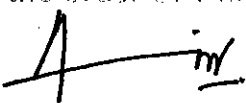


FORM OF ORDER SHEET

Court of _____

Appeal No. 1453/2023

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|---------------------------|--|
| 1 | 2 | 3 |
| 1- | 11/07/2023 | <p>The appeal of Mr. Atta Muhammad presented today by Mr. Changaiz Khan Yousafzai Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on</p> <p>By the order of Chairman</p> <p> REGISTRAR</p> |

BEFORE KPK SERVICE TRIBUNAL PESHAWAR

S.A No. 1453 /2023

Atta Muhammad
VERSUS
Govt of KPK & Others

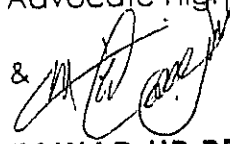
INDEX

| S# | Description of the documents | Annex | Pages |
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| 1. | Service Appeal along grounds | | 1-4 |
| 2. | Copy of Enlistment order/HRMS | A | 5-6 |
| 3. | Copy of order dated 22/12/2021 | B | 7 |
| 4. | Copy of departmental appeal & Order thereon | C & D | 8-11 |
| 5. | Copies of Application and Note sheet | E & F | 12-13 |
| 6. | Copies of Enquiry No. 105/R dated Peshawar the 17/12/2021, Statement of appellant and Charge sheet | G, H & I | 14-17 |
| 7. | Copies of statement of vendor and Questionnaire | J & K | 18-19 |
| 8. | Vakalat Nama | | 20 |

Through **Appellant**

CH
Khan*

CHANGAIZ KHAN YOUSAFZAI
Advocate High Court

& 
FAWAD UR REHMAN
Advocate High Court

Dated: 10/07/2023

**FLAT NO 2, FIRST FLOOR, AFZAL PLAZA, OPPOSITE SHALIMAR
GARDEN CHARCANDA ROAD PESHAWAR**

1

BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWAR.

SA. No. 1453/2023

Atta Muhammad, IHC, No. 43, Traffic Police peshawar
R/O Landi Daud Zai, Charsadda.

.....Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa through Chief Secretary Peshawar.
2. Chief Traffic Officer, Peshawar.
3. Capital City Police Officer, Peshawar.
4. Senior Superintendent Police Traffic Peshawar.
5. Superintendent of POLICE (CITY) City Traffic Police Peshawar.

.....Respondents

APPEAL U/S 4 OF KPK SERVICE TRIBUNALS ACT 1974
AGAINST THE ORDER OF RESPONDENT NO.2 WHEREBY HE
IMPOSED MINOR PENALTY OF STOPPAGE OF INCREMENT
FOR THE PERIOD OF TWO YEARS WITH CUMULATIVE EFFECT.

Respectfully Sheweth!

The appellant most humbly submits as under:

1. That the appellant is a an IHC I Traffic Police Peshawar and has been working at different rankssince his appointment in the year 2001. (Copy of Enlistment order/appointment is attached as annexure A)
2. That the appellant has been performing his duties with full zeal and devption and has not been known for any misconduct or violation of any rules and regulations.
3. That the appellant was posted at Chips GT Road-1 Peshawar when certain allegations were alleged against him regarding the purchase of a shoe polish dabba from a shop keeper

against the appellant in which he was awarded the minor penalty of stoppage of increment for the period of 2 years with cumulative effect. (Copy of order dated 22/12/2021 is attached as Annexure B).

4. That the appellant preferred a departmental appeal against the order but the same was turned down vide order dated 10/02/2022. (Copy of departmental appeal and order thereon are annexed as annexures C and D).
5. That the appellant was informed of the proceedings much later which constrained him to apply for the copy of order; the same was issued to him on 27/06/2023. (Copies of application and Note sheet are attached as annexure E and F).
6. That the appellant approaches this honorable Tribunal, inter alia, on the following grounds:

GROUNDS:

- A. That the order dated 22/12/2021 is against the law in field, facts and circumstances of the case and is violative of the rights of the appellant; the order dated 10/02/2022 vide which the departmental appeal of the appellant was rejected is not based on reason and law thus liable to be set aside.
- B. That the order of respondent No. 2 is illogical and is based on surmises and conjectures as the same does not disclose any grounds for the award of punishment rather the same is illogical and superficial. (Copies of enquiry No. 105/R dated Peshawar the 17/12/2021, statement of appellant, charge sheet, and statement of vendor as well as questionnaire are annexed as annexures G, H, I, J and K respectively)

