & NO.	REGION	RECOMMENDATION
1.	SI Mian Bilal Halcm No. MR/5	Mardan	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
2.	SI Tariq Muhammad No. MR/30	Mardan	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
3.	SI Shah Zeb No. MR/22	Mardan	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
4.	SI Muhammad Arif No. MR/33	Mardan	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
5.	SI Saleem Rashid No. H/79	Hazara	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues as approved by Competent Authority vide CPO Order No. 2093-95/E-III; dated 07.08.2015. However, he will be confirmed in the rank of Inspector after he completes his one (01) year tenure in any of the institution mentioned in Standing Order No. 21/2014. Moreover, according to Standing Ord & No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
6.	SI Muhammad Zakir No. H/85	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
7.	SI Zubair Shah No. H/88	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
8.	SI Umar Zada No. H/91	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
9.	SI Abdul Ghafoor No. H/95	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.

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10.	SI Zulfiqar Ali No. H/97	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
11.	SI Muhammad Uzair No. H/98	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
12.	SI Tufail Muhammad No. H/99	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
13.	SI Muhammad Munir No. H/100	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
14.	SI Muhammad Arif No. H/101	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
15.	SI Muhammad Arshad No. H/103	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
16.	SI Muhammad Asad Yousaf No. H/104	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
17.	SI Mudassar Zia No. H/105	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
18.	SI Muhammad Asif No. H/107	Hazara	Recommended for inclusion of his name into List "F" with his colleagues.
19.	SI Muhammad Islam No. 116/M	Mt. Inland	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
20.	SI Sher Bahadar No. 462/M	Malakand	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
21.	SI Mohib Ullah No. 472/M	Malakand	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
22.	SI Fazal Rabi No. 494/M	Malakand	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector with his colleagues. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
23.	SI Zakir Ullah No. P/301	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
24.	SI Ilyas Khan No. P/302	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
25.	SI Sartaj Ali No. P/303	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.


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26.	SI Aman Ullah No. P/304	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
27.	SI Amjad Ali No. P/305	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
28.	SI Muhammad Jamal No. P/306	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
29.	SI Sardar Ali No. P/307	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
30.	SI Zakir Ullah No. P/308	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
31.	SI Ameer Siyaf No. P/309	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
32.	SI Lal Zada No. P/310	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector as approved by Competent Authority vide CPO Order No. 2093-95/E-III, dated 07.08.2015. However, he will be confirmed in the rank of Inspector after he completes his one (01) year tenure in any of the institution mentioned in Standing Order No. 21/2014. Moreover, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
33.	SI Gul Nawaz Khan No. P/311	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
34.	SI Farman No. P/312	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
35.	SI Ibrahim Khan No. P/313	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
36.	SI Muhammad Ghani No. P/314	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.

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37.	SI Duran Shah No. P/316	CCP Peshawar	Recommended for inclusion of his name into "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
38.	SI Javed Akhtar No. P/317	CCP Peshawar	Recommended for inclusion of his name into "F" and promotion as Offg: Inspector, approved by Competent Authority vide CPO Order No. 2093-95/E-III, dated 07.08.2015. However, he will be confirmed in the rank of Inspector after he completes his one (01) year tenure in any of the institution mentioned in Standing Order No. 21/2014. Moreover, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
39.	SI Fida Muhammad No. P/318	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
40.	SI Raza Bacha No. P/319	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
41.	SI Noor Rehman No. P/320	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
42.	SI Zafar Ali No. P/321	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector as approved by Competent Authority vide CPO Order No. 2093-95/E-III, dated 07.08.2015. However, he will be confirmed in the rank of Inspector after he completes his one (01) year tenure in any of the institution mentioned in Standing Order No. 21/2014. Moreover, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
43.	SI Hassan Khan No. P/322	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector as approved by Competent Authority vide CPO Order No. 2093-95/E-III, dated 07.08.2015. However, he will be confirmed in the rank of Inspector after he completes his one (01) year tenure in any of the institution mentioned in Standing Order No. 21/2014. Moreover, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
44.	SI Zia Ullah No. P/323	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.

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45.	SI Yousaf Jan No. P/324	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015; he will complete and qualify Training Course and will earn two (02) points.
46.	SI Razi Khan No. P/325	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
47.	SI Akram Khan No. P/326	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
48.	SI Sana Ullah No. P/327	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
49.	SI Ibrahim Khan No. P/328	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector as approved by Competent Authority vide CPD Order No. 2093-95/E-III, dated 07.08.2015. However, he will be confirmed in the rank of Inspector after he completes his one (01) year tenure in any of the institution mentioned in Standing Order No. 21/2014. Moreover, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
50.	SI Ghulam Ali No. P/329	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
51.	SI Diyar Khan No. P/330	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector as approved by Competent Authority vide CPD Order No. 2093-95/E-III, dated 07.08.2015. However, he will be confirmed in the rank of Inspector after he completes his one (01) year tenure in any of the institution mentioned in Standing Order No. 21/2014. Moreover, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
52.	SI Shah Rasool No. P/331	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.
53.	SI Hassan Khan No. P/332	CCP Peshawar	Recommended for inclusion of his name into List "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify Training Course and will earn two (02) points.

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54.	Si Abid Rashid No. P/333	CCP Peshawar	Recommended for inclusion of his name into "F" and promotion as Offg: Inspector. However, according to Standing Order No. 3/2015, he will complete and qualify for Training Course and will earn two (02) points.
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Their promotions will take effect from the date, they actually take over charge of higher responsibilities.

Necessary Gazette Notification may be issued accordingly.

Sd/
Mian Muhammad Asif
Addl: IGP/HQrs:
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

No. 3128-39 /E-III. Dated Peshawar, the 19/10/2015.

Copy of above is forwarded for information and necessary action to the:-

1. Addl: IGP/HQrs: Khyber Pakhtunkhwa Peshawar.
2. Deputy Inspector General of Police, HQrs: Khyber Pakhtunkhwa Peshawar
- ✓ 3. Capital City Police Officer, Peshawar.
4. Deputy Inspector General of Police Mardan, Hazara & Malakand Regions.
5. Registrar CPO, Peshawar.
6. Office Supdt: Secret CPO, Peshawar alongwith their original Character Rolls.
7. Office Supdt: E-II and CPB Branch CPO, Peshawar.
8. U.O.P files.
9. Incharge CRC/CPO, Peshawar.



