

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 1134/2018

Date of Institution ... 11.09.2018

Date of Decision ... 01.02.2019

Turab Khan, Patrolling Officer, National Highways & Motorways Police, Beat-3  
Kaamra (North-I) ... (Appellant)

VERSUS

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

-----  
Mr. Khalid Rehman,  
Advocate

--- For appellant.

Mr. Muhammad Riaz Khan Paindakhel,  
Assistant Advocate General

--- For respondents.

MR. AHMAD HASSAN,  
MR. HAMID FAROOQ DURRANI

--- MEMBER(Executive)  
--- CHAIRMAN

JUDGMENT

AHMAD HASSAN, MEMBER.- Arguments of the learned counsel for the parties heard and record perused.

ARGUMENTS

2. Learned counsel for the appellant argued that he joined the Police Department as constable (Wireless Operator) on 15.01.1978. After undergoing computer training course in 1995, he was posted in the newly created computer cell of police Telecommunication Unit. He was promoted to the rank of Head Constable (Incharge computer cell) w.e.f 01.07.1995 vide order dated 12.07.1995. That on creation of the post of ASI in the above organization and after clearance DPC in its meeting held on 25.04.2003, he was recommended for promotion to the post of ASI. It was notified on 30.04.2003. However, vide impugned order

dated 09.04.2018, he was reverted to his substantive rank of Head Constable. The sole ground of his reversion was out of turn promotion as ASI. The appellant is at the verge of retirement and will reach the age of superannuation on 28.02.2019. He preferred departmental appeal on 16.04.2018 which was regretted on 09.07.2018. Learned counsel for the appellant further argued that it does not fall in the ambit of out of turn promotion and principle of locus-poenitentiae is also attracted in this case.

3. On the other hand learned Deputy District Attorney argued that the appellant was granted out of turn promotion as Head Constable as well as ASI. A computer cell was established to computerize the system of repair of wireless workshop in Peshawar and not for the purpose of promotion. No sanction/approval of the post of Computer Operator/cadre was available on record/budget book. The Police Telecommunication Unit was basically a signal Unit in which officials were promoted on the basis of seniority-cum-fitness and undergoing Basic Recruit /WT/ABCD course. No vacancy of ASI had ever been created/sanctioned in the computer cell. The appellant got out of turn promotion in utter disregard to the laid down procedure. He was reverted to his substantive post in the light of the judgment of the Supreme Court of Pakistan dated 26.01.2016 and 13.05.2018.

### CONCLUSION

4. We have examined the available record and observed that the appellant got promotion as Head Constable and ASI without undergoing the required courses which are pre-requisite for promotion in Police Telecommunication Unit. Proper sanction/approval of Computer post/cadre is not available in the record of the

respondents and budget book. Moreover, the vacancy of ASI was never created/sanctioned in the aforementioned computer cell. The staff in Police Telecommunication Unit is recruited as Constable(Wireless Operator) are promoted on the basis of seniority-cum-fitness qualifying Basic Recruit/WT/ABCD course. To cut short the long story, it is evident from the record that he got out of turn promotion which was held to be illegal/unlawful by the Supreme Court of Pakistan in its judgment dated 26.01.2016 and 13.05.2018.

5. As a sequel to above, the appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.



(HAMID FAROOQ DURRANI)  
CHAIRMAN



(AHMAD HASSAN)  
MEMBER


ANNOUNCED  
01.02.2019

03.1.2019

Appellant in person and Mr. Usman Ghani District Attorney for the respondents present.

Rejoinder to the written reply/comments of the respondents submitted which is placed on file.

To come up for arguments on 01.02.2019 ~~for~~ ~~arguments~~ before D.B. The order of suspension of impugned order passed on 03.12.2018 shall remain operative till the date fixed.

  
Member

  
Chairman

Order

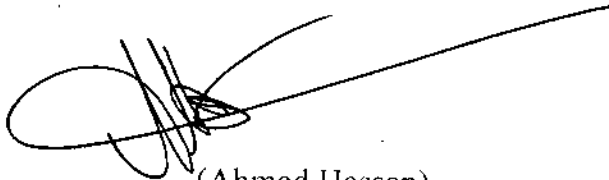
01.02.2019

Counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asst: AG for respondents present. Arguments heard and record perused.