- C. That the order has not been announced in the light of the inquiry and statements recorded from the concerned rather the same has been announced in a haphazard manner.
- D. That the ground mentioned in the order is suffered from serious illegalities as the same has not been drawn in accordance with the statements of concerned as well as material available on file.
- E. That the penalty has been imposed on the appellant while there is no evidence on file to show his involvement in any sort of corrupt practices. The reply of the appellant in the enquiry proceedings depict the same.
- F. That the only reason shown for the punishment has been given as failing to pay the amount on time but the same has not been duly supported by the statements of witnesses.
- G. That the appellant has not been treated in accordance with law, rules on the subject and in clear violation of the fundamental rules.
- H. That the fundamental rights of the appellant enshrined in the constitution of Pakistan 1973 have been violated.
- I. That the appellant seeks to urge additional grounds at the time of arguments with the prior approval of the august Tribunal.

PRAYER:

It is, therefore, most humbly prayed that on acceptance of the service appeal,

- i. The minor penalty of stoppage of increment for the period of two years with cumulative effect may kindly be set aside;

- ii. The order dated 10/02/2022 vide which the departmental appeal of the appellant was rejected may also be set aside.
- iii. Any other relief which the Honorable Tribunal deems fit may also be granted in favor of the appellant.

Dated:10/07/2023

Appellant

Through



FAWAD UR REHMAN

&



CHANGAIZ KHAN YOUSAFZAI

Advocates High courts

AFFIDAVIT

It is hereby affirmed and declared on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from the honorable tribunal.


Deponent

Dated: 10/07/2023



Annexure: A

10th Passad
(See Attached)

Urdu
TRNZ 61udb113114
D6aw n 14: 23428/AY
700 Feb 2011

Basic Pay Scale
35 6730 0 5
100/- w.e.f. 01-07-2009
60 8140 0 5
100/- w.e.f. 01-07-2009
200-13200 0 5
100/- w.e.f. 01-07-2011

PROFESSIONAL ATTAINMENTS AND SPECIAL QUALIFICATIONS.
Passed Training School Upper Class. Clerical duties.
Intermediate Class. Accountant's duties
Lower Courses. Orderly Head Constable's duties
Finger Print Course. Mahamir duties.
4620
2009
7740 x 5 4780
1-7-2011
4920
1-12-2011

Constable
on
Post

English.

Persian.

Urdu.

DEPARTMENT

ENLISTMENT ORDER.

Recruit/Constable Alta Mohd. S/O Taj Mohad

10 Durr Bahar Colony Ferozpur Distt: Peshawar

is hereby enlisted as recruit/Constable in EPS No. (5) w.e.f. from
21-7-2011 and allotted c.no. 1198

Height 5-10 Chst 39 x 40 1/2

Education 10th D/O Birth 16-4-79

Age on Enrolment _____ Year _____ Months and _____

Days _____

This Service is purely on temporary basis and liable for termination at any time with out any notice.

No. 3254
30-7-2011

Amir Khan
Sr: Superintendent of Police,
HQrs: Peshawar

6



EMPLOYEE BIO-DATA
Human Resource Management System
City Traffic Police, Peshawar

PERSONAL INFORMATION

| | | | |
|-------------------------------------|--------------------------|--------------------------------|----------------------|
| Status (Regular/On Loan/Pay Attach) | Regular | | |
| Category | Executive | | |
| DDO | SSP Traffic | | |
| Belt No | 43 | | |
| Name | Atta Mohammad Khan ✓ | | |
| Father Name | Haji Taj Mohammad Khan | | |
| Gender | Male | | CNIC: 1730113517955 |
| Mobile No | 03339121895 | | Personal No: 1093114 |
| Passport No | Nil | | Blood Group |
| Date of Birth | 01-01-1979 | | Religion: Islam |
| Mashuk | Sunni ✓ | Caste: Afghan | |
| Present Address | Jandi daud Zai Charsadda | | |
| Permanent Address | Jandi daud Zai Charsadda | | |
| Police Station | Daudzai | District (Domille): Peshawar | |
| Appointment District | Peshawar | Appointment Date: 01-01-2001 ✓ | |

QUALIFICATION

| Qualification Name | Institute | Year | Remarks |
|--------------------|------------------------|------|---------|
| | Govt. High School NO 2 | 1996 | |

POSTING

| Circle/Section | Sector/Sub Section | Place of Posting | Order Number | From Date | To Date | Remarks |
|----------------|--------------------|-------------------|----------------|------------|------------|---------|
| HQs | GT Road 1 | Chips G.T Road-1 | 2396/2405-Oasi | 11-11-2021 | 30-12-2021 | |
| Cant | Khyber Road | chips khyber road | 989-1011/OSI | 02-09-2020 | | |
| HQs | GT Road 2 | CHIPS GT ROAD 2 | 623-36 OSI | 18-06-2020 | | |

PROMOTION

| From Rank | To Rank | To BPS | Order Number | Order Date | Promotion Type |
|----------------|---------|--------|--------------|------------|----------------|
| Head Constable | ASI | 11 | 272 | 10-09-2015 | Shoulder |

TRAINING

| Training Name | Institute | From | To | Result | Remarks |
|---------------|-----------|------------|------------|--------|---------|
| Intermediate | PTC Hangu | 01-12-2017 | 31-03-2018 | Pass | |

REWARD

| Type | Details | OB Number | Date | Remarks |
|------|---------|-----------|------|---------|
| | | | | |

PUNISHMENT

| Type | Details | OB Number | Date | Remarks |
|----------------|--|-----------|------------|---------|
| Punishment pay | charge from 08/04/2018 to 09/04/2018 one day absent from duty punishment absence period as two | 179 | 23-04-2018 | |

LEAVE

| Leave Type | From | To | OB Number | Date |
|------------|------------|------------|-----------|------------|
| Casual | 08-11-2020 | 15-11-2020 | 07 | 08-11-2020 |
| Casual | 11-03-2021 | 12-03-2021 | 01 | 11-03-2021 |

FAMILY

| Name | Relation | Occupation | Age | Address |
|-------------|----------|------------|-----|----------|
| Jawad ali | Brother | Student | 06 | Peshawar |
| Shehzad ali | Brother | Student | 04 | Peshawar |
| Waqas ali | Brother | Child | 02 | Peshawar |
| Zai ali | Sala | police | 27 | Peshawar |

Designed & Developed by IT Wing, City Traffic Police, Peshawar.

Handwritten signature and notes in Urdu, including the name P. T. O.

ORDER

153
AS
7


Annexure: B

1. IHC/TO Atta Muhammad No.43 was issued Charge Sheet alongwith summary of allegations Vide No.1662/PA, dated 01.12.2021 on the charge that:-

A video has been viraled on social media wherein it has been seen that he is taking a shoe polish "Daba" from a poor child free of cost who was selling shoes polish on the road side.

2. Muhammad Saeed Khan SP/City, Traffic Peshawar was appointed as the Enquiry Officer. He carried out a detailed inquiry and submitted his report mentioned therein that IHC/TO Atta Muhammad No.43 failed to pay the payment on time which shows his laxity resultantly spoils not only the good image of City Traffic Police, Peshawar. The Enquiry Officer recommended him minor punishment of stoppage of increment for the period of two years with cumulative.

3. Keeping in view the recommendations of the Enquiry Officer, he is awarded the minor punishment stoppage of increment for the period of two years with cumulative.


(ABBAS MAJEED KHAN MARWAT) PSP
CHIEF TRAFFIC OFFICER,
PESHAWAR.

No. 1785-90/PA, Dated Peshawar the 22/12/2021.

Copies to the:-

1. SSP/HQrs: Traffic, Peshawar.
2. SP/Cantt: Traffic, Peshawar.
3. SP/City, Traffic, Peshawar.
4. DDIT, Traffic, Peshawar.
5. SRC-I (along-with complete enquiry file).
6. OASI/Reader to CTO, Peshawar.

File No. 1339
Date: 22-12-2021

Traffic 1-

Dist. No. 52 PA-CCPO
 18-04-2022
 22/12/2021
 1785-40 PA حکم نمبر
 1339.0B

17
 22-1-2022
 Deputy Superintendent of Police

جانب علی / سلسلہ انٹرویو حکم خدیجہ عنوان ذیل مسروحات تحریر چند سفور پیش خودی اس
 صبر حلافت بہ الزام عائد کیا گیا ہے کہ میں نے ایک فرد سے ایک پائل کا ڈیپ لیک
 رقم اس کو دیا ہے اور میں نے انہوں سے بارہ انٹرویو اس صبر صاحب سے متعلق
 لیاقت علی کو احسان اللہ کے بیانات لئے ہیں جو انٹرویو مسولہ کے ساتھ لکھے ہیں
 جہاں تک پائل ڈیپ کے بروقت رقم نہ آجائے گی کا الزام ہے اور میں بارہ
 وصاحت کیا جا سکتا ہوں۔ کہ اسی وقت اقساں بالدی جانے سے بزرگ
 واسطوں اطلاع اس کے فوراً جو رقم اس جا کر ٹریفک کھولنے کا ہدایت کرد
 میں فوری طور وہاں جا کر ٹریفک روائل دواں جاری رکھ کر کھول دیا
 وائے پاس آکر میں نے حکم شورویہ کا لکھے پائل والے لوڈ ہا
 کیا یا رقم اسی اس کے پاس سے ہو کہ اسی دن میں پائل کا حکم
 تھا۔ بے حد کم رش اور ٹریفک زیادہ تھی اس وجہ سے حکم کے بعد کم رش
 اور ٹریفک کی بہت سی بنیادیں ٹریفک پر لگائی تھی

دوران انٹرویو اس صاحب نے متعلقین کے مفصل بیانات کیلئے بیانات سے صبا
 فوراً روٹس کی واضح ہے متعلقین لیاقت علی اور احسان اللہ کے صبر حلا
 کسی قسم کی لکھ کٹائی نہیں کی ہے۔ اور نہ ہی پائل ڈیپ صبر رقم لیا گیا ہے
 عالجہ۔ میں سال 2001ء کو حکم لکھیں اس سے پہلے جو کوئی ہو کر ریکورڈ ہو
 اور انٹرویو کو سننا یا اس کے حکم کا ہوں

اس سال حلافت کے دوران میں نے اپنی سہ کار ڈیپ لکھی بیانات ہی حال صبر
 دیا استداری کو روٹس اسلوبی سے سہارا دے چکا ہوں۔ کسی بھی سہرا
 کو شکر کا ہوتے کا دعوہ نہیں دیا ہے
 صبر حلافت عائد کردہ الزام من گھڑت، سہرا دے گیا ہے۔ بے ماحول
 وجوہات کی بناء پر عائد ہر منی ہے

DSP/L
 Per Com
 P.

پس اندر میں بارہ عا جزانہ کو دیا ہے کہ صبر دو سال
 انٹرویو بجالی کا حکم صادر فرمادیں۔ تاہم اس کے ساتھ
 تا زلیت و عا ہوں کا
 عرفی گٹر عطا ہوا ہے 43
 11C
 TA 51

0351-59499



158 A-55

9

Annexure: D

OFFICE OF THE
CAPITAL CITY POLICE OFFICER,
PESHAWAR

ORDER.

This order will dispose of the departmental appeal preferred by IHC/TO Atta Muhammad No. 43 who was awarded the minor punishment of "Stoppage of increment for the period of 02 years with cumulative effect" under PR-1975 by Chief Traffic Officer Peshawar vide order No1785-90/PA, dated 22-12-2021.

2- Shorts facts leading to the instant appeal are that the appellant while posted at Traffic HQR: Peshawar was proceeded against departmentally on the charges that a video went viral on social media wherein it was seen that the alleged official was taking a shoes polish Dabba from a poor child free of cost who was setting on the road side.

3- He was issued proper Charge Sheet and Summary of Allegations by CTO Peshawar. SP/City Traffic Peshawar was appointed as inquiry officer to scrutinize the conduct of the accused official. The inquiry officer after conducting proper inquiry submitted his findings and recommended him for minor punishment. The competent authority in light of the findings of the inquiry officer awarded him the above minor punishment.

4- He was heard in person in O.R and the relevant record along with his explanation perused. During personal hearing the appellant failed to submit any plausible explanation in his defence. Therefore, his appeal for setting aside the punishment awarded to him by CTO Peshawar vide order No. 1785-90/PA, dated 22.12.2021 is hereby rejected/filed.