(Signature)
 (ASIF IQBAL MOHMAND)
 AIG/Establishment
 For Inspector General of Police,
 Khyber Pakhtunkhwa, Peshawar

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BEFORE THE CAPITAL CITY POLICE OFFICER
PESHAWAR

Subject:- **DEPARTMENTAL APPEAL FOR ANTEDATED CONFIRMATION OF THE APPELLANT AS SUB INSPECTOR W.E.F 10.10.12 WHEN HIS OTHER COLLEAGUES / JUNIORS WERE CONFIRMED AND BROUGHT ON SENIORITY LIST "F"**

Respectfully Submitted:-

1. That the appellant was appointed in In-Service Quota as assistant Sub Inspector UPON THE recommendations of KP Public Service Commission along with 10 others vide notification dated 05/01/2007 of District Peshawar. **(Copy of notification 5/1/07 is attached as Annexure 'A')**.
2. That the appellant was confirmed alongwith 36 others in the rank of Assistant Sub Inspector and their names were brought on promotion list "E" vide notification dated 01/01/2010 and were promoted as officiating Sub Inspectors. **(Copy of notification dated 1/1/2010 is enclosed as Annexure 'B')**
3. That according to the Police rules the appellant was required to have been confirmed as Sub Inspector after satisfactory service for two years, but he was not confirmed for the reason that he has not been, posted as SHO/ Oil , Independent Incharge of Police Station for 1 year, in time while his other Colleagues including even Juniors to him were confirmed in the rank of Sub Inspector depriving the appellant, vide notification dated 10/10/12. **(Copy of notification 10/10/12 as Annexure 'C')**
4. That vide notification dated 30/1/13, 85, Sub Inspectors were promoted as officiating Inspector BPS-16 and their names were brought on promotion list "F" including those who were Junior to the appellant and 72 officiating Inspectors were confirmed as Inspector vide notification 19/10/15. **(Copy of notification dated 30/1/13 and 19/10/15 are attached as annexure D,E).**
5. That finally the appellants was confirmed as Sub Inspector vide notification dated 13/07/2015 with immediate effect instead of 10/10/2012 and was included to list "F" and promoted as officiating Inspectors with immediate

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effect vide notification dated 19/10/2015. (Copy of notification 13/07/15 and notification dated 19/10/15 are enclosed as annexure F & G)

6. That the appellant was promoted as officiating Sub Inspector on 1/1/2010 however he was confirmed as Sub Inspector on 13/7/2015 while his colleagues / Juniors were confirmed as Sub Inspector on 10/10/2012 and were assigned seniority accordingly, the appellant too as such is entitled to antedated confirmation as Sub Inspector w.e.f 10/10/2012 and due seniority with consequential benefits on the grounds intio-alia as fallows.

GROUNDS

- A. That fundamental right as per Article 4 of the constitution of the appellant of treatment according to law has been violated.
- B. That the appellant has been deprived of his legal and due rights without any omission or commission on his part, as posting as SHO/ OII is not prerogative the appellant rather the same is within the domain of CCPO.
- C. That the appellant never refused of his appointment as SHO/ OII , thus there is no fault on his part for not being posted as SHO/ OII, thus the appellant could not be punished when there is no fault on his part.
- D. That the appellant time and again requested for his posting as SHO/ OII but every time he was denied such posting for reasons best known to the department while his other colleagues were allowed such posting, the appellant is thus discriminated.
- E. That even confirmation was allowed to those working similarly with the appellant, denial in respect of the appellant, is as such not tenable in the eyes of law.
- F. That even antedated confirmation as Sub Inspector has been allowed by the Honorable KP Service tribunal in many service appeals including service appeal No. 107/11 titled as "Nasir Khan Vs PPO", Service appeal No. 1264/12 decided on 31/01/13, service appeal No.37/11 decided on 3/4/13 and service appeal No. 1021/15 titled as "Fazl Dad Vs PPO" decided on 25/4/17, the appellant as such is entitled to antedated confirmation as Sub

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Inspector W.e.f 10/10/12 (Copy of judgments dated 25/4/17 in service appeal No. 1011/15 is enclosed as annexure H)

- G. That the appellant is having more than 11 years of service with unblemished service record, as evident from his ACRs/ PERs.

It is therefore requested that on acceptance of this appeal the appellant may kindly be confirmed as Sub Inspector w.e.f 10/10/12 i.e. from the date when his colleagues / Junior to him were confirmed as Sub Inspectors with due seniority in list "F" with all back benefits.

Inspector Amjad Ali NO. 305-P

I/C Security Peshawar High Court

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No. 1264/2012

Date of Institution. .. 16.11.2012,
Date of Decision .. 31.01.2013

Shakeel Ahmad, Sub Inspector, Frontier Reserves Police
(FRP) H/Q Police Lines Khyber Pakhtunkhwa, Peshawar.

(Appellant)

VERSUS

1. Secretary to the Government of Khyber Pakhtunkhwa Province, Home & Tribal Affairs Department, Civil Secretariat, Peshawar.
2. Provincial Police Officer, Central Police Office, Khyber Pakhtunkhwa, Peshawar.
3. The Additional Inspector General of Police/Commandant, Frontier Reserve Police (FRP) H/Q Police Lines, Khyber Pakhtunkhwa, Peshawar.
4. Chairman Departmental Promotion Committee and Selection Committee/The Additional Inspector General of Police H/Q Central Police Office, Khyber Pakhtunkhwa, Peshawar. (Respondents)

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT AGAINST THE FINAL IMPUGNED ORDER PASSED BY THE RESPONDENT NO.2 DATED 12.11.2012 WHEREBY THE APPLICATION OF THE APPELLANT SEEKING CONFIRMATION IN THE RANK OF SI WAS NOT ENTERTAINED AND FILED AND THE APPELLANT BEING ELIGIBLE POLICE OFFICER WAS DEPRIVED OF HIS CONFIRMATION IN THE RANK OF SUB-INSPECTOR.

MR. MUHAMMAD USMAN TURLANDI,
Advocate

... For appellant.

MR. SHERAFGAN KHATTAK,
Addl. Advocate General

... For respondents.

MR. NOOR ALI KHAN,
SYED MANZOOR ALI SHAH,

... MEMBER

... MEMBER

JUDGMENT

NOOR ALI KHAN, MEMBER.- This appeal has been filed by Shakeel Ahmad, the appellant under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, against the order of respondent No. 2 dated 12.11.2012, whereby the application of appellant for confirmation in the rank of Sub Inspector was rejected. It has been prayed that on acceptance of the appeal, the impugned order may be set aside and the appellant be confirmed in the rank of Sub Inspector with retrospective effect enabling the appellant to get equal treatment like his other colleagues.

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No. 1264/2012

Date of Institution. .. 16.11.2012

Date of Decision .. 31.01.2013

Shakeel Ahmad, Sub Inspector, Frontier Reserves Police
(FRP) H/Q Police Lines Khyber Pakhtunkhwa, Peshawar.

(Appellant)

VERSUS

1. Secretary to the Government of Khyber Pakhtunkhwa Province, Home & Tribal Affairs Department, Civil Secretariat, Peshawar.
2. Provincial Police Officer, Central Police Office, Khyber Pakhtunkhwa, Peshawar.
3. The Additional Inspector General of Police/Commandant, Frontier Reserve Police (FRP) H/Q Police Lines, Khyber Pakhtunkhwa, Peshawar.
4. Chairman Departmental Promotion Committee and Selection Committee/The Additional Inspector General of Police H/Q Central Police Office, Khyber Pakhtunkhwa, Peshawar. ... (Respondents)

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT AGAINST THE FINAL IMPUGNED ORDER PASSED BY THE RESPONDENT NO.2 DATED 12.11.2012 WHEREBY THE APPLICATION OF THE APPELLANT SEEKING CONFIRMATION IN THE RANK OF SI WAS NOT ENTERTAINED AND FILED AND THE APPELLANT BEING ELIGIBLE POLICE OFFICER WAS DEPRIVED OF HIS CONFIRMATION IN THE RANK OF SUB-INSPECTOR.

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Advocate

... For appellant.

MR. SHERAFGAN KHATTAK,
Addl. Advocate General

... For respondents.

MR. NOOR ALI KHAN,
SYED MANZOOR ALI SHAH,

... MEMBER
... MEMBER

JUDGMENT

NOOR ALI KHAN, MEMBER.- This appeal has been filed by Shakeel Ahmad, the appellant under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, against the order of respondent No. 2 dated 12.11.2012, whereby the application of appellant for confirmation in the rank of Sub Inspector was rejected. It has been prayed that on acceptance of the appeal, the impugned order may be set aside and the appellant be confirmed in the rank of Sub Inspector with retrospective effect enabling the appellant to get equal treatment like his other colleagues.

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Department had also declared the FRP as a permanent budgetary force. So the appellant has the fundamental right to be dealt with in the same manner as the officers of the regular police. Under Rule 13.18 of Police Rules 1934, after successful completion of two years as Offtg. S.I he has to be confirmed w.e.f. 1.7.2010.. He stated that the appellant could not post himself as independent SHO to meet the requirement for confirmation. It was the responsibility of the respondents to post him as independent SHO. He produced a copy of judgment dated 23.5.2011, in Service Appeal No. 407/2011 of this Tribunal and stated that in similar circumstances, confirmation has been granted to appellant in the aforementioned service appeal without spending a period of one year independent SHO. The appellant is also entitled to the same treatment. He requested that the appeal may be accepted as prayed for.

6. The learned AAG argued that the appellant was promoted to the rank of ASI on 28.9.2007 and was later on confirmed into the same rank on 1.7.2009. He was promoted as SI but on officiating basis on 29.1.2009. For confirmation in the same rank he has to fulfill the requirements under the rules. The appellant has not spent one year as independent SHO which was one of the basic criteria for confirmation as Sub Inspector, hence he was not entitled for confirmation under Police Rules and Standing Orders. Hence his application for confirmation has rightly been turned down by the competent authority. He requested that the appeal may be dismissed.

7. The Tribunal observes that the main issue which falls for determination in the present case is that whether the appellant has rightly been ignored by the respondent department from confirmation/promotion as S.I on the ground of his not fulfilling the requirement to serve as SHO for a period of at least one year outside his home district before he is confirmed as S.I. The appellant was promoted as ASI on 28.9.2007 and according to Rule 13.18 of Police Rules 1934, he was confirmed and his name was brought on promotion list "E" w.e.f. 1.7.2010 vide order dated 30.7.2010. On 29.1.2009, he was promoted as Sub Inspector on officiating basis and assumed the charge of the post. The appellant also passed the Upper College Course and further promoted as Inspector on adhoc basis on 27.8.2010 and posted as Reserve Inspector (HQ) Peshawar, where he still serving in that capacity. It was the prerogative/discretion of the departmental authority to post him as SHO, for which the appellant cannot be held responsible and should not suffer for the acts of others. Under Rule 13.18 of Police Rules 1934, he has to be confirmed on successful completion of two

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years period of probation or reverted back to his substantive rank. Since the appellant has not been reverted, and has further been promoted as Inspector on adhoc basis, was entitled for confirmation.

8. In view of the above, the appeal is accepted, the impugned order is set aside and the respondent department is directed to confirm the appellant as Sub Inspector w.e.f. 1.7.2010 as per rule 13.18 of Police Rules 1934. Parties are left to bear their own costs. File be consigned to the record.

ANNOUNCED
31.1.2013


(SYED MANZOOR ALI SHAH)
MEMBER


(NOOR ALI KHAN)
MEMBER

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BIHAR TRIBUNAL PAKHUNKHA SERVICE
TRIBUNAL, PESHAWAR

Appeal No. 1021/2015

Fazal Dad Versus Provincial Police Officer, Khyber
Pakhtunkhwa Peshawar and another.

JUDGMENT

MUHAMMAD AZIM KHAN ARIFI, CHAIRMAN

Counsel for the appellant (Mr. Muhammad Asif
Yousafzai, Advocate) and Mr. Muhammad Jam, Government
Pleader alongwith Aziz Shah, Head Constable for respondents
present. Fresh Wakalatnama submitted by learned counsel for
the appellant.

2. Mr. Fazal Dad hereinafter referred to as the appellant has
preferred the instant service appeal under Section 4 of the
Khyber Pakhtunkhwa Service Tribunal Act, 1974 against final
order dated 10.08.2015 vide which his departmental appeal for
ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 was
rejected and hence the instant service appeal on 28.08.2015

3. Brief facts of the case of the appellant are that the
appellant was initially appointed as Constable in the year 1986
and then promoted as Head Constable in the year 1996 and as
ASI in the year 2005 and then as S.I. in the year 2008 and there-

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after promoted as Inspector in the year 2013. That he was promoted as Offg. Sub Inspector vide notification dated 21.04.2008 however he was confirmed as S.I on 13.09.2012 while his colleagues including junior to him were confirmed on 30.07.2010 and were assigned seniority in the List "F" accordingly. That the appellant was not confirmed as Sub Inspector as he has not served as SHO. That the appellant submitted written application/departmental appeal but in vain and hence the instant service appeal.

4. Learned counsel for the appellant has argued that the appellant was not assigned the duty to serve as Incharge of Police Station. That the said omission is not attributable to the appellant as he was not afforded opportunity to serve as SHO by the high ups. In support of his claim reliance was placed on judgment of this Tribunal passed in service appeal No.

107/2011 titled "Mr. Nasir Khan Versus Provincial Police

Officer, Khyber Pakhtunkhwa, Peshawar and others" wherein it was observed that it is the authority to give assignment of SHO to the appellant and when the authority fails to give such an opportunity then the rule of serving as independent SHO for one year would hold no ground. Similar ^{view} taken by this Tribunal in service appeal No. 1264/2012 decided on 31.01.2013 as well as appeal No. 37/2011 decided on 03.4.2013.

5. Learned Government Pleader has argued that the appeal

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was not maintainable as the same was not within time. In support of his arguments he has placed reliance on judgment of august Supreme Court of Pakistan passed in Civil Petition No. 566/2012 titled "Tariq Habib Khan and others versus the Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and others"

6. We have heard arguments of learned counsel for the parties and perused the record.

7. The impugned final order was passed on 10.08.2015 while the appeal in hand was preferred on 28.08.2015 as such we hold that the appeal is within time. So far as the issue relating to confirmation of the appellant as Sub Inspector w.e.f. 30.07.2010 is concerned the same hold ground as it was not within the authority of the appellant to post himself as SHO of an independent Police Station. Had the relevant authority posted the appellant as SHO and had the appellant failed to perform as SHO despite such posting then the appellant would have not been found entitled to the relief claimed. Since the omission is on the part of the respondents as such the appellant cannot be deprived of his right to ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 i.e. the date on which his colleagues were confirmed.

8. For the above mentioned reasons we are constrained to accept the present appeal and set aside the impugned order

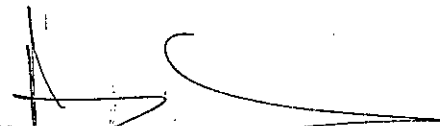
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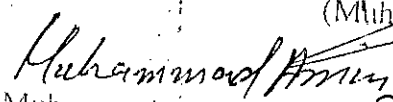
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dated 10.08.2015 and direct that the appellant be granted ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 i.e the date on which his junior colleagues were confirmed. Parties are left to bear their own costs. File be consigned to the record room.