Vide our detailed judgment of today of this Tribunal placed on file, the appeal is dismissed. Parties are left to bear their own cost. File be consigned to the record room.

Announced:  
01.02.2019

  
(Hamid Farooq Durrani)  
Chairman

  
(Ahmad Hassan)  
Member

03.12.2018

Appellant alongwith his counsel present. Mr. Misal Khan, Supdt alongwith Mr. Kabirullah Khattak, Addl: AG for respondents present.

The representative of the respondents seeks further time for submission of reply. On the other hand, the learned counsel for appellant states that in the order on application, accompanying the appeal, for suspension of impugned orders dated 09.04.2018 and 09.07.2018 the respondents were put on notice for today. Besides, the appellant is going to superannuate and retire on 28.02.2019.

Due to absence of reply/comments by the respondents learned Addl: AG is at loss in contesting the application.

In the circumstances, the operation of impugned orders noted here-in-before is suspended till next date of hearing. Adjourned for 18.12.2018 for reply and arguments on the application.

  
Chairman

18.12.2018

Learned counsel for the appellant present. Mr. Kabirullah Khattak learned Additional Advocate General alongwith Misal Khan Superintendent present and submitted written reply on behalf of respondents. Adjourn. To come up for rejoinder if any and arguments 03.01.2019 before D.B.-1

  
Member

17.10.2018

Counsel for the appellant present. Preliminary arguments heard and case file perused. Learned counsel for the appellant argued that vide order dated 30.04.2003 he was promoted to the rank of ASI. This order was withdrawn vide impugned order dated 09.04.2018. He preferred departmental appeal on 16.04.2018 which was regretted on 09.07.2018, hence, the instant service appeal. Appellant has not been treated according to law and rules. A separate application for suspending the operation of the impugned orders dated 09.04.2018 and 09.07.2018 till the final disposal of the instant appeal.

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 03.12.2018 before S.B. Notice of stay application be also issued to the respondents for the date fixed.



Appellant Deposited  
Security & Process Fee

  
(AHMAD HASSAN)  
MEMBER

Form- A  
FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No. 1134/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/09/2018	The appeal of Mr. Turab Khan presented today by Mr. Khaled Rehman Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.  REGISTRAR 11/9/18
2-	13-9-2018	This case is entrusted to S. Bench for preliminary hearing to be put up there on <del>17-10-2018</del>  CHAIRMAN

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1134 /2018

Turab Khan ..... Appellant

Versus

PPO KPK and another ..... Respondents

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4.	Letter from AIGP, Telecom	08.06.2002	B	7
5.	Promotion order of the appellant to the rank of Head Constable	30.04.2003	C	8
6.	Impugned original order	09.04.2018	D	9
7.	Departmental Representation with covering letter	16.04.2018	E	10-11
8.	Processing letters	02.05.2018 09.05.2018	F	12-13
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10.	Misc: documents		H	15-3/7
11.	Wakalat Nama			

Appellant

Through

**Khaled Rahman**  
Advocate,

Supreme Court of Pakistan

3-D, Haroon Mansion

Khyber Bazar, Peshawar

Off: Tel: 091-2592458

Cell # 0345-9337312

Dated: 10/09/2018



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1134/2018

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1426

Dated 11-9-2018

Mr. Turab Khan,

Patrolling Officer,

National Highways & Motorways Police,

Beat-3, Kaamra (North-1) ..... Appellant

Versus

1. The Provincial Police Officer

Khyber Pakhtunkhwa, Peshawar.

2. The Deputy Inspector General of Police

Telecommunication, Khyber Pakhtunkhwa,

Peshawar ..... Respondents

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SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ORIGINAL ORDER DATED 09.04.2018 PASSED BY RESPONDENT NO.2 WHEREBY THE APPELLANT WAS REVERTED TO THE RANK OF HEAD CONSTABLE IN VIOLATION OF THE LAW AGAINST WHICH APPELLANT PREFERRED A DEPARTMENTAL REPRESENTATION ON 16.04.2018 TO RESPONDENT NO.1 BUT THE SAME WAS REGRETTEED ON 09.07.2018 AND COMMUNICATED TO THE APPELLANT ON 03.09.2018.