OFFICE OF THE
CHIEF TRAFFIC OFFICER
PESHAWAR
Diary No. 57221/PA/17/2022
Dated 18-2-2022

(ABBAS ARSAN) PSP
CAPITAL CITY POLICE OFFICER,
PESHAWAR

No. 420-23 /PA,

dated Peshawar the 10 / 02 /2022

Copies for information and necessary action to the:-

1. Chief Traffic Officer: Peshawar.
2. SP/HQR: City Traffic Peshawar. Along with complete enquiry file
3. AD-IT CCP Peshawar.
4. Official concerned.

SRC-I

CHIEF TRAFFIC OFFICER

10

BIO DATA

PERSONAL INFORMATION

NAME
Date of Birth
Date of enlistment as FC
Education
Courses Passed
Total Qualifying Service
Good Entries

ASI Atta Muhammad No 43
16.04.1979.
31.07.2001
Matric
Basic Recruit Course, Intermediate College Course.
21-years, 04-months and 13-days.
01.

| Bad Entries | | |
|-------------------|---------|---------|
| Leave without pay | E/drill | Warning |
| 06 | - | - |

| Minor Punishment | Major Punishment |
|---|------------------|
| 1. Awarded minor punishment stoppage of increment for the period of 02-years with cumulative vide CTO, Peshawar OB No. 1339, dated, 22.12.2021. | Nil |

| Leave account | | |
|---------------------------|----------------|-----------|
| Total Leave at his credit | Avalled leaves | Balance |
| 1033-days | 07 | 1026-days |

11

COMMENTS ON DEPARTMENTAL APPEAL.

Sir,

With reference to the attached departmental appeal filed by IHC/TO Atta Muhammad No.43 against the punishment order of "stoppage of Increment for the period of two years with cumulative" awarded by Chief Traffic Officer, Peshawar vide endst: No.1785-90/PA, dated 22.12.2021.

Short facts leading to the instant appeal are that the appellant while posted as Chlps G.T Road, Peshawar was proceeded against departmentally on the charges that a video went viral on social media wherein it was seen that the alleged official was taking a shoes Polish Dabba from a poor child free of cost who was selling shoe polish on the road side. SP/City, Traffic conducted departmental enquiry into the charges. During the course of enquiry, the EO found the alleged official guilty; therefore, he was recommended for minor punishment of stoppage of increment for the period of two years with cumulative.

After completion of all codal formalities, the competent authority in light of the recommendation of enquiry officer awarded the accused IHC/TO minor punishment of stoppage of increment for the period of two years with cumulative.

Perusal of relevant record reveals that punishment awarded by the competent authority is in accordance with law.

[Signature]
DSP/Legal,
CCP, Peshawar.

24/01/2022

The SSP Traffic
Peshawar

12

"Annexure: E"
No. 474-R
dt. 12/06/23

Application for grant of copy of
Order in Revision by the Appellate
Board held on 22-03-2023 of
the applicant.

R/Sherweth!

That the applicant had preferred a revision
petition against the order of awarding
penalty which was decided by the appellate
Board but the copy of the same has
not been provided to the applicant.

That the applicant needs the outcome of
proceedings in order to litigate his matter
or otherwise.

It is, therefore, respectfully submitted
that a copy of the proceedings, if any,
may please be provided with the copy
of order, if any.

Regards.

1/City Traffic G.T. Road 2 II
S/6
12-06-23

Atta Muhammad
IHC
No. 43

DSP/Legal
for Comments

CHIEF TRAFFIC OFFICER,
PESHAWAR.

Dated: 12/06/2023

W/CTO

ATTACHED

Sir,
Forwarded

Superintendent of Police HQs
City Traffic Police
Peshawar

No. 574-K
off-27/06/2023

13

NOTE SHEET

Annexure: F

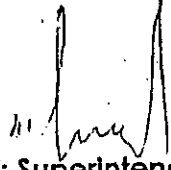
Subject: **APPLICATION FOR THE GRANT OF COPY ORDER IN REVISION BY THE APPELLATE BOARD HELD ON 22.03.2023 OF THE APPLICANT**

Respected Sir,

It is submitted that as per the Police Rules 1975, KP E & D Rules 2011 and Judgment of Supreme Court of Pakistan 2010 SCMR 532 "It is the duty of the concern authority to inform the accused regarding all the allegations (written papers) held against him in departmental proceedings".

Therefore, in view of the above kindly issue the relevant documents to the applicant from SRC Branch of City Traffic Police, Peshawar.

Submitted please.


DY; Superintendent of Police,
Legal; City Traffic Police,
Peshawar.

W/S&P

OR





14
Annexure: G7

**OFFICE OF THE
SUPERINTENDENT OF POLICE TRAFFIC (CITY),
CITY TRAFFIC POLICE PESHAWAR
PH # (091-9225370)**



To: The Chief Traffic Officer,
City Traffic Police, Peshawar.

No. 105 /R, dated Peshawar the 11/12/2021

Subject: - **ENQUIRY AGAINST CHIPS G.T ROAD IHC/TO ATTA
MUHAMMAD NO.43.**

Memo:

Kindly refer to your office Memo: No.1662/PA, dated 01.12.2021,
on the subject noted above.

ALLEGATIONS.

This is a departmental enquiry against the above cited police official that he while posted as Chips G.T Road, Peshawar where as a video has been viral on social media wherein it has been seen that he is taking a shoes polish Dabba from a poor child free of cost who was selling shoe polish on the road side. His act has badly tarnished the image of police department in the eyes of general public. All this amounts to gross misconduct on his part.

For the purpose of scrutinizing the conduct of said alleged official with reference to the above allegation the undersigned was appointed as Enquiry officer.

PROCEEDINGS.

The above named TO was called to the office of the undersigned, Charge Sheet along with Disciplinary Action was served upon him the accused TO was directed to appear before the undersigned within stipulated period of time i.e 07-days. The alleged TO appeared before the undersigned he was heard/examined, his statement was recorded.

STATEMENT OF IHC/TO ATTA MUHAMMAD NO.43.

The alleged TO in his written statement stated that he been deputed as chips G.T Road-1. On 30.11.2021, while he was on duty, purchased a shoe polish from a street vendor but due to call of high-ups for some emergency duty he leave the spot immediately without paying the amount of the shoe polish unintentionally and later on after an hour paid the said amount to him. He was not aware about the subject viral video. All this was happened due to misunderstanding and he is innocent.

STATEMENT OF VENDOR LIAQAT ALI.

The vendor Liaqat Ali in his written statement stated that at the time of incident he went to his home for his needful, leave the shop to a boy. He did not aware of the incident, however after his return to his selling point a vendor namely Ihsanullah in his neighbor gave him Rs.100/- stated that he had taken it from a traffic personnel for selling shoe polish to him. The remaining amount of the traffic personnel is still pending with him. No personnel of traffic police buy anything without payment from him.

STATEMENT OF VENDOR IHSAN ULLAH.

The vendor Ihsanullah in his written statement stated that at the time of incident vendor Liaqat Ali was not present and leave the shop to a boy. In the meanwhile, the mentioned traffic official came there and took away shoe polish from the boy and said that he will come back soon for the payment. After an hour the traffic official paid Rs.100/- to him (Ihsanullah) which he handed over to the vendor Liaqat Ali.

FINDINGS.

After going through the enquiry, statements of the alleged official and other relevant persons, the undersigned came to the conclusion that the alleged official had failed to pay the payment on time which shows his laxity resultantly spoils not only the good image of City Traffic Police, Peshawar but also the entire Khyber Pakhtunkhwa Police.

RECOMMENDATIONS:

Keeping in view of the above mentioned facts, the undersigned recommended that the alleged IHC/TO Atta Muhammad No.43 may please be awarded with the minor punishment of stoppage of increment for the period of Two years with cumulative effect.



(MUHAMMAD SAEED KHAN)
SUPERINTENDENT OF POLICE (CITY),
CITY TRAFFIC POLICE, PESHAWAR.

Traffic

محکمہ سٹولہ چارج اسٹینٹ نمبر 1662 مورخہ 12/21/1962ء
کہ معطل شدہ ٹریفک لائن کے متعلق جو شکایتیں آ رہی ہیں
اور فرائض منہجی فوٹو سٹیج پر امر جہانگشاہی کسٹاڈ اور سربراہان
سائل پر مائل کردہ الزامات متعلق تحریر جمع شدہ نوٹس اور سائل پر نوٹس
ڈیوٹی پر تھا۔ آمد آج روڈ پر ٹریفک کی روانگی میں مصروف تھا۔ چونکہ
مذکورہ ٹریفک سٹیج پر ٹریفک کمی تھی متعلقہ مقام پر موجود باپا لیاقت علی جو
مافیہ میں سے اس کے ساتھ جان بھالی کے سے یا اس ٹریفک لائن کے چلائے جیٹا
پر باپا لیاقت علی کو سامان پر موجود نہ پایا۔ تو اس کے ساتھ نزدیک دو گھنٹے
والا احسان اللہ بتیان کیپٹن سٹولہ سے کہا کہ باپا لیاقت علی کی کاپی کو وہ
عام کے سیدھے میں نزدیک گیا ہوا ہے (میں لوٹے یا اس ٹریفک لائن کے لئے لیا، اس سے
لینا ہے جس پر احسان اللہ نے لوٹے یا اس گاڑی پر لائی اور جسے وہ ما اور
کہا ہے۔ آج وہ بھی ٹریفک میں لیٹے ٹائم تک موجود رہتے ہیں۔ گھر میں آوں اور
پیسے و دے و۔ لیکن اسی اثناء پر 19/05/62 صبح 7 بجے ڈائریکٹ کال کی۔ اور
حکم صادر کیا کہ آج چھبیس سال پہنچے وہاں پر ٹریفک کی روانگی پر اثرات رکھوں۔ لیکن
یا اس کا حشر آج ایک لفسر میں ہلکی سے چھبیس روانہ ہوا۔ اور بعد ٹریفک کے
سورٹ پر والیا آنا اور یا اس کا حشر احسان اللہ جو موبائل نمبر 0322.90202066 اور حوالہ نمبر
باپا لیاقت علی کو ذمہ داری کے ساتھ باقاعدہ اس سے اس مال کی رقم دی جسکی
لقدین احسان اللہ نے بیان سے گن جاسکتی ہے۔ عید کی اس بابت نہ کوئی بار دہانی ہے
اور نہ ہی دوران سروس اس قسم کی کوئی غیر معمولی حدت کی ہے۔ جو کہ میری کوئی ریسارڈ اس بات
کی نظری کرنا ہے۔ استنباط ہے، میرے خلاف گھانٹے الزامات کے لفسر کی گارڈ کی
داخل حشر فرمایا جائے اور میری Suspension Order کو ختم نہ اور جسے بحال نہ

Superintendent of P
Traffic (City), Pesh

محکمہ سٹولہ چارج اسٹینٹ نمبر 1662 مورخہ 12/21/1962ء
میرا نام: 0301-5949236
Traffic

CHARGE SHEET

17

Annexure: 3

1. WHEREAS I am satisfied that a formal enquiry as contemplated by Police Rules 1975 is necessary and expedient.

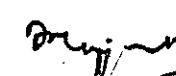
2. AND whereas, I am of the view that the allegations if established would call for major/minor penalty, as defined in Rule-3 of the aforesaid Rules.

3. Now therefore, as required by Rule 6 (1) (a) & (b) of the said Rules, I, **ABBAS MAJEED KHAN MARWAT**, PSP, Chief Traffic Officer, Peshawar hereby charge you **IHC Atta Mohammad Khan No.43** (ASI on acting charge basis) under Rules 5 (4) of the Police Rules 1975 on the basis of following allegations:-

- i. A video has been viraled on social media wherein it has been seen that you are taking a shoe polish "Daba" from a poor child free of cost who was selling shoes polish on the road side.
- ii. Your this act has badly tarnished the image of police department in the eyes of general public.
- iii. All this amounts to gross misconduct on your part.

4. AND I hereby direct you further under Rule 6 (I) (b) of the said Rules to put-in written defence within 07-days of the receipt of this Charge Sheet as to why the proposed action should not taken against you and also state whether you desire to be heard in person.


5. AND in case your reply is not received within the stipulated period to the enquiry officer, it shall be presumed that you have no defence to offer and in that case, ex-parte action will be taken against you.


(**ABBAS MAJEED KHAN MARWAT**) PSP
CHIEF TRAFFIC OFFICER,
PESHAWAR.

(Competent Authority)

No. 1662 /PA,

Dated: 01/12 /2021.

Received from
1/12/21 

Traffic :-

میں سے بیادت سے لے کر پائس فروخت والا یہ بیان کرتا ہے کہ میں تقریباً عمر سے تین ہفتے سے جسٹس ریٹائرمنٹ سے پہلے پائس فروخت کرنے شروع کیا اور سوائے بیادت سے لے کر پائس فروخت کرنے والے ایک راج آیا اور مجھے پائس سے نہیں بچا۔ پورا پورا حصہ اپنے ساتھ لے کر آیا تھا۔ پائس فروخت کرنے والے ایک راج آیا اور مجھے پائس سے نہیں بچا۔ پورا پورا حصہ اپنے ساتھ لے کر آیا تھا۔ پائس فروخت کرنے والے ایک راج آیا اور مجھے پائس سے نہیں بچا۔ پورا پورا حصہ اپنے ساتھ لے کر آیا تھا۔

گھنٹہ سے پہلے بیان ہے
احسان اللہ ولد سمیع اللہ
CNIC 17301-7659926-5
Mob. 0322-9020069

بیادت سے لے کر پائس فروخت
CNIC No 17301-7298442-3
Mob. 0318-9766880

Superintendent of Police
Traffic (City), Peshawar.

1) میں آجے کی کتنی سڑکیں ہے

ج۔ تقریباً اکیس سال

2) میں آجے اینڈ بی کے پاس فوائڈہ ہے

ج۔ جی ہاں میں اینڈ بی کے پاس فوائڈہ ہے

3) آجے نے ٹریڈنگ بوس میں کتنے سال گزارے ہیں

ج۔ تقریباً ایک پارہ 2008 میں آنا تھا۔ اور 2012 تک رہا۔ پورٹنلو ووالس جوا۔ اور پھر 2012 میں واپس ٹریڈنگ بوس گیا۔ تقریباً دو سال 3 سال بنتے ہے

4) میں آجے نے ٹریڈنگ میں کیا کیا ہیں اور کتنے سال ان کا نام ہے

ج۔ تقریباً پندرہ سال سے پورٹنلو ووالس جوا۔ اور پھر 2012 میں واپس ٹریڈنگ بوس گیا۔ تقریباً دو سال 3 سال بنتے ہے

5) میں آجے کی روٹی پر چھپس اور ٹریڈنگ بوس کتنے دن سے ہے

ج۔ تقریباً آٹھ ماہ سے ہے۔ علم پر ٹریڈنگ بوس میں سپر اوپر لگائی گئی ہے

6) میں آجے کی باپا کی فرسٹ ٹریڈنگ بوس کتنے عرصے سے چل رہی ہے

ج۔ باپتے باپا کی فرسٹ ٹریڈنگ بوس کتنے عرصے سے چل رہی ہے

7) میں آجے نے اپنے باپا کی فرسٹ ٹریڈنگ بوس کتنے عرصے سے چل رہی ہے

ج۔ چھ ماہ سے ہے۔ باپتے باپا کی فرسٹ ٹریڈنگ بوس کتنے عرصے سے چل رہی ہے

8) میں آجے کی فرسٹ ٹریڈنگ بوس کتنے عرصے سے چل رہی ہے

ج۔ آٹھ ماہ سے ہے۔ باپتے باپا کی فرسٹ ٹریڈنگ بوس کتنے عرصے سے چل رہی ہے

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VAKALAT NAMA

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR

SA No. _____/2023

Atta Muhammad _____

Appellant (s)

VERSUS

Govt of KPK & Others _____

Respondent(s)

I **appellant**, do hereby appoint and constitute **Mr.FAWAD UR REHMAN & CHANGAIZ KHAN advocates High Court** Peshawar, to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

I/We authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

Dated: 10/07/2023


(CLIENT)

Atta Muhammad

ACCEPTED



CHANGAIZ KHAN YOUSAFZAI
ADVOCATE HIGH COURT


FAWAD UR REHMAN
ADVOCATE HIGH COURT.

BC No: 19-1507
Chang aiz Khan667@gmail.com
Contact: 03419245730

FLAT NO 2, FIRST FLOOR, AFZAL PLAZA, OPPOSITE SHALIMAR GARDEN, CHARSADDA ROAD PESHAWAR

0341-9245730/0341-9059028