(Muhammad Azim Khan Afridi)
Chairman


(Muhammad Amin Khan)
Member

25.04.17.

ANNOUNCED
25.04.2017



-Selection for "F" List-Sub-Inspector of Police not yet completed 5 years service as such- Held: Rightly ignored. Having been recommended Service Tribunal recommended his case to be considered by L-G. of Police in accordance with exceptions contained in rule.¹

Police A. S. I. deputed to East Pakistan in June, 1971 becoming prisoner of war and repatriating on 18th January, 1974-Brought on 'F' list in July, 1974 but on representation date charged to 15th May, 1972-Granted special grade from 15th October, 1971, i. e. from date his junior was so appointed. Claim for seniority accordingly refused on mere ground that "not considered feasible at belated stage"-Nothing about character and performance creating hindrance to according such benefit-Grant of special grade and pro forma inclusion in list "F" from a prior date without attendant benefit of seniority, held, meaningless. Claim of seniority, in circumstances, held, cannot be refused in absence of any insurmountable hurdle-Punjab Police Rules, 1934, rr. 13.14 & 13.15 (4).²

13.15. List F — Promotion to Inspectors.— (1) Recommendations on behalf of Sergeants and Sub-inspectors considered fit for promotion to the rank of Inspector shall be submitted with their annual confidential reports on the 15th January each year to Deputy Inspectors-General by Superintendents of Police in form 13.15(1). Recommendations on behalf of Sergeants and Sub-Inspectors employed in the Government Railway Police will be sent direct to the Inspector-General of Police by the Assistant Inspector-General, Government Railway Police, in the same form and not later than October each year. The Deputy Inspector-General shall decide, after seeing the officers recommended, and in consideration of their records, and his own knowledge of them, whether to endorse the recommendations of Superintendents of Police and forward them to the Inspector-General. He will keep a copy of any recommendation so forwarded in the personal file of the officer; if he decides not to endorse a recommendation, he shall retain the original in the officer's personal file and send a copy of his own order on it to the Superintendent concerned. Deputy Inspector-General shall finally submit recommendations to the Inspector-General as soon as they are satisfied as to the fitness of officers recommended, but in no case later than October each year.

(2) Such of the officers recommended as the Inspector-General may consider suitable shall be admitted to promotion list "F" [Form 13.15(2)] which will, however, not be published. Deputy Inspectors-General shall be informed, and shall in turn inform the Superintendents concerned, of the names of those who have been admitted to the List; similar information will be sent to the Assistant Inspector-General, Government Railway Police.

The original personal files of Sub-Inspectors admitted to the list shall be transferred to the Inspector-General after duplicates have been prepared for retention in the office of the Deputy Inspector-General or the Assistant Inspector-General, Government Railway Police, as required by rule 12.38 (1). Copies of all subsequent annual confidential reports prepared in form 13.17 in respect both of Sergeants and Sub-Inspectors admitted to the list will, on return by the Inspector-General in accordance with rule 13.17(1), be recorded by Deputy Inspector-General or the

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1. 1983 PLC(CS) 524
 2. 1981 PLC(CS) 529

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CHAPTER XIII — PROMOTIONS

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Assistant Inspector-General, Government Railway Police, with the duplicate personal files of the officers concerned. Copies of all entries ordered to be made in personal files other than annual confidential reports will be forwarded to the Inspector-General as soon as made for record with the original personal files; all such copies shall be attested by the Deputy Inspector-General or the Assistant Inspector-General, Government Railway Police, personally.

(3) When submitting recommendations for the entry of fresh names in List F, Deputy Inspectors-General and the Assistant Inspector-General, Government Railway Police, will at the same time submit specific recommendations (which need not be accompanied by detailed confidential reports) as to the retention or removal of officers already admitted to the list. On receipt of these recommendations, the Inspector-General will review the Provincial List, and pass order regarding the retention or exclusion of names, at the same time communicating his decision to the Deputy Inspector-General and the Assistant Inspector-General, Government Railway Police.

(4) Seniority in list "F" will be in according with the date of entry in that list. Sub-Inspectors admitted to list "F" on the same date will be placed in that list in order according their date of permanent promotion to selection grade, and if the date of permanent promotion to selection grade is the same in the case of two or more Sub-Inspectors admitted to list "F" on one and the same date, then according to date of permanent promotion to the time-scale. Sergeants will be shown in list "F" according to the date of entry in the list. When, however, two or more sergeants are admitted to list "F" on the same date, their names will be shown in order of seniority among themselves.

Comments

Seniority-Prosecuting Sub-Inspector having been awarded selection grade prior to his seniors claiming to be brought on "F" list from earlier date and also placed, senior as Prosecuting Inspector by confirmation from earlier date-Records indicating award of selection grade to such Prosecuting Sub-Inspector in contravention of requirements of r. 13.14(2). Matter regarding waiving of requirement of r. 13.14(2) left to competent authority-Seniority, in circumstances, held, to be governed with reference to dates of confirmation according to r. 12.2(3) and person confirmed as Prosecuting Inspector earlier to be placed senior to those confirmed subsequently.¹

Promotion. Order admitting civil servant to "F" list. Withdrawal of such order. Civil servant who joined Police Department as an A.S.-I., was promoted as Sub-Inspector and on completing all requisite formalities and acquiring qualifying standard for post of Inspector, was admitted to "F List" of Sub-Inspector, and finally was promoted and posted as Inspector. Civil servant took charge of Inspector, but Authority (Inspector-General of Police), had withdrawn said order of promotion of civil servant on ground that he had suffered two penalties of "censure" and due to that he was not entitled to promotion. Plea of alleged two punishments of "censure" against civil servant, was devoid of any substance as one of the punishments was quashed in revision and second one was set at naught in appeal being violative of Rules on the subject. No punishment of "censure" was pending on record against civil servant which could be made basis for his reversion. Even otherwise minor penalties could not stand in way of promotion of higher rank. Civil servant who had

acquired qualifying standard for admission to "F List" and promotion as Inspector and was duly appointed and posted as Inspector, order of his promotion was withdrawn without issuing him any show-cause notice and without affording him opportunity of hearing. Order of withdrawal of promotion of civil servant, lead clearly offended against principles of natural justice which order had no sanctity of law. Order withdrawing promotion of civil servant was set aside and earlier order admitting him to "F List" and order posting him as "Inspector" were upheld declaring same to be valid for all intents and purposes.

13.16. Promotion to the rank of Inspector.— (1) Substantive vacancies in the rank of Inspector, save those which are specifically designated for the appointed to probationers, shall be filled by promotion of officers from List "F" selected according to the principles laid down in rule 13.1. Sergeants are eligible for promotion in the appointments reserved for European Inspectors.

(2) Temporary vacancies in the rank of inspector shall be filled by the officiating promotion of officers on "F" list by the authorities empowered by rule 13.4 to make the appointment. Such officiating promotions shall be made in accordance with the principles laid down in sub-rule 13.12(1) in the case of E list, and the second part of that rule shall, *mutatis mutandis*, govern the scrutiny of the work of F list officers and the removal from that list of the names of those who are found unfit for the rank of inspector.

(3) No officer whose name is not of F list shall be appointed to officiate as inspector without the special sanction of the Inspector-General. When no officer of F list is available in the range for a vacancy which the Deputy Inspector-General is required to fill, application shall be made to the Inspector-General to appoint a man from another range.

13.7. Annual confidential Reports.— (1) Superintendents shall prepare and submit annual to the Deputy Inspector-General, after obtaining the District Magistrate's remarks thereon, reports in form 13.17 on the working of all Upper Subordinates serving under them. These reports shall be submitted to reach the Deputy Inspector-General on or before 15th January.

Deputy Inspector-General and Assistant Inspector-General, Government Railway Police, will add their own remarks and retain reports on Assistant Inspector-General and Sub-Inspectors who are not on list 'F' in their own offices. Reports on all Inspectors, Sub-Inspectors on list 'F' and Sergeants will be forwarded by Deputy Inspector-General and Assistant Inspector-General, Government Railway Police, so as to reach Inspector-General on or before the 15th February. In the cases of Inspectors of the General Line, Sub-Inspectors on list "F" and all Sergeants, Deputy Inspector-General and Assistant Inspector-General, Government Railway Police, will attach with each report so submitted a duplicate copy thereof. Any remarks recorded by the Inspector-General on the original report will be copied in his office on the duplicate prior to the return of the latter for record with the duplicate personal the maintained in accordance with rule 12.38(1).

(2) Reports shall be of three kinds, A, B and C, and shall be marked as such—

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- A reports.—** Reports in which for special reasons it is recommended that promotion be given irrespective of seniority.
- B reports.—** Reports in which it is recommended that promotion be given in the ordinary course of seniority.
- C reports.—** Reports in which it is recommended that the officer be passed over for promotion or that the taking of departmental action on general grounds of inefficiency or unsatisfactory conduct be considered.

In "A" or "C" reports detailed reasons must be given for the recommendations made.

The purport of all "C" reports shall be communicated to the officer concerned at a personal interview or, if this is not possible, in writing. Written acknowledgment shall be taken and attached to their personal files. In communicating such reports, the instructions contained in paragraph 7 of Punjab Government Consolidated Circular No. 1 shall be followed. Ordinarily, the submission of two successive "C" reports regarding an officer will result automatically in the institution of departmental proceedings against him on such charge as the contents of the reports may justify.

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

The gist of adverse reports shall be communicated in written to the officers concerned subject to the conditions specified in paragraph 7 of Punjab Government Consolidated Circular No. 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 be typed or written in block letters below their signatures.

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

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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.¹

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-Annual Confidential Report. Action on basis of. 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. 4.²

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

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

Comments

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

Order of probation, cancellation of-Held, and competent authority under Rules is vested with powers to cancel order of probation after giving reasons.⁴

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

1. 1981 PLC(CS) 748
2. 1983 PLC(CS) 631
3. 1999 PLC(CS) 1381
4. 1984 PLC(CS) 625

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8.13.18 of Punjab Police Rules , 1934 , but orders/judgments of Service Tribunal were 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.¹

Civil servant had challenged out of turn promotion granted to opposing civil servant by Service Tribunal. Service Tribunal, on appeal filed by opposing civil servant, taking into consideration his satisfactory service record and award of cash and commendation certificates by Authorities, granted him out of turn promotion. Service Tribunal had rightly granted relief prayed for by opposing civil servant on principle of consistency. Judgment of Service Tribunal not suffering from any defect in law, could not be interfered with. No question of law of public importance being involved to warrant interference, under Art. 212(3) of Constitution of Pakistan (1973), petition filed by civil servant which otherwise was barred by time was dismissed.²

Service 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 8.13.18 of Punjab Police Rules , 1934 , but orders/judgments of Service Tribunal were 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

Ad hoc promotion. Reversion to lower rank. Civil servant was promoted as Sub-Inspector on ad hoc basis. Authorities reverted him to Assistant Sub-Inspector, on the charge of involvement in criminal case. Appeal before Service Tribunal was dismissed. Plea raised by the civil servant was that once he was promoted, he could not be reverted without any show-cause notice or inquiry. Validity. Service Tribunal held that the civil servant was found involved in a criminal case which stigma was still attached with him as he had been censured in that case and the civil servant had not preferred any appeal against that order. Promotion of civil servant was made on ad hoc basis and he was neither brought on promotion E-list nor confirmed as Sub-Inspector, therefore, provision of R.13.18 of Police Rules , 1934 was not applicable in the case. Judgment of Service Tribunal was based upon law laid down by Supreme Court and there was no misreading or non-reading of material available. No substantial question of law of general public importance as envisaged under Art.212 (3) of the Constitution was involved in the case. Leave to appeal was refused.⁴

Confirmation from date of appointment/promotion on ground of acts of gallantry and excellent performance. Appeal before Service Tribunal. Civil servant who joined Police Department

1. 2000 PLC(CS) 697
2. 1999 SCMR 1594
3. 2000 PLC(CS) 697
4. 2007 PLC(CS) 79R

CR
R/S

40-

as A.S.-I., was promoted as Sub-Inspector after about nine years of his appointment and was confirmed as such after more than two years from his promotion. Subsequently civil servant was promoted as Inspector, and was confirmed on said post after two years of his promotion and lastly he was promoted as Deputy Superintendent of Police, and was confirmed long after said promotion. Civil servant had claimed that due to his case of gallantry and excellent performance, his confirmation, right from A.S.-I. was required to be revised under 8.13.18 of Punjab Police Rules, 1934 and he was entitled to be confirmed at all stages from date of promotion or from date of act of gallantry whichever would be earlier. Representations of civil servant having been rejected by Authorities, civil servant had filed appeal before Service Tribunal. Performance of civil servant throughout had been commendable and he was holder of highest award namely "Quaid-e-Azam Police Medal". Civil servant, many a time was recommended for out of turn promotion which was permissible under S.8-A of Punjab Civil Servants Act, 1974 on basis of his outstanding service record. Civil servant was not asking for out of turn promotion on account of his acts of gallantry or outstanding performance, but he was asking for his confirmation from date of his appointment/promotion as A.S.-I., Subinspector and Inspector with consequential service benefits including promotion as Deputy Superintendent of Police and so on. Two prerequisite conditions to successfully press into service 8.13.18 of Police Rules, 1934 which were, existence of vacancy and satisfactory service record, having fully been fulfilled by civil servant, he was entitled to relief claimed for. Service Tribunal setting aside orders passed by Authorities below whereby representations of civil servant were rejected, granted relief claimed for by civil servant¹

Admittance to list B-1. Minor punishment -No bar -Constable having unblemished record except one minor penalty of fine equal to 10 days pay for misconduct of absence without leave for 4 days-Since brought on list 'A' after such entry, in his record-Qualifying competitive examination but not included in list B-1 only for reason of such entry of minor punishment-Impugned action, in circumstances, held, not only unjustified but also not warranted by Rule-Punjab Service Tribunals Act (IX of 1974), S. 4.²

Orders of confirmation to post-Rescission of confirmation order subsequently, whether justifiable. Earlier orders of confirmation of Police Officers duly issued on recommendation of their superiors on the strength of extraordinary and highly meritorious performance and by relaxation of R.13.18 of Police Rules, 1934, held, were well-considered orders and could not be considered as arbitrary, without application of mind and in contravention of mandatory provisions of any law or Rules. Service Tribunal, following the rule laid down by Supreme Court in 1981 S C M R 523 repelled the contention that Head of Police Department could rescind or withdraw orders of confirmation of appellants by his predecessor. Appeal was accepted by Service Tribunal and earlier orders of confirmation of appellant to posts they were holding, were restored.³

Transfer from regular Police force to Special Branch. Claim for promotion and confirmation. Appellant, who was appointed as constable in regular Police force, was transferred to Special Branch after about 4 years of his appointment with a clear order that appellant would get the lowest position in seniority of constables of Special Branch. Appellant was promoted as Head

1. 2001 PLC(CS) 245
2. 1983 PLC(CS) 918
3. 1987 PLC(CS) 676

- 41 -

CHAPTER XIII — PROMOTIONS

Constable in Special Branch and then as Assistant Sub-Inspector. Plea of Authorities was that transfer of appellant to Special Branch and his subsequent promotions were in violation of Rules and purely on political grounds and that private respondents were senior to appellant by virtue of their initial appointments in Special Branch. Appellant had contended that he be confirmed as A.S.I. with effect from the date of completion of probation period in that rank and that impugned seniority list be declared illegal. Validity. Appellant was confirmed in rank of Head Constable retrospectively on the date which was the date on which he was promoted, which was in clear violation of R.13.18 of Police Rules, 1934 which required appellant to hold the promotion post on probation for at least two years. Even a successful completion of probation would not earn confirmation as a matter of course unless a regular slot existed for the purpose. Probation period could be extended, but in no way, waived or curtailed. Appellant's rapid rise in Special Branch where he had gone on deputation, from Constable to A.S.I. in less than six months, neither was sustainable in Rules nor was equitable as private respondents were senior to appellant since their initial appointment and all of them started their service in Special Branch unlike appellant who landed there clandestinely by use of political clout. Appellant could not produce any evidence in support of his allegation of malice on part of the authorities. Civil servant seeking transfer to an equivalent post in another cadre would rank junior to all those already working there in that grade/cadre. Same principle applied in inter-regional transfers. Appellant would rank junior to constables already working in Special Branch where he was transferred and his seniority would be fixed accordingly. Impugned order being just and proper, appeal against same was dismissed accordingly.¹

13.19. Special promotion to recipients of the King Police and Fire Services Medal and the Police Medal.— (1) A constable receiving the award of the King's Police and Fire Service Medal shall be promoted in the first substantive vacancy of head constable which occurs in the district in which he is serving subsequent to the award of the medal being gazetted.

(2) A constable awarded the Police Medal shall, if not already in the selection grade, be promoted to that grade on probation as prescribed in rule 13.5 (7).

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WAKALAT NAMA

IN THE COURT OF

Service Tribunal

Amjad Ali

VERSUS

Prison Office

Accused/
Petitioner/
Appellant/
Plaintiff.

Respondent/
Defendant/
Complainant

FIR No. _____ Dated: _____ Police Station: _____
Charge U/s. _____

KNOW ALL to whom these presents shall come that I the undersigned appoint:

Fazal Shah Mohmand Advocate Supreme Court of Pakistan,
(herein after called the advocate) to be the Advocate for the *petitioner* in the above mentioned case, to do all the following acts, deeds and things or any of them, that is to say:

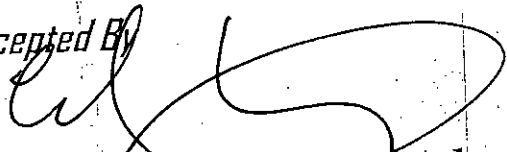
- 1) To act and plead in the above mentioned case in this court or any other Court in which the same may be tried or heard in the first instance or in appeal or review or execution or in any other stage of its progress until its final decision.
- 2) To sign, verify and present pleadings, appeals, cross - objections, petitions for execution, review, revision, withdrawal, compromise or other petition or affidavits or other documents as shall be deemed necessary or advisable for the prosecution of said case in all its stages.
- 3) To withdraw or compromise in the said case, or submit to arbitration any difference or dispute that shall arise touching or in any manner relating to the said case.
- 4) 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 case.
- 5) To engage any other Legal practitioner authorizing him to exercise the power and authorities hereby conferred on the Advocate whenever he may think fit to do so.

AND I hereby agree to ratify whatever the Advocate or his substitute shall do in the promises.
AND I hereby agree not to hold the Advocate or its substitute responsible for the result of the said case and in consequence of his absence from the court when the said case is called up for hearing

AND I hereby that in the event of the whole or any part of the fee agreed by me to be paid to the Advocate remaining unpaid, He shall be entitled to withdraw from the prosecution of the said case until the same is paid.

IN WITNESS WHEREOF I hereunto set my hand to these presents the contents of which have been explained to and understood by me, this *19th* day of *5* 20*1*

Accepted By



Fazal Shah Mohmand,
Advocate Supreme Court of Pakistan



Signature / thumb impression
of party / parties.

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Service Appeal No.1458/2018.

Amjid Ali Inspector No.305/P of CCP Peshawar.....**Appellant.**

VERSUS.

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Capital City Police Officer, Peshawar...
3. Superintendent of Police, HQrs, Peshawar**Respondents.**

Reply on behalf of Respondents No. 1, 2, &3.

Respectfully Sheweth:-

PRELIMINARY OBJECTIONS.

1. That the appeal is badly time barred.
2. That the appeal is bad for mis-joinder of unnecessary and non-joinder of necessary parties.
3. That the appellant has not come to this Hon'able Tribunal with clean hands.
4. That the appellant has no cause of action.
5. That the appellant is estopped by his own conduct to file the instant appeal.
6. That the appellant has concealed the material facts from Honorable Tribunal.

FACTS:-

- 1- Para pertains to record, hence needs no comments.
- 2- Para pertains to record hence needs no comments.
- 3- Para No.3 is incorrect and misleading. In fact confirmation in the rank of S.I requires completion of eligibility criteria under 13-10 (2) of PR 1934 amended 2017, which provides that " no sub inspector shall be confirmed in a substantive vacancy unless he has been tested for at least a year as an officiating S.I in independent Incharge of PS, a notified post, or as in charge investigation of a PS or CTD. As such appellant was also confirmed in the rank of S.I on qualifying the eligibility criteria. (copy of rule is annexed as "A")
- 4- Para No.4 relates to record, however it is worth to clarify that promotion and confirmation amongst employees of respondent department have been made in accordance with law and no pick and choose formula is followed.
- 5- Para No.5 is legal and no irregularity or discriminatory treatment was ever given to the appellant during his confirmation/promotion. Law/Rules are strictly followed.
- 6- Para is incorrect. Infact mandatory period of SHO for confirmation in the rank of SI was not completed by the appellant hence he was promoted in the Year of 2015. It is worth to mention here that the appellant never challenged order dated 10.10.2012 when his colleagues were promoted. The present appeal filed by the appellant is time barred. Therefore he is not entitled to claim his seniority with his colleagues already confirmed due to their completion of period of SHO. (copy of court judgment is annexed as "B")


- 7- Para No.7 is totally incorrect. His appeal was thoroughly examined and filed by the appellate authority within statutory period. Therefore the instant appeal is barred by time.
- 8- Para is incorrect. Confirmation of the appellant was made in accordance with law. Appeal of the appellant is not maintainable hence needs to be dismissed on the following grounds.


GROUND:-

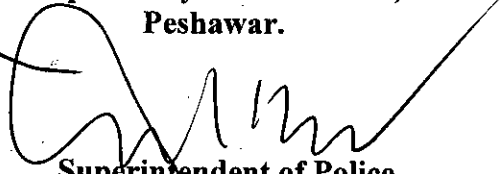
- A. Incorrect. The appellant has been treated as per law/rules and no Article of constitution of Pakistan has been violated by the replying department.
- B. Para is incorrect. Appellant has shown disinterest in getting posting as S.H.O of a Police Station, having lack of professional skill.
- C. Para is incorrect as explained in the above paras.
- D. Para is incorrect and based on misleading material.
- E. Para is incorrect. As the appellant did not fulfill the laid down criteria mandatory towards confirmation in the rank of SI. The appellant was treated as per law/rules.
- F. Para is incorrect. As explained in the preceding Para however, the replying respondents are bound to comply with the orders of competent court, but each and every case has a different circumstances and facts.
- G. Para for the appellant to prove.
- H. That the respondents may also be permitted to raise additional grounds at the time of arguments.

PRAYERS:-

It is therefore most humbly prayed that in light of above facts, submissions the appeal of the appellant being devoid of merits, legal footing may be dismissed.


**Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.**


**Capital City Police Officer,
Peshawar.**


**Superintendent of Police,
HQrs: Peshawar.**

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Service Appeal No.1458/2018.


Amjid Ali Inspector No.305/P of CCP Peshawar.....**Appellant.**

VERSUS.

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Capital City Police Officer, Peshawar...
3. Superintendent of Police, HQrs, Peshawar**Respondents.**

AFFIDAVIT

We respondents No. 1 ,2 & 3 do hereby solemnly affirm and declare that the contents of the written reply are true and correct to the best of our knowledge and belief and nothing has concealed/kept secret from this Honorable Tribunal.


**Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.**


**Capital City Police Officer,
Peshawar.**


**Superintendent of Police,
HQrs: Peshawar.**

10. In rule 13.10, for sub rule (2) the following shall be substituted namely:

“(2) No Sub-Inspector shall be confirmed in a substantive vacancy unless he has been tested for at least a year as an officiating Sub-Inspector in independent charge of a Police Station, a notified Police Post, or as in-charge Investigation of a Police Station or in Counter Terrorism Department:

Provided further that he shall also have to spend one year in any other Unit excluding the period spent on long leave, deputation or promotional training course i.e. upper college course”.

11. After rule 13.16, the following new rule shall be added, namely:

“13.16A. **One year mandatory tenure for promotion to Deputy Superintendent of Police.**---An Inspector shall be promoted to the post of Deputy Superintendent of Police after successful completion of mandatory training i.e. Advance Course and completion of one year tenure as Inspector in the Investigation Branch, or Counter Terrorism Department, or Special Branch, or any police training institution.”

12. After Form No. 13.7, the following new Appendices shall be added, namely:

“Appendix 13.7A (I)
(See sub-rule (1) of rule 13.7A)

S.No	SUBJECTS	MARKS
1.	Approved Syllabus of Recruit Course	200
2.	Basic General Knowledge (General Knowledge regarding Pakistan & Khyber Pakhtunkhwa)	30
3.	English Communication	20

Appendix 13.7B (I)
(See sub-rule (2) of rule 13.7A)

S.No	SUBJECTS	MARKS
1.	<u>LAWS</u> i. Pakistan Penal Code ii. Criminal Procedure Code iii. Local and Special Laws iv. Qanoon-e- Shahdat v. Khyber Pakhtunkhwa Police Act, 2017 vi. Huddood Laws	60
2.	Police Rules, 1934	50
3.	English Translation	30
4.	General Knowledge	30
5.	Police Initiatives	30

Note: The subjects mentioned at serial No. 1 and 2 shall include selected portion of the relevant laws to be approved by the Provincial Police Officer.”

13. In rule 19.2, after sub-clause (2), the following new sub-rule shall be added, namely:

“(3) Written examination of recruit course shall be conducted through an accredited testing agency approved by the Provincial Police Officer.”

(B)

IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

PRESENT:
MR. JUSTICE MIAN SAQIB NISAR
MR. JUSTICE SARMAD JALAL OSMANY

CIVIL APPEAL NO. 566 OF 2012
(Against the judgment dated 21.12.2011
of the KPK Service Tribunal, Camp
Court Abbottabad passed in Appeal
No.811 of 2008)

Tariq Habib Khan and others
... Appellant

VERSUS

The Provincial Police Officer, KPK Peshawar and others
... Respondent

For the appellants: Mr. Ijaz Anwar Khan, ASC

For respondents No.1-2) Mr. Zahid Yousaf, Addl.A.G. KPK
Mr. Tariq Habib, DSP Legal

For respondent No.3: Mr. Muhammad Ayub, ASC

Date of hearing: 18.9.2013

ORDER

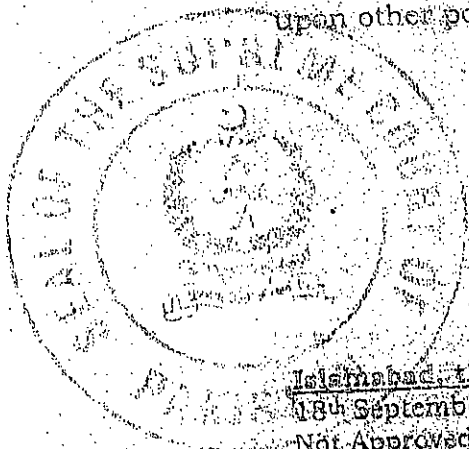
MIAN SAQIB NISAR, J.- Respondent No.3 was a
unconfirmed Sub-Inspector who was denied confirmation by the
competent authority vide order dated 8.10.2001. This order was
never challenged by him in time, however, he was confirmed
11.5.2004 and subsequently promoted as Inspector in the year
2005. After about two years of his promotion, he filed
departmental appeal on 30th October, 2007 which was rejected
by the department and this order had been assailed by respondent
No.3 before the learned Tribunal which appeal has been allowed
through the impugned order.

Leave was granted in this case to consider the following
points:-

ATTY

"Leave to appeal is granted against the judgment of the Khyber Pakhtunkhwa Service Tribunal, Camp Court, Abbottabad, dated 21.12.2011 to consider, inter alia, whether the service appeal of Respondent No.4 was competent when the Departmental appeal was filed after lapse of 6 years of the order of which the Respondent was aggrieved and further that admittedly the Respondent was not eligible for promotion as Sub Inspector under Rules 13-10(2) of the Police Rules, 1934, as he had not served as Station House Officer (SHO) for minimum period of one year outside his own district as confirmed Sub Inspector."

2. After hearing learned counsel for the parties and examining the record, we find that the departmental appeal/representation filed by respondent No.3 was blatantly and hopelessly barred by time and, therefore, his service appeal also was not competent in law. This aspect has been overlooked by the Service Tribunal and is a glaring illegality. Resultantly, by allowing this appeal and setting aside the impugned judgment of the learned Tribunal, the appeal of respondent No.3 before the learned Tribunal stands dismissed. As the appeal has been allowed on the point of limitation therefore we have consciously avoided to dilate upon other points noted in the L.G.O.



Sd/ Mian Saqib Raza
Sd/ Javed Zahid Raza

Islamabad, the
18th September, 2013
Not Approved For Reporting
Waqas Naeem

23/9/13

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

Service Appeal No 1458/2018.

Amjad Ali.....**Appellant.**

V E R S U S

PPO & Others.....**Respondents**

REPLICATION ON BEHALF OF THE APPELLANT.

REPLY TO PRELIMINARY OBJECTIONS.

All the objections raised by the respondents are incorrect and as such denied. The appellant has got a valid cause of action and locus standi to bring the present appeal, which is well within time and in instant appeal all necessary parties have been impleaded. The appellant has come to this honorable tribunal with clean hands, has concealed nothing from this honorable tribunal and the appellant is not estopped by his conduct to file instant appeal.

REPLY TO FACTS/GROUNDS:

Comments of the respondents are full of contradictions, rather amounts to admissions and are based on malafide. Respondents have failed to show that the version of the appellant is incorrect. Even respondents have failed to show and substantiate their version referring to any law and rules. In the circumstances the appellant has been deprived of his rights without any omission or commission on his part and he has been deprived of his rights guaranteed by the Constitution and law of the land. The appellant has been denied promotion for no legal reason as posting is the prerogative of the department which was never refused by the appellant. The appellant could not be made to suffer for the fault of others as no one could be punished for the fault of others. Respondents have also


admitted that juniors to the appellant have been promoted while the appellant is not treated in the like manner.

The appellant was never selected for the said posting nor the appellant ever refused in this regard. The appellant has been discriminated as in the same department juniors to him have been promoted denying such right to the appellant. In the circumstances the appellant has not been treated according to law and rules being his fundamental right.

It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for.

Dated:-21-02-2020.



Appellant

Through

Fazal Shah Mohmand
Advocate Supreme Court.

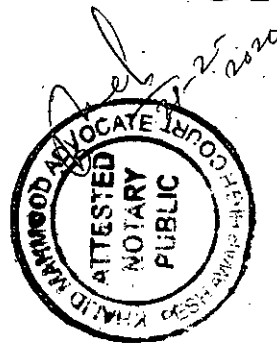
AFFIDAVIT

I, Amajd Ali Inspector No 305/P Capital City Police Peshawar, (the appellant), do hereby solemnly affirm and declare on oath that the contents of this **Replication** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

Identified by


Fazal Shah Mohmand
Advocate Supreme Court.


DEPONENT



KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1446 /ST

Dated 29/07 /2021

To


The Capital City Police Officer,
Government of Khyber Pakhtunkhwa,
Peshawar.

Subject: -

JUDGMENT IN APPEAL NO. 1458/2018, MR. AMJAD ALLI.

I am directed to forward herewith a certified copy of Judgement dated 08.07.2021 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

KHYBER PAKHTUNKHWA

SERVICE TRIBUNAL, PESHAWAR

All communications should be addressed to the Registrar-KPK Service Tribunal and not any official by name.

No: 2594 /ST/SCJ/SA 1458/18

Dated: 12/09 /2022

Ph:- 091-9212281
Fax:- 091-9213262

To,

The Assistant Registrar,
Supreme Court of Pakistan,
Branch Registry, Peshawar.


Subject: CIVIL APPEAL NO. 36 of 2022

Provincial Police Officer, Khyber Pakhtunkhwa , Peshawar and other
Versus
Amjad Ali

On appeal from the judgment/Order of the Khyber Pakhtunkhwa Service Tribunal,
Peshawar dated 08/017/2021 in Service Appeal No. 1458/2018.

Dear Sir,

I am directed to acknowledge the receipt of your letter No. C.A. 36/2022-
SCJ dated 30-08-2022 along with its enclosure.


REGISTRAR
KHYBER
PAKHTUNKHWA SERVICE
TRIBUNAL
PESHAWAR.

Encl: As above

REGISTRAR

Ph: 9220581
Fax:9220406



REGISTERED
No. C.A. 36/2022 - SCJ
SUPREME COURT OF PAKISTAN.

Islamabad, dated 30-8, 2022.

From

The Registrar,
Supreme Court of Pakistan,
Islamabad.

To

The Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

[Handwritten signature]
06/09/22

Subject: CIVIL APPEAL NO. 36 OF 2022.

Provincial Police Officer, Khyber Pakhtunkhwa,
Peshawar and others.

Versus

Amjad Ali.

On appeal from the Order/Judgment of the Khyber
Pakhtunkhwa Service Tribunal, Peshawar dated 08.07.2021,
in A. No. 1458/2018.

Dear Sir,

In continuation of this Court's letter of even number dated
28.01.2022 and in accordance with the provisions contained in Order X,
rule 9, Supreme Court Rules, 1980, a certified copy of the
Order/Judgment of this Court dated 14.06.2022, dismissing as
withdrawn the above cited civil appeal, in the terms stated therein, is
enclosed for further necessary action.

The original record of the **Service Tribunal** received under
the cover of your letter No. 282/ST/SCJ/SA-1458/2018: dated
04.02.2022, is returned herewith.

Please acknowledge receipt of this letter along with its
enclosure immediately.

Encl: Order:
2. O/Record:

Yours faithfully

[Handwritten signature]
(MUHAMMAD MUJAHID MEHMOOD)
ASSISTANT REGISTRAR (IMP)
FOR REGISTRAR

IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

PRESENT:

MR. JUSTICE IJAZ UL AHSAN
MR. JUSTICE MUNIB AKHTAR
MR. JUSTICE JAMAL KHAN MANDOKHAIL

Civil Appeal No.36 of 2022.

(On appeal against the judgment dated
08.07.2021 passed by the Khyber
Pakhtunkhwa Service Tribunal, Peshawar
in Service Appeal No.1458 of 2018)

Provincial Police Officer, Khyber Pakhtunkhwa,
Peshawar and others. ...Appellant(s)

Versus

Amjad Ali. ...Respondent(s)

For the Appellant(s): Mian Shafaqat Jan,
Addl. A. G. KP.
Mr. M. Asif, DSP (Legal)

For the Respondent(s): Mr. Fazal Shah Mohmand, ASC.

Date of Hearing: 14.06.2022.

ORDER

IJAZ UL AHSAN, J.- The learned Additional
Advocate General, Khyber Pakhtunkhwa appearing for the
Appellants on instructions submits that he does not wish to
press this appeal and seeks permission to withdraw the same.


Allowed. The appeal is dismissed as withdrawn.

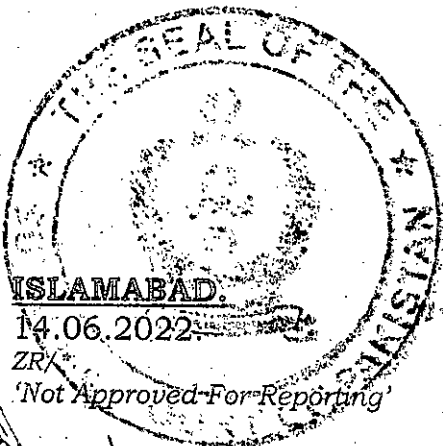
Sd/-J

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Certified to be True Copy


Court Associate
Supreme Court of Pakistan
Islamabad



14.06.2022

ZRX

Not Approved For Reporting

Amjad
27/7/22