---

PRAYER:

On acceptance of the instant appeal, the impugned original order dated 09.04.2018 and the appellate order dated 09.07.2018 communicated on 03.09.2018 may kindly be brushed aside and appellant be restored to his rank of ASI w.e.f. 09.04.2018 with all consequential benefits with any relief as deemed appropriate

in circumstances of the case.

Registrar

11/9/18. Respectfully Sheweth,

Facts giving rise to the present appeal are as under:-

1. That the appellant joined the Police Department as Constable (Wireless Operator) way back on 15.01.1978. During the course of his service the appellant received Computer training course in the year 1995 and since then continued as continued as qualified Computer Operator/Wireless Mechanic.
2. That in the year 1995 a Computer Cell was established in the Peshawar Police Telecommunication and the appellant was promoted to the post of Head Constable Incharge Computer Cell w.e.f. 01.07.1995 vide order dated 12.07.1995 (*Annex:-A*).
3. That in the year 2002, the AIG/Telecommunication, Khyber Pakhtunkhwa, Peshawar sent a proposal for the creation of one post of ASI (Computer Operator) in the Police Telecommunication vide letter 08.06.2002 (*Annex:-B*) and requested to the Respondent No.1 that the case may be processed with the Government for sanction in the Police Telecommunication. Accordingly the Provincial Government allowed creation of one post of ASI on own resource at Computer Cell, Telecommunication.
4. That being In-charge Computer/Wireless Mechanic in Computer Cell in Telecommunication Khyber Pakhtunkhwa, the appellant was the lone candidate in Computer Wing and accordingly his case for Promotion was placed before the Departmental Promotion Committee in its meeting held on 25.04.2003 and was consequently recommended for promotion to the post of ASI. After approval of the competent authority, the appellant was promoted vide office order dated 30.04.2003 (*Annex:-C*). It is pertinent to explain that the instant promotion was never an out of turn promotion inas much as it was only the appellant who being eligible, senior vide Seniority List (*Annex:-D*) was recommended and promoted as such.
5. That after serving for more than 15 years on the same post of ASI, all of sudden the impugned order dated 19.04.2018 (*Annex:-E*) was issued in a highly arbitrary manner just a few months before retirement of the appellant on 28.02.2019 on the so called pretext of out of turn promotion.

6. That being aggrieved of the impugned original order *ibid*, appellant challenged the same before the appellate authority through departmental Representation (*Annex:-F*) on 16.04.2018 which was processed vide letters dated 02.05.2018 and 09.05.2018 (*Annex:-G*) but finally regretted vide impugned appellate order dated 09.07.2018 (*Annex:-H*) received by the appellant on his own efforts on 03.09.2018.
7. That appellant, being aggrieved of both the impugned orders, files this appeal *inter-alia* on the following grounds:-

**Grounds:**

- A. That Respondents have not treated appellant in accordance with law, rules and policy on subject and acted in violation of Article 4 of the Constitution of Islamic Republic of Pakistan, 1973 and unlawfully issued the impugned orders, which are unjust, unfair and hence not sustainable in the eye of law.
- B. That the objection on the basis of which impugned orders were issued was quite fallacious, ill-founded, based on misconception. The Promotion order was issued after the recommendation of the properly constituted Departmental Promotion Committee. It has nowhere been mentioned that the said promotion at any stage was out of turn.
- C. That in Computer Cell appellant was the senior-most Head Constable and thus being skilled as well as senior and eligible, he was duly promoted after observing all the codal formalities thus the sudden reversion of the appellant is highly arbitrary, illegal, malafide and thus not sustainable under any canons of law, justice and fair-play.
- D. That the promotion order was issued as far back as 2003. It was duly acted upon, carried into effect and during the long 15 years valuable rights have accrued in favour of the appellant and thus under the principle of *locus poenitentiae* and *promissory estoppel*, the Respondents could not issue the impugned orders.

- E. That in general cadre of the Police Department, during 15 years numerous promotions are granted to the general cadre police personnel whereas the appellant was deprived from the already granted promotion in sheer violation of law, rules and policy.
- F. That in deed the appellant has been punished as his reversion to the lower rank amounts to major punishment under the Khyber Pakhtunkhwa Police Rules-1975. Thus the appellant has been subjected to major penalty without giving him proper Show Cause Notice and conducting an enquiry etc. rendering the impugned orders as void ab-initio.
- G. That the appellant is at the verge of retirement. He has put in almost 40 years service in the Police Department, in other words he has consumed his whole life in the service of Police Department but in the twilight of his service career his entire life long service was put at stake by issuance of the impugned orders which is a marked victimization and thus not maintainable.
- H. That appellant would like to offer some other grounds during the course of arguments.

It is, therefore, humbly prayed that the instant appeal may graciously be accepted as prayed for above.

Through

  
Appellant

  
Khaled Rahman,  
Advocate  
Supreme Court of Pakistan

Dated: 11 /09/2018

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Service Appeal No. \_\_\_\_\_/2018**

Mr. Turab Khan.....Applicant

Versus

The PPO KPK and another ..... Respondents

**Application for suspending the operation of the impugned orders dated 09.04.2018  
09.07.2018 till the final disposal of the instant appeal.**

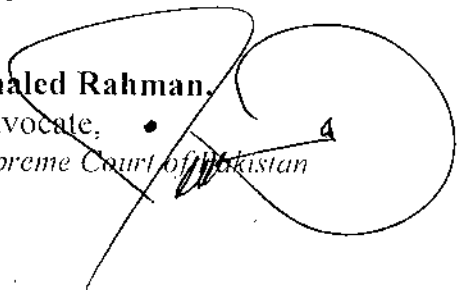
Respectfully Sheweth,

1. That the above titled service appeal is being filed today which is yet to be fixed for hearing.
2. That the facts alleged and grounds taken in the body of main appeal may kindly be taken as an integral part of this application, which make out an excellent prima facie case in favour of applicant/ appellant.
3. That the balance of convenience also lies in favour of applicant/appellant and in case the impugned orders are not suspended the applicant/appellant will suffer irreparable loss.

It is, therefore, humbly prayed that on acceptance of this application, the operation of the impugned orders dated 09.04.2018 and 09.07.2018 may graciously be suspended till the final disposal of the main appeal.

  
Applicant

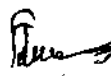
Through

  
**Khaled Rahman,**  
Advocate,  
Supreme Court of Pakistan

Dated: 11 /09/2018

Verification

Verified 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 Hon'ble Tribunal.

  
Applicant/Appellant

Due to the establishment of a Computer Cell for the Computerised system of repair of Wireless Sets in Wireless Workshop Peshawar, the Post of One Head Constable is transferred from G.D Cadre to the Computer Cell WT Workshop Peshawar with effect from 1.7.1995. Constable Turab Khan No. 95 the I/C Computer Cell is hereby promoted as Head Constable against the above vacancy with effect from 1.7.1995 till further orders.

Annex "A"

Deputy Inspector General of Police,  
Telecommunications, NWFP, Peshawar.

No 1159-85 /Tele/OASI, Dated Peshawar the 12/7 195.

Copies forwarded for information and n/action to the:-

1. Acctt:General NWFP, Peshawar.
2. Acctt:/Tele Peshawar.
3. Inspector Tele Peshawar.
4. OI/C WT Workshop Peshawar.
5. GASI/Tele Peshawar.
6. SRC/Tele Peshawar.
7. OASI OB NO. 728 /195.

Deputy Inspector General of Police,  
Telecommunications, NWFP, Peshawar.

ATTESTED



TELECOMMUNICATIONS ORDER

Annex "C" - 8

Having been recommended by the Departmental promotion Committee in its meeting held on 25.04.2003 and duly approved by the competent authority HC /95 Turab Khan(RM) is hereby promoted to the rank of Offg:ASI with effect from 15.03 against the existing vacancy. Caused on retirement of ASI Faqir Muhammed from service with effect from 01.10.2002.

*[Signature]*  
ASSTT: INSPECTOR GENERAL OF POLICE,  
TELECOMMUNICATIONS NWFP, PESHAWAR.

NO. 3793-97 / Tele/OSI dated Peshawar the 30-4 / 2003.

Copies forwarded for information and N/action to the

1. Acctt./ General NWFP, Peshawar.
2. Acctt./ Tele Peshawar.
3. SRC/ Tele Peshawar.
4. DSP/ Tele NWFP Peshawar.
5. OSI/OB/NO. 172 / 2003.

ASSTT: INSPECTOR GENERAL OF POLICE,  
TELECOMMUNICATIONS NWFP, PESHAWAR.

*[Signature]*  
**ATTESTED**



Better Copy

Amer D.  
-9

OFFICE ORDER

In pursuance of the recommendation of the Departmental Promotion Committee in its meeting held on 4<sup>th</sup> April, 2018 duly approved by the competent authority ASI Turab Khan presently serving at National Highways and Motorways Police (on deputation basis) since 2003 was promoted to the rank of ASI on out of turn promotion hence is hereby reverted to his substantive rank as Head Constable.

Sd/-  
(MUHAMMAD ALI KHAN) PSP  
Deputy Inspector General of Police  
Telecommunication, Khyber Pakhtunkhwa,  
Peshawar

No.4286-4300/Tele/OASI dated Peshawar the 09.04.2018

Copies of the above are forwarded to the following

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Inspector General of Police, National Highways & Motorways Police, Islamabad.
3. Accountant Tele, Peshawar
4. SP/MT & Telecom, Peshawar.
5. DSP Telecom, Peshawar.
6. Office Superintendent Tele, Peshawar.
7. Office Superintendent MT, Peshawar
8. Establishment Clerk, Tele, Peshawar.
9. GASI/Tele, Peshawar.
10. ACR/Clerk, Tele, Peshawar.
11. SRC Tele, Peshawar.
12. Lines Officer, Telecom, Peshawar.
13. MTO Telecom, Peshawar.
14. OI/CWT Workshop Tele, HQrs, Peshawar.
15. OB/No.126/2018

Sd/-  
(MUHAMMAD ALI KHAN) PSP  
Deputy Inspector General of Police  
Telecommunication, Khyber Pakhtunkhwa,  
Peshawar

ATTESTED



CHIEF PATROL OFFICER  
NATIONAL HIGHWAYS & MOTORWAY POLICE  
BEAT-03, KAMRA  
Email: [beat03kamra@gmail.com](mailto:beat03kamra@gmail.com), Ph# 057-2640732

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No. NH&MP/N-5(North-I)/CPO-3/18/661

16<sup>th</sup> April-2018

The Senior Superintendent of Police,  
National Highways & Motorway Police,  
N-5 (North-I), Khairabad.

Amna "E"

**SUBJECT: APPEAL AGAINST THE ORDER ISSUED VIDE NO. 4286-4300/TELE/OSI DATED 09-04-2018 FOR CANCELLATION ON HUMANITARIAN GROUND BEING IN THE VERGE OF RETIREMENT AFTER 10 MONTHS.**

Kindly find enclosed herewith a self-explanatory appeal submitted by SI/PO Turab Khan (P-95) wireless technician of this Beat.

The same is forwarded and recommended for kind consideration and further necessary action, please.

Submitted, please.



(Hamid Ali Bangash)  
DSP/CPO Beat-3, N-5 (North-I)  
NH&MP Kamra

ATTESTED  
ATTESTED

E

-11

The Deputy Inspector General of Police,  
Telecommunication, Khyber Pakhtunkhwa,  
Peshawar.

**TROUGH PROPER CHANNEL**

Subject:- **APPEAL AGAINST THE ORDER ISSUED VIDE NO. 4286-4300/TELE/OASI, DATED 09.04.2018 FOR CANCELLATION ON HUMANITARIAN GROUNDS BEING IN THE VERGE OF RETIREMENT AFTER 10-MONTHS.**

R/Sir,

With due respect I beg to submit the following few lines for your kind sympathetic consideration:-

1. That I had joined Police Department on 15.01.1978 in the capacity of Constable (Wireless Operