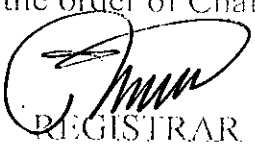


FORM OF ORDER SHEET

Court of _____

Appeal No. 1555/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	27/07/2023	<p>The appeal of Mr. Fahim Jan. resubmitted today by Mr. Muhammad Ayub Shinwari Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 01-08-2023</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No 1555 /2023

Fahim Jan

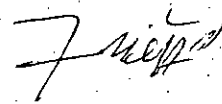
versus

I.G Police, KP & others

INDEX

Sr No	Description of document	Dated	Annex	Pg No
1.	Service Appeal and affidavit			1-3
2.	Copy of condonation application and affidavit & Medical Chits			4-7
3.	Copy of appointment order		A	8
4.	Copy of order	11-02-21	B	9
5.	Copy of Departmental Appeal	22-02-21	C	10-
6.	Copies of the Service Appeal, Reply of the respondents and Order Sheets in S.A No 7596/21		D	11-30
7.	Copy of order	21-09-21	E	31
8.	Copy of order	11-10-21	F	32
9.	Copy of order	08-04-22	G	33
10.	Copy of Departmental Appeal			34
				35

Dated: / /2023


Appellant,

Through


Muhammad Ayub Khan Shinwari

LL.B; LL.M

ADVOCATE

Supreme Court of Pakistan

CHAMBER

7-A, Haroon Mansion,

Khyber Bazar, Peshawar

Cell: (Clerk) 03219068514

E-Mail: mak_shinwari@yahoo.com

①

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No 1555 /2023

Fahim Jan S/o Azam Khan,
Constable, Salary No 00672036,
Khaar Kalay, Sada, Lower Kurram

.....Appellant

Versus

1. Inspector General of Police, Khyber Pakhtunkhwa
2. District Police Officer, Kurram
3. D.I.G Police, Kohat

..... Respondents

**Service Appeal under Section 4 of the Khyber
Pakhtunkhwa Service Tribunal Act, 1974 against
Notification dated 08-04-2022**

Respectfully Sheweth,

Brief but relevant facts of the case are as follows:

1. That the appellant was appointed as Constable on 29-08-2001 and ever since his appointment, the appellant has performed his duties to the entire satisfaction of his seniors. (Copy of appointment order is filed herewith and annexed as **Annex-A**)
2. That the appellant was performing his duties with full devotion, to his utter surprise the appellant has been awarded major punishment of "Dismissal from Service" on the allegation of absence from duty vide order dated 11-02-2021. (Copy of the order is filed herewith and annexed as **Annex-B**)
3. That feeling aggrieved of the aforesaid Order, the appellant filed Departmental Appeal on 22-02-2021. (Copy of Departmental Appeal is filed herewith and annexed as **Annex-C**)

4. That after the lapse of the statutory time for deciding the departmental appeal, the appellant filed Service Appeal No7596/2021 and the respondents filed their reply on 22-07-2022, which was received by the appellant on 28-09-2022. (Copies of the Service Appeal, Reply of the respondents and Order Sheets are filed herewith and annexed as **Annex-D**)
5. That the appellant was astonished by the reply of the respondents wherein the respondents have annexed an Order dated 21-09-2021, Order dated 11-10-2021 and Order dated 08-04-2022. It is pertinent to mention here that all these orders have not been communicated to the appellant. (Copies of Orders are filed herewith and annexed as **Annex-F, G & H** respectively)
6. That the perusal of the Order dated 21-09-2021 would reveal that the departmental appeal of the appellant against the order dated 11-02-2021 whereby major penalty of Dismissal from Service was imposed on the appellant, is allowed and minor punishment of forfeiture of two years approved service is awarded to the appellant.
7. That the perusal of the Order dated 08-04-2022 would reveal that the major penalty of "Dismissal from Service" is awarded to the appellant on account of willful absence.
8. That against the aforesaid order dated 08-04-2022, the appellant filed departmental appeal which has not been decided yet. Hence, the title Service Appeal on the following amongst other grounds:

Grounds:

- a. That, the impugned Order is against the law, illegal, unlawful, without lawful authority, void and ineffective upon the rights of the Appellant, thus calling interference of this Honorable Tribunal.
- a. That impugned Order is passed without holding any inquiry, without giving any show cause Notice, without giving any chance of hearing to the Appellant, without giving any final show cause Notice to the Appellant, without recording any evidence in utter disregard of the mandatory provisions of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011.
- b. That the impugned order dated 08-04-2022 is vague as it does not contain the details about the alleged absence period of appellant.
- c. That impugned Order is passed in utter disregard of the rule 9 of the Govt Servants (Efficiency and Discipline) Rules, 2011.
- b. That the impugned Order is against the principles of natural justice as the Appellant is condemned unheard and it is a well settled principle of law that

any order which violate the principle of *audi alteram partem* is nullity in the eye of law.

- c. That the impugned Notification is against the principles of administrative law, based on colorful exercise of powers and against the dictums of the August Supreme Court of Pakistan.
- d. That the Appellant craves permission of this Honorable Tribunal to rely on other grounds at the time of arguments and produce any additional document if required in support of his Service Appeal.

It is, therefore, prayed that on acceptance of the instant service appeal, the impugned Order dated 08-04-2022 may kindly be set aside and the appellant may kindly be re-instated in service with all back benefits.

Any other relief which has not been specifically prayed for and deemed fit and appropriate by this Honorable Tribunal in the circumstances may graciously be granted.

Fahim
Appellant,

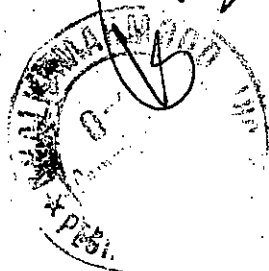
Through

Muhammad Ayub Khan Shinwari
Advocate Supreme Court

[Handwritten signature]

Affidavit

I, Fahim Jan S/o Azam Khan, Constable, Salary No 00672036, Khaar Kalay, Sada, Lower Kurram do hereby solemnly affirm and declare on oath that the contents of the instant Appeal are true and correct to the best of my knowledge and belief and nothing is concealed from this Honorable Tribunal.



Fahim
Deponent

4

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

C.M No _____/2023

in

Service Appeal No _____/2023

Fahim Jan

versus

I.G Police, KP & others

Application for condonation of delay in filing Service Appeal

Respectfully Sheweth,

The appellant submits as follows:

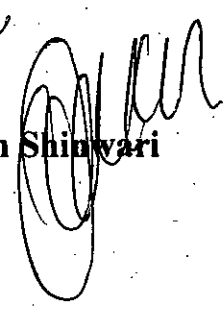
1. That the title Service Appeal is pending adjudication before this learned Tribunal which is fixed for hearing
2. That the title Service Appeal apparently seems to be time barred but the impugned order is void and it is a settle law that no limitation runs against the void order.
3. That the delay in filing the service appeal is neither willful nor deliberate but due to the reason that the appellant was under medical treatment and was advised complete bed rest by physician. (copies of Medical Chits are attached for renewal)
4. That the law favors the decisions on merits instead of non suiting the litigants for technical reasons including on limitation. The said Principle is laid down by August Supreme Court of Pakistan in various dictums.
5. That the subject matter of the title Service Appeal pertains to a continuous cause of action, hence no limitation runs in such matters as laid down by Apex Supreme Court of Pakistan.
6. That the applicant seeks leave of this Honorable Tribunal to rely on other grounds at the time of arguments.

It is, therefore, prayed that on acceptance of this Application the delay in filing the title Service Appeal before this learned Tribunal may kindly be condoned and the Service Appeal be decided on merits.

Through

Applicant, *Fahim Jan*

Muhammad Ayub Khan Shinwari
Advocate Supreme Court



5

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

C.M No _____/2023

in

Service Appeal No _____/2023

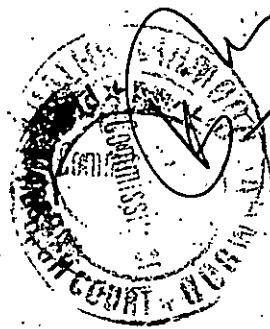
Fahim Jan

versus

I.G Police, KP & others

Affidavit

I, Fahim Jan S/o Azam Khan, Constable, Salary No 00672036, Khaar Kalay, Sada, Lower Kurram do hereby solemnly affirm and declare on oath that the contents of the instant application are true and correct to the best of my knowledge and belief and nothing is concealed from this Honorable Tribunal.



Fahim Jan
Deponent

Usman Health Clinic

Dr. Shahid Khan

MBBS (Doctor of Medicine)
 RMP (Pak)
 DCP (Course), PGMI HMC, Peshawar
 Ex-TMO PGMI, HMC, Peshawar
 Ex-House Physician & Surgeon
 PGMI Lady Reading Hospital Peshawar
 In-Charge Senior Medical Officer
 Govt. Employees Social Security Hospital, Peshawar.

HRA Reg
 KP HCC (F) 14214-D
 Reg # 14590

Not valid for

Pt. Name Tahim Jan Age _____ Date 18/2/2023

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Clinic: Momin Town Dalazak Road, Peshawar

Cell: 0334-5923677

6

Usman Health Clinic

Dr. Shahid Khan

MBBS (Doctor of Medicine)
RMP (Pak)
DCP (Course), PGMI HMC, Peshawar
Ex-TMO PGMI, HMC, Peshawar
Ex-House Physician & Surgeon
PGMI Lady Reading Hospital Peshawar
In-Charge Senior Medical Officer
Govt. Employees Social Security Hospital, Peshawar.

HRA Reg
KP HCC (F) 14214-D
Reg # 14590

Pt. Name Rehan Khan Age _____ Date 19/6/2017

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Clinic: Momin Town Dalazak Road, Peshawar

Cell: 0334-5923677

Annex A



KURRAM AGENCY PARACHINAR

No. 1 / K. Levy

Date 19/9-1901.

Mr. ... is hereby appointed as ... in ... subject to the produc- tion of ... certificate and surety bond.

Political Agent, Kurram Agency Parachinar.

655-70 / K. Levy

- 1. Asst Political Agent, Kurram Parachinar
2. Asst Political Agent, (Lk) Sada.
3. Asst Political Agent, (UR) Sada.
4. Subedar Major Kurram Levy Force
5. Q/Master Subedar Kurram Levy Force
6. Quia Commandar
7. Official Concerned.

Political Agent, Kurram Agency Parachinar.

~~Annex A~~

OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA

Tel/Fax: 0926-311354*Email: policekurram@gmail.com

No. 637 /PA Dated Parachinar 11-2-2021

ORDER

This order is passed on the Charge Sheet against Constable Fahim in s/o. Shah Azam Khan, Salary No. 00672036 under the Khyber Pakhtunkhwa, Police Rules, 1975 (Amendment 2014).

Brief facts are that while posted at Upper Kurram had absented himself from official duty reported by OHC since long without any permission or leave from the competent authority, which shows misconduct and lack of interest in the discharging police duties.

He was served with charge sheeted he never bothered to reply charge sheet.

In view of the above I, Tahir Iqbal District Police Officer Kurram in exercise of the powers conferred upon me, hereby award him a major punishment of "Dismissal from Service" with immediate effect and his absence period is treated as leave without pay.

OB No. 139

Date 11-02 /2021

District Police Officer
Kurram

No and Date is even:

Copy of the above is forwarded to the Reader/SRS/OHC for necessary action.

District Police Officer
Kurram

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Annex C

The Honorable,

1. Inspector General Police,
Khyber Pakhtunkhwa, Peshawar
2. D.I.G Police, Kohat

Departmental Appeal against Order dated 11-02-2021

Sir,

The applicant humbly submits as follows:

1. That I was appointed as Constable on 29-08-2001 and ever since than I have performed my duties to the entire satisfaction of my seniors.
2. That I was performing duties with full devotion, to my utter surprise vide Order dated 11-02-2021, I have been awarded major punishment of "Dismissal from Service" on the allegation of absentee from duty.
3. That the allegation of absence from duty is totally wrong and incorrect. Lastly I was posted on duty with the worthy Chief Secretary, Khyber Pakhtunkhwa and I was performing my duties regularly, I have never absented from duty. Furthermore, I have not received any charge sheet as mentioned in the order dated 11-02-2021.
4. That before passing the order dated 11-02-2021, I have not given any chance of hearing. Furthermore the order dated 11-02-2021 has been issued without giving me any Charge Sheet, Statement of allegation, show cause, final show cause etc.
5. That I have served the Department for more than 20 years with full devotion, the penalty imposed is too harsh and I have been deprived from my service and salary, which is my only source of income.

It is, therefore, most humbly requested that the order dated 11-02-2021 may kindly be set aside and I may kindly be re-instated in service with all back benefits.

Applicant, *Fahim Jan*
22-2-21
Fahim Jan S/o Shah Azam Khan,
Constable, Salary No 00672036
Khaar Kalay, Sada, Lower Kurram
Cell No.: 0300-5955147

Copy to:

District Police Officer, Kurram

Annex D 11

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No _____/2021

Fahim Jan S/o Azam Khan,
Constable, Salary No 00672036,
Khaar Kalay, Sada, Lower Kurram

.....Appellant

Versus

1. Inspector General of Police, Khyber Pakhtunkhwa
2. District Police Officer, Kurram
3. D.I.G Police, Kohat

.....Respondents

Service Appeal under Section 4 of the Khyber
Pakhtunkhwa Service Tribunal Act, 1974 against
Notification dated 11-02-2021

Respectfully Sheweth,

Brief but relevant facts of the case are as follows:

1. That the appellant was appointed as Constable on 29-08-2001 and ever since than the appellant has performed his duties to the entire satisfaction of his seniors. (Copy of appointment order is filed herewith and annexed as Annex-A)
2. That the appellant was performing his duties with full devotion, to his utter surprise the appellant has been awarded major punishment of "Dismissal from Service" on the allegation of absence from duty vide order dated 11-02-2021. (Copy of the order is filed herewith and annexed as Annex-B)
3. That feeling aggrieved of the aforesaid Order, the appellant filed Departmental Appeal but in vain. (Copy of Departmental Appeal is filed herewith and annexed as Annex-C)

12
/

②

4. That the statutory time for deciding the departmental appeal has lapsed. Hence, the title Service Appeal on the following amongst other grounds:

Grounds:

- a. That, the impugned Order is against the law, illegal, unlawful, without lawful authority, void and ineffective upon the rights of the Appellant, thus calling interference of this Honorable Tribunal.
- a. That impugned Order is passed without holding any inquiry, without giving any show cause Notice, without giving any chance of hearing to the Appellant, without giving any final show cause Notice to the Appellant, without recording any evidence in utter disregard of the mandatory provisions of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011.
- b. That impugned Order is passed in utter disregard of the rule 9 of the Govt Servants (Efficiency and Discipline) Rules, 2011.
- b. That the impugned Order is against the principles of natural justice as the Appellant is condemned unheard and it is a well settled principle of law that any order which violate the principle of *audi alteram partem* is nullity in the eye of law.
- c. That the impugned Notification is against the principles of administrative law, based on colorful exercise of powers and against the dictums of the August Supreme Court of Pakistan.
- d. That the Appellant craves permission of this Honorable Tribunal to rely on other grounds at the time of arguments and produce any additional document if required in support of his Service Appeal.

It is, therefore, prayed that on acceptance of the instant service appeal, the impugned Order dated 11-02-2021 may kindly be set aside and the appellant may kindly be re-instated in service with all back benefits.

Any other relief which has not been specifically prayed for and deemed fit and appropriate by this Honorable Tribunal in the circumstances may graciously be granted.

Through

Appellant,

Muhammad Ayub Khan Shinwari
Advocate, Peshawar

[Handwritten mark]

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IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No _____/2021

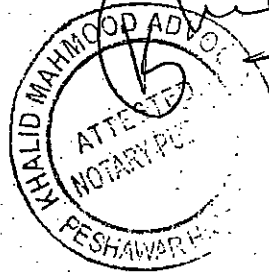
Fahim Jan

versus

I.G Police, KP & others

Affidavit

I, Fahim Jan S/o Azam Khan, Constable, Salary No 00672036, Khaar Kalay, Sada, Lower Kurram do hereby solemnly affirm and declare on oath that the contents of the instant Appeal are true and correct to the best of my knowledge and belief and nothing is concealed from this Honorable Tribunal.



[Handwritten signature]
1-6-21 Deponent

14

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No.7596/2021

Mr. Fahim Jan.....PETITIONER

V E R S U S

Provincial Police Officer & 3 others.....RESPONDENTS

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Reply		1-2
2.	Affidavit		3
3.	Authority letter		4
4.	Absent Report		5
5.	Charge Sheet		6
6.	Newspaper		7
7.	Absorption Order	A	8-10
8.	Re-instatement order by RPO Kohat		11
9.	Dismissal Order	B	12
10.	Re-instatement Order		13
11.	Again dismissal order		14



NASIR KHAN
Focal Person,
DPO Kurram.

For

Respondent No.3

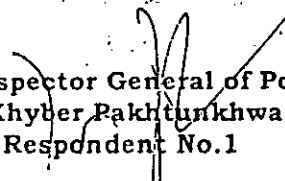
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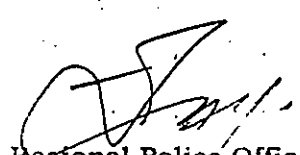
GROUND:-

- a. Incorrect, the impugned order is passed by respondent No.3 according to facts and rules.
- b. Incorrect, the appellant was treated in accordance with law/rules. Further added that a charge sheet was issued to him according to attendance of the appellant, but the appellant did not resume his duty willfully.
- c. The appellant had willfully absented from lawful duty without permission and did not resume his duty within prescribed period as mentioned in show cause notice.
- d. Incorrect, the appellant never performed his duty and remained absent, as mentioned in impugned order by respondent No.3. He was dismissed from service after completion of all codal formalities under the law/rules.
- e. The appellant was preceded in accordance with law/rules and a legal and speaking order was passed by the respondent No.3.
- f. Respondent may be allowed to raise or additional documents at the time of hearing of petitioner.
- g. Furthermore, the petitioner was re-instated into service vide OB No. 325 dated 11.10.201 but he again did not joined his duty and lateron again dismissed vide OB No. 116 dated 08.04.2022 (copy attached).

Prayers:-

In view of the above, it is prayed that the appeal being not maintainable may graciously be dismissed with costs, please.


Inspector General of Police
Khyber Pakhtunkhwa,
Respondent No.1


Regional Police Officer,
Kohat Region, Kohat.
Respondent No.2


District Police Officer, Kurram.
Respondent No.3

16
②

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR.

SA No.5796/2021

Mr. Fahim Jan s/o Shah Azam Khan Caste, Mangal resident of village Khar Kali Lower Kurram, Satta, District Police Kurram.

.....Petitioner.

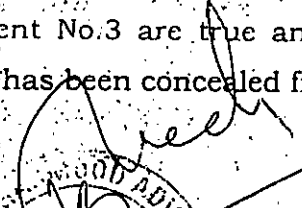

VERSUS.

1. Provincial Police Officer, Khyber Pakhtunkhwa Peshawar.
2. Regional Police Officer, Kohat Region Kohat.
3. District Police Officer, Kurram.

.....Respondents.

AFFIDAVIT.

I, Mr. Nasir Khan Senior Clerk Kurram Police Force Focal Person. (The authorized representative of respondent No.3) do hereby solemnly affirm and declared on oath that the contents of this accompanying Para Wise Comments on behalf of respondent No.3 are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.



No 7-22

DEPONENT.

CN. No.61101-2008170-1

Cell No.0300-5932556



12

(9)

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL,
PESHAWAR.

Mr. Fahim Jan s/o Shah Azam Khan Caste, Mangal resident of village Khar Kali Lower Kurram Sadda, District Police Kurram.

.....Petitioner.


VERSUS.

1. Provincial Police Officer, Khyber Pakhtunkhwa Peshawar.
2. Regional Police Officer, Kohat Region Kohat.
3. District Police Officer, Kurram.

.....Respondents.

AUTHORITY LETTER.

Mr. Nasir Khan s/o Shundi Gul Caste, Alisherzai resident of village Sateen Post Office & Tehsil Sadda District Lower Kurram (Focal Person) to District Police Officer Kurram, bearing CNIC No.61101-2008-170-1 is hereby authorized to institute Parawise comments duly signed by respondents in the Honorable Court on behalf of the respondents.


District Police Officer, Kurram.
Respondent

(5)

بن ابرہم

نقلہ در ۹ اور ناجی

فصل ۱۰

دلوٹ غیر فاضلی عبدالحمید اور ۱۰/۱۱ وقت وہ ۱۰ اے اس وقت میں دن
 دلوٹ کرنا ہے۔ نہ ۱۱/۱۰ اور دمان اور کانسٹیبل فہیم مانا کہ کچھ کرے
 نیلے ڈیسٹن سے بحال ہوا تھا کہ مورے ۱۰/۱۰ کو حکم دیا کہ مناسک لولین
 لائن ابرہم کو تدارک بنا کر دے کہ مذکورہ بالا ۱۰/۱۰ اور کانسٹیبل اپنے حال اخصالی
 پر خاص نہیں ہوئے۔ کہ مذکورہ بالا ۱۰/۱۰ اور کانسٹیبل کے بھیجے ہزاروں لٹروں (روم) سے
 بار بار علاج کیا گیا ہے۔ کہ اپنے اپنے جاتی اخصالی پر خاص ہوئے۔ سکنز ہزاروں
 ۱۰/۱۰ اور کانسٹیبل کا فاضلی کوئی امید نہیں ہے۔ مذکورہ ۱۰/۱۰ اور کانسٹیبل کے ملازم اور
 غیر فاضلی درج اور ناجی کے نقلہ حمیدہ مرتب کر کے وہ لاہور (وا) تیار اسرار
 بالائی وارفت سے اسرار ہوئی

صا - عالی

~~Chage sheet~~

Fahern ✓

نقلہ اخصالی

(A)

دلوٹ لائن ۱۰/۱۰ غیر عبدالحمید

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DSP-1MV

(Signature)



**OFFICE OF THE
DISTRICT POLICE OFFICER**

KURRAM, KHYBER PAKHTUNKHWA
Tel/Fax: 0926-311354*Email: policekurram1@gmail.com
No.66...../PA Dated Parachinar 18-01-22

CHARGE SHEET

MR. ARBAB SHAFIULLAH JAN DISTRICT POLICE OFFICER

KURRAM as competent authority under Khyber Pakhtunkhwa Police Rule 1975 (amended 2014), am the opinion that Con Fahim Jan s/o Shah Azam Khan I had rendered yourself liable to be proceeded against as you have committed the following act within the meaning of the Police Rules 1975 amended 2014

1. That you are absent from the legitimate duty and work as property dealer without the prior permission of the competent authority.
2. That you were directed to submit the reply of the show cause notice No. 4153-56 dated 12.11.2021 but you failed.
3. Your this act, shows lack of interest in delivering of official duties.
4. Your this act is gross misconduct on your part as police personnel.

By reason of the above, you appear to be guilty of misconduct under the Police Rule 1975 (amended 2014) and have rendered yourself liable to all or any of the penalties specified in the Police Rules.

You are, therefore, required to submit your written statement within (03) days of the receipt of this charge sheet to the inquiry officer.

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

A statement of allegation is enclosed.

(Signature)
**District Police Officer
Kurram**



اشتہار خونس جابت غیر حاضری کرم پولیس فورس ضلع کرم

آپ کے نام سے ایک کرم پولیس فورس جابت غیر حاضری کے بارے میں اطلاع دی جا رہی ہے کہ آپ نے اس جابت کو اپنی فوری ذمہ داری سمجھ کر اسے فوراً پیش کرنا چاہیے۔ اگر آپ اس جابت کو پیش نہیں کرتے تو اس کے بارے میں کوئی کارروائی نہیں کی جائے گی۔

سلسلہ	نمبر	تاریخ	مقام	مذکورہ	مذکورہ	مذکورہ
کرم	672248	Con	کرم	کرم	کرم	کرم
کرم	680221	Con	کرم	کرم	کرم	کرم
کرم	68418402	Con	کرم	کرم	کرم	کرم
کرم	682283	Con	کرم	کرم	کرم	کرم
کرم	672134	Con	کرم	کرم	کرم	کرم
کرم	680170	Con	کرم	کرم	کرم	کرم
کرم	2370	Con	کرم	کرم	کرم	کرم
کرم	672352	Con	کرم	کرم	کرم	کرم
کرم		Con	کرم	کرم	کرم	کرم
کرم	680423	Con	کرم	کرم	کرم	کرم
کرم	680108	Con	کرم	کرم	کرم	کرم
کرم	60188441	Con	کرم	کرم	کرم	کرم
کرم	680808	Con	کرم	کرم	کرم	کرم
کرم	680808	Con	کرم	کرم	کرم	کرم
کرم	60147461	Con	کرم	کرم	کرم	کرم
کرم		Con	کرم	کرم	کرم	کرم
کرم	60360354	Con	کرم	کرم	کرم	کرم
کرم	60313777	Con	کرم	کرم	کرم	کرم
کرم	680808	Con	کرم	کرم	کرم	کرم
کرم	672483	Con	کرم	کرم	کرم	کرم
کرم	680171	Con	کرم	کرم	کرم	کرم
کرم	680108	Con	کرم	کرم	کرم	کرم
کرم	60360354	Con	کرم	کرم	کرم	کرم
کرم	687034	Con	کرم	کرم	کرم	کرم

المشیر: ارباب شفیق اللہ جان ڈسٹرکٹ پولیس آفیسر ضلع کرم

21

ANK-1

Amir Ali (Signature)

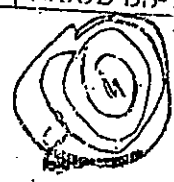
**GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HOME AND TRIBAL AFFAIRS DEPARTMENT**

NOTIFICATION

Peshawar dated the, 14/2/2020

No.SO(Police)HD/SMY 2019 Merged Area/ 403-13 In pursuance of the provisions contained in section 9 of the Khyber Pakhtunkhwa Levies Force Act, 2019 (Khyber Pakhtunkhwa Act No.XXXV of 2019) read with rule 3 of the Levies Force (Absorption in the Khyber Pakhtunkhwa Police) Rules, 2019, the Home and Tribal Affairs Department, with the prior approval of the Cabinet and on the recommendation of the Provincial Police Officer, hereby orders absorption of the following members of Levies Force of Kurram Tribal District in the Khyber Pakhtunkhwa Police with effect from the date of the initial appointment of the said members:

S.#	Name	Father's Name	Previous Rank	Rank in which Absorbed
1	Najaf Ali	Sharbat Ali	SUB BS-13	SI-BS 14
2	Niaz Mohammad	Raham Din	SUB BS-13	SI-BS 14
3	Ashiq Ali	Muhammad Hassan	SUB BS-13	SI-BS 14
4	Siraj Ud Din	Sahib Din	SUB BS-13	SI-BS 14
5	Nazir Hussain	Wazir Ali	SUB BS-13	SI-BS 14
6	Kafoor Khan	Salim Khan	SUB BS-13	SI-BS 14
7	Nasim Hassan	Ali Faqir	N/SUB BS-11	ASI BS-11
8	Suhbat Khan	Gul Baz Khan	N/SUB BS-11	ASI BS-11
9	Rehmat Ali	Haidar Ali	N/SUB BS-11	ASI BS-11
10	Hakim Hussain	Sarwar Khan	N/SUB BS-11	ASI BS-11
11	Muhammad Ullah Jan	Jadran	N/SUB BS-11	ASI BS-11
12	Sayed Jamal Hussain	S Hashim Hussain	N/SUB BS-11	ASI BS-11
13	Faizur Ghulam	Safdar Ali	N/SUB BS-11	ASI BS-11
14	Ali Askar	Ghulam Akbar	N/SUB BS-11	ASI BS-11
15	Abdul Nabi	Ali Nabi	N/SUB BS-11	ASI BS-11
16	Mahmood Ali	Mardan Ali	N/SUB BS-11	ASI BS-11
17	Nusrat Hussain	Nawab Hussain	N/SUB BS-11	ASI BS-11
18	Imtiaz Hussain	Rajab Ali	N/SUB BS-11	ASI BS-11
19	Mansab Ali	Muhammad Hanif	N/SUB BS-11	ASI BS-11
20	Hidayat Hussain	Nijat Hussain	N/SUB BS-11	ASI BS-11
21	Samir Hussain	Nabi Hussain	N/SUB BS-11	ASI BS-11
22	Shabir Hussain	Muhammad Ali Khan	N/SUB BS-11	ASI BS-11
23	Shabir Hussain	Muhammad Hussain	N/SUB BS-11	ASI BS-11
24	Jamal Hussain	Lal Hussain	N/SUB BS-11	ASI BS-11



Amir Ali (Signature)

HOME AND TRIBAL AFFAIRS DEPARTMENT
PESHAWAR

22

9

S.#	Name	Father's Name	Previous Rank	Rank in which Absorbed
166.	Akbar Ali	Haji Hussain	L/NAIK BS-6	Constable-BS-7 B-I
167.	Ashiq Hussain	Noorda Ali	L/NAIK BS-6	Constable-BS-7 B-I
168.	Shir Zaman	Dawood Shah	L/NAIK BS-6	Constable-BS-7 B-I
169.	Jawad Hussain	Sardar Ali	L/NAIK BS-6	Constable-BS-7 B-I
170.	Syed Kamil Hussain	S Muhammad Afzal	L/NAIK BS-6	Constable-BS-7 B-I
171.	Haider Hussain	Najaf Ali	L/NAIK BS-6	Constable-BS-7 B-I
172.	Mukhtar Ali	Aziz Ali	L/NAIK BS-6	Constable-BS-7 B-I
173.	Syed Gul	Bascer Khan	L/NAIK BS-6	Constable-BS-7 B-I
174.	Zakir Hussain	Noor Ali	L/NAIK BS-6	Constable-BS-7 B-I
175.	Muhammad Zadin	Aqal Din	L/NAIK BS-6	Constable-BS-7 B-I
176.	Shahid Wazir	Badshah Wazir	L/NAIK BS-6	Constable-BS-7 B-I
177.	Hamid Hussain	Habib Ali	L/NAIK BS-6	Constable-BS-7 B-I
178.	Hamid Ali Shah	Qambar Ali	L/NAIK BS-6	Constable-BS-7 B-I
179.	Umar Khan	Adam Khan	L/NAIK BS-6	Constable-BS-7 B-I
180.	Kamal Hussain	Muhammad Hassan	L/NAIK BS-6	Constable-BS-7 B-I
181.	Miram Khan	Mira Khan	L/NAIK BS-6	Constable-BS-7 B-I
182.	Fahim Jan	Shah Azam Khan	L/NAIK BS-6	Constable-BS-7 B-I
183.	Rahim Shah	Haji Sultan Jan	L/NAIK BS-6	Constable-BS-7 B-I
184.	Kamil Jan	Sardar Khan	L/NAIK BS-6	Constable-BS-7 B-I
185.	Sawab Ali	Muhammad Ameer	L/NAIK BS-6	Constable-BS-7 B-I
186.	Shawqat Ali	Nusrat Hussain	L/NAIK BS-6	Constable-BS-7 B-I
187.	Samin Ali	Mehboob Ali	L/NAIK BS-6	Constable-BS-7 B-I
188.	Nawab Ali	Gulab Shah	L/NAIK BS-6	Constable-BS-7 B-I
189.	Lal Zameer	Abbey	L/NAIK BS-6	Constable-BS-7 B-I
190.	Inayat Hussain	Muhammad Ghulam	L/NAIK BS-6	Constable-BS-7 B-I
191.	Ahmad Hussain	Zawar Hussain	L/NAIK BS-6	Constable-BS-7 B-I
192.	Jalal Hussain	Sabir Hussain	L/NAIK BS-6	Constable-BS-7 B-I
193.	Amjad Ali	Anwar Ali	L/NAIK BS-6	Constable-BS-7 B-I
194.	Abbas Ali	Muhammad Khan	L/NAIK BS-6	Constable-BS-7 B-I
195.	Zakir Hussain	Nasir Hussain	L/NAIK BS-6	Constable-BS-7 B-I
196.	Basher Hussain	Raza Hussain	L/NAIK BS-6	Constable-BS-7 B-I
197.	Sayed Jabir Hussain	Sayed Muhsin	L/NAIK BS-6	Constable-BS-7 B-I
198.	Sayed Ghayoor Hussain	Sayed Ajeeb Hussain	L/NAIK BS-6	Constable-BS-7 B-I
199.	Mashad Ali	Muhammad Hussain	L/NAIK BS-6	Constable-BS-7 B-I
200.	Khyai Muhammad	Said Muhammad	L/NAIK BS-6	Constable-BS-7 B-I
201.	Muhammad Shafiq	Hakim Khan	L/NAIK BS-6	Constable-BS-7 B-I
202.	Fazal Rabi	Fazal Muhammad	L/NAIK BS-6	Constable-BS-7 B-I
203.	Muhammad Zahir Shah	Haji Muhammad Essa	L/NAIK BS-6	Constable-BS-7 B-I
204.	Nasir Hussain	Sabz Ali	L/NAIK BS-6	Constable-BS-7 B-I
205.	Gulab Hussain	Gul Afzal	L/NAIK BS-6	Constable-BS-7 B-I
206.	Ramzan Ali	Haider Ali	L/NAIK BS-6	Constable-BS-7 B-I
207.	Qasim Hussain	Iqbal Hussain	L/NAIK BS-6	Constable-BS-7 B-I
208.	Kabir Hussain	Ghulam Hussain	L/NAIK BS-6	Constable-BS-7 B-I
209.	Muhammad Siddique	Mir Khan	L/NAIK BS-6	Constable-BS-7 B-I
210.	Noor Rehman	Hazal Khanan	L/NAIK BS-6	Constable-BS-7 B-I
211.	Sayed Ibrar Hussain	Sayed Mirza Hussain	L/NAIK BS-6	Constable-BS-7 B-I
212.	Sayed Naim Hussain	Sayed Blagip Hussain	L/NAIK BS-6	Constable-BS-7 B-I

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(45)

S.#	Name	Father's Name	Previous Rank	Rank in which Absorbed
1435.	Laiq Hussain	Ali Ghulam		
1436.	Bakht Gul	Matt Mangal	SEPOY BS-5	Constable- BS-7
1437.	Malik	Saif Ullah Khan	SEPOY BS-5	Constable- BS-7
1438.	Sayed Ali Abbas	Sayed Abbas Kazmi	SEPOY BS-5	Constable- BS-7
1439.	Shujaat Hussain	Sultan Hussain	SEPOY BS-5	Constable- BS-7
1440.	Azmat W. Khan	Akbar Khan	NDuk BS-7	Cont B-1 (B-7)

2. The above absorption shall be subject to the following terms and conditions:

- (i) Their services shall be governed under the Khyber Pakhtunkhwa Police Act, 2017 and the rules made thereunder.
- (ii) A member shall not be entitled for absorption, if he has resigned from Levies Force Service or has been terminated from the Service on account of misconduct, inefficiency or any other grounds or has been retired from Service under the Federal Levy Force (Amended) Service Rules 2013, before commencement of the Khyber Pakhtunkhwa Levies Force Act, 2019 (Khyber Pakhtunkhwa Act No. XXV of 2019).
- (iii) Their services shall be considered regular and they shall be eligible for pension and deduction of General Provident Fund in terms of the Khyber Pakhtunkhwa Civil Servant Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).
- (iv) Their seniority shall be determined in accordance with rule 6 of Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules 2019.
- (v) They shall undergo training as provided in rule 5 of Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules 2019.

Sent to
to Government of the Khyber Pakhtunkhwa
Home and Tribal Affairs Department

No. & date even.
CC to:

- 1. Inspector General of Police, Khyber Pakhtunkhwa.
- 2. Accountant General Khyber Pakhtunkhwa.
- 3. Regional Police Officer, Kohat
- 4. District Police Officer Kurram Tribal District.
- 5. Deputy Commissioner Kurram Tribal District
- 6. PS to Chief Secretary Government of Khyber Pakhtunkhwa
- 7. PS to Secretary, Home & TAs Department, Khyber Pakhtunkhwa.
- 8. PS to Special Secretary-II, Home & TAs Department, Khyber Pakhtunkhwa.
- 9. PS to Secretary, Establishment Department, Khyber Pakhtunkhwa
- 10. Manager Printing Press for notifying the same in the official gazette.
- 11. Office record file.

Section Officer
Home & Khasadar

OAS

(68)

POLICE DEPTT.

KOHAT REGION

ORDER.

This order will dispose of a departmental appeal moved by Ex-Constable Fahim Jan of district Kurram, against the punishment order, passed by DPO Kurram vide OB No. 139, dated 11.02.2021 whereby he was awarded major punishment of dismissal from service on the allegations of absence from lawful duty without any leave or prior permission from his seniors.

Comments as well as relevant record were requisitioned from DPO Kurram and perused. Record indicates that no proper departmental proceedings were initiated against him as per rules and the appellant was not provided any personal hearing opportunity by the enquiry officer.

Above in view, the undersigned reached to the conclusion that the punishment order passed by DPO / Kurram is too harsh and does not commensurate with the gravity of offense. Therefore, in exercise of the powers conferred upon the undersigned, the punishment order of dismissal from service is modified into minor punishment of forfeiture of two years approved service. The appellant is hereby reinstated into service and the intervening period is treated as leave without pay.

Order Announced
23.09.2021

Mohammad Zafar Ali
(MOHAMMAD ZAFAR ALI) PSP
Region Police Officer,
Kohat Region.

No. 15580 /EC, dated Kohat the 21-09-2021.

Copy to District Police Officer, Kurram for information and necessary action w/r to his office Memo No. 551, dated 28.07.2021.

PA/SRC
for
[Signature]
DPO
01/10/21

Mohammad Zafar Ali
(MOHAMMAD ZAFAR ALI) PSP
Region Police Officer,
Kohat Region.

Office of The District Police Officer
Dy No. 2475
D.I. 4-10-21
District Kurram



~~Amir Khan B.S.~~

25

(Signature)

OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA

Tel/Fax: 0926-311354*Email:policekurram@gmail.com

No. 3298-3303/PA Dated Parachinar. 11-10-2021

OFFICE ORDER

In compliance with the order of worthy Regional Police officer Kohat Region Kohat vide No. 15580/EC dated Kohat the 21.09.2021, Constable Fahim Jan is hereby reinstated into service with effect from 21.09.2021 and the punishment order of dismissal from service is modified into minor punishment of forfeiture of two years approved service. The interim period may be considered as without leave without pay on the principle of no work no payment. Further, he is directed to report to Police Line Parachinar.

District Police Officer
Kurram

OB No. 325 dated 11/10/2021
No. & date is even:

Copy forwarded for favor of information to the:

1. Regional Police officer Kohat Region Kohat w.r.t his order cited above, please.
2. District Account officer, Kurram.
3. All DSPs in Kurram
4. SRC, Kurram Police for n/a and made red entry in his service book.
5. OASF Kurram Police.
6. Official concerned.

District Police Officer
Kurram

A-1-A 26
①

**OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA**

Tel/Fax: 0926-311354 • Email: policekurram@gmail.com

No. 637 /PA Dated Parachinar: 11-2-2021

ORDER

This order is passed on the Charge Sheet against Constable Fahim in s/o Shah Azam Khan, Salary No. 00672036 under the Khyber Pakhtunkhwa, Police Rules, 1975 (Amendment 2014).

Brief facts are that while posted at Upper Kurram had absented himself from official duty reported by OHC since long without any permission or leave from the competent authority, which shows misconduct and lack of interest in the discharging police duties.

He was served with charge sheeted he never bothered to reply charge sheet.

In view of the above I, Tahir Iqbal District Police Officer Kurram in exercise of the powers conferred upon me, hereby award him a major punishment of "Dismissal from Service" with immediate effect and his absence period is treated as leave without pay.

OB No. 139
Date 11-02 /2021

District Police Officer
(Signature)
Kurram

No and Date is even:
Copy of the above is forwarded to the Reader/SRS/OHC for necessary action.

District Police Officer
(Signature)
Kurram

27

**OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA**

Tel/Fax: 0926-311354*Email:policekurram1@gmail.com

ORDER

This order is passed on the Charge Sheet against Constable Fahim Ullah P.No. 672036 under the Khyber Pakhtunkhwa, Police Rules, 1975 (Amendment 2014).

Brief of the fact is that constable Fahim Ullah has been charged willingly absent till the date without prior permission of the competent authority which is tantamount to misconduct and inefficiency.

That consequent upon the completion of inquiry conducted against constable Fahim Ullah by the inquiry officer for which constable Fahim Ullah was given opportunity vide charge Sheet No. 3390/PA dated Parachinar the 14.10.2021 and No. 3389/PA dated Parachinar the 14.10.2021, but did not appear before the inquiry officer.

Upon the findings and recommendations of the inquiry officer vide No. 23/DSP Inv./Kurram dated 25.01.2022 & No. 54/DSP/Inv: dated 24.03.2022, the material on record and other connected evidence including defense the inquiry officer concluded that constable Fahim Ullah has to defend himself. Hence, the inquiry officer recommended major punishment for the delinquent Police personnel.

It is worth mentioning that the said constable once has been dismissed vide order No. 139 dated 11.02.2021 and later, reinstated into the service by the worthy Regional Police officer Kohat vide order No.15580/EC dated 21.09.2021 but did not join the duty after reinstatement till the date.

Further, again notice regarding his continued absence before and after reinstatement, has already been published in daily Aaj Subah news paper dated 23rd January 2022.

Final show cause issued to the office of the undersigned vide No. 400/PA dated Parachinar the 23.02.2022 but did not reply and also not appeared before the undersigned for defense.

In view of the above I, Arbab Shafiqullah Jan District Police Officer Kurram in exercise of the powers conferred upon me hereby award him a major punishment of "Dismissal from Service" under the Khyber Pakhtunkhwa, Police Rules, 1975 (Amendment 2014) with immediate effect.

District Police Officer
Kurram

OB. No. 116

Dated 08.04.2022

Copy forwarded to the:

1. Regional Police Officer Kohat Region Kohat.
2. District Account officer Kurram.
3. All DSPs/SHOs in Kurram
4. Pay Officer Kurram.
5. SRC Kurram Police
6. RI Kurram Police to collect equipments.
7. OASI Kurram Police..
8. Concerned.

District Police Officer

22.07.2022

Nemo for appellant.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Nasir Khan Focal Person for respondents present.

Representative of respondents submitted comments today. Notice be issued to appellant/counsel for 28.09.2022 for arguments before D.B.

(Fareeha Paul)
Member(E)

(Rozina Rehman)
Member (J)

28.09.2022

Appellant present in person. Nascir Ud Din Shah, learned Assistant Advocate General alongwith Javid Shah, Focal Person for respondents present.

Former requested for adjournment as his counsel is busy before Hon'ble Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 14.12.2022 before D.B.

(Fareeha Paul)
Member (E)

(Rozina Rehman)
Member (J)

14th Dec. 2022

Due to strike of the Bar and Mrs. Rozina Rehman, learned Member (J) being on leave, this matter is adjourned to 06.03.2023 before the D.B. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.

(Fareeha Paul)
Member(E)

SCANNED
KPST
Peshawar

30

28.02.2022


Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 17.05.2022 for the same as before.


Reader

17.05.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG alongwith Mr. Nazir Senior Clerk for the respondents present.

Written reply/comments on behalf of respondents submitted which is placed on file. Copy of the same is handed over to the learned counsel for the appellant. To come up for rejoinder if any, and arguments before the D.B on 22.07.2022.


(MIAN MUHAMMAD)
MEMBER (E)

OASi

(A)

POLICE DEPTT:

KOHAT REGION

ORDER.

This order will dispose of a departmental appeal moved by Ex-Constable Fahim Jan of district Kurram, against the punishment order, passed by DPO Kurram vide OB No. 139, dated 11.02.2021 whereby he was awarded major punishment of dismissal from service on the allegations of absence from lawful duty without any leave or prior permission from his seniors.

Comments as well as relevant record were requisitioned from DPO Kurram and perused. Record indicates that no proper departmental proceedings were initiated against him as per rules and the appellant was not provided any personal hearing opportunity by the enquiry officer.

Above in view, the undersigned reached to the conclusion that the punishment order passed by DPO / Kurram is too harsh and does not commensurate with the gravity of offense. Therefore, in exercise of the powers conferred upon the undersigned, the punishment order of dismissal from service is modified into minor punishment of forfeiture of two years approved service. The appellant is hereby reinstated into service and the intervening period is treated as leave without pay.

Order Announced
23.09.2021

Mohammad Zafar Ali
(MOHAMMAD ZAFAR ALI) PSP
Region Police Officer,
& Kohat Region.

No. 15580 /EC, dated Kohat the 21-09-2021.

Copy to District Police Officer, Kurram for information and necessary action w/r to his office Memo: No. 551, dated 28.07.2021.

DA/SRC
5/9/21
[Signature]
DPO
01/10/21

Mohammad Zafar Ali
(MOHAMMAD ZAFAR ALI) PSP
Region Police Officer,
& Kohat Region.

Office of The District Police Officer
By No. 2475
D. 4-10-21
District Kurram

[Handwritten mark]

Annex F32



Amir B.

(Signature)

OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA

Tel/Fax: 0926-311354*Email: policekurram@gmail.com

No. 3298-3303/PA Dated Parachinar. 11-10-2021

OFFICE ORDER

In compliance with the order of worthy Regional Police officer Kohat Region Kohat vide No. 15580/EC dated Kohat the 21.09.2021, Constable Fahim Jan is hereby reinstated into service with effect from 21.09.2021 and the punishment order of dismissal from service is modified into minor punishment of forfeiture of two years approved service. The interim period may be considered as without leave without pay on the principle of no work no payment. Further, he is directed to report to Police Line Parachinar.

District Police Officer
Kurram

OB No. 325 dated 11/10/2021
No. & date is even:

Copy forwarded for favor of information to the:

1. Regional Police officer Kohat Region Kohat w.r.t his order cited above, please.
2. District Account officer, Kurram
3. All DSPs in Kurram
4. SRC Kurram Police for n/a and made red entry in his service book.
5. OASI Kurram Police.
6. Official concerned.

District Police Officer
Kurram

ANNEX G 33

(24)

**OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA**

Tel/Fax: 0926-311354*Email:policekurram1@gmail.com

ORDER

This order is passed on the Charge Sheet against Constable Fahim Ullah P.No. 672036 under the Khyber Pakhtunkhwa, Police Rules, 1975 (Amendment 2014).

Brief of the fact is that constable Fahim Ullah has been charged willingly absent till the date without prior permission of the competent authority which is tantamount to misconduct and inefficiency.

That consequent upon the completion of inquiry conducted against constable Fahim Ullah by the inquiry officer for which constable Fahim Ullah was given opportunity vide charge Sheet No. 3390/PA dated Parachinar the 14.10.2021 and No. 3389/PA dated Parachinar the 14.10.2021, but did not appear before the inquiry officer.

Upon the findings and recommendations of the inquiry officer vide No. 23/DSP Inv:/Kurram dated 25.01.2022 & No. 54/DSP/Inv: dated 24.03.2022, the material on record and other connected evidence including defense the inquiry officer concluded that constable Fahim Ullah has to defend himself. Hence, the inquiry officer recommended major punishment for the delinquent Police personnel.

It is worth mentioning that the said constable once has been dismissed vide order No. 139 dated 11.02.2021 and later, reinstated into the service by the worthy Regional Police officer Kohat vide order No.15580/EC dated 21.09.2021 but did not join the duty after reinstatement till the date.

Further, again notice regarding his continued absence before and after reinstatement, has already been published in daily Aaj Subah news paper dated 23rd January 2022.

Final show cause issued to the office of the undersigned vide No. 400/PA dated Parachinar the 23.02.2022 but did not reply and also not appeared before the undersigned for defense.

In view of the above I, Arbab Shafiullah Jan District Police Officer Kurram in exercise of the powers conferred upon me, hereby award him a major punishment of "Dismissal from Service" under the Khyber Pakhtunkhwa, Police Rules, 1975 (Amendment 2014) with immediate effect.

**District Police Officer
Kurram**

OB. No. 116

Dated **08.04.2022**

Copy forwarded to the:

1. Regional Police Officer Kohat Region Kohat.
2. District Account officer Kurram.
3. All DSPs/SHOs in Kurram
4. Pay Officer Kurram.
5. SRC Kurram Police
6. RI Kurram Police to collect equipments.
7. OASI Kurram Police..
8. Concerned.

District Police Officer

34

The Honorable,

1. Inspector General Police, Khyber Pakhtunkhwa, Peshawar
2. D.I G Police, Kohat

Subject: Departmental Appeal

Sir,

The applicant submits as follows:

1. That I was appointed as Constable on 29-08-2001. To my utter surprise I was awarded major punishment of "Dismissal from Service" on the allegation of absence from duty vide order dated 11-02-2021. I filed Departmental Appeal on 22-02-2021.
2. That my departmental appeal was not decided, I filed Service Appeal No7596/2021 and the Department filed their reply on 22-07-2022, which was received by me on 28-09-2022.
3. That I was astonished by the reply of the Department wherein an Order dated 21-09-2021, Order dated 11-10-2021 and Order dated 08-04-2022 has been annexed. It is pertinent to mention here that all these orders have not been communicated to me.
4. That the perusal of the Order dated 21-09-2021 would reveal that my departmental appeal against the order dated 11-02-2021 whereby major penalty of Dismissal from Service was imposed on me, is allowed and minor punishment of forfeiture of two years approved service is awarded.
5. That the perusal of the Order dated 08-04-2022 would reveal that the major penalty of "Dismissal from Service" is awarded to me on account of willful absence. I have never absented myself from my duties and had regularly performed my duty.
6. That aforesaid Order is passed in utter disregard of the mandatory provisions of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011. I have been condemned unheard.

It is, therefore, requested that the order dated 08-04-2022 may kindly be set aside and I may kindly be reinstated in service with all back benefits.

Dated:

Fahim Jan
Applicant 26/10-22

Fahim Jan S/o Azam Khan,
Constable, Salary No 00672036,
Khaar Kalay, Sada, Lower Kurram

Copy to:

District Police Officer, Kurram

بعدالت صاحب سرد سہیل پھول چندر نیپتو غوم



صفحہ 2 منجانب

بنام شریف چندر چندر

موزخہ
مقدمہ
دعویٰ
جزم
Secured

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ آن مقام کیلئے محمد ایوب خان سینوارہ ایڈووکیٹ

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر حالت فیصلہ برحلف دینے جو جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ یا اختیار حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانشینانے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہونا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکورہ کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

المرقوم _____ ماہ _____ 20

واہ العباد

کے لئے منظور ہے۔

بمقامی

ADY

By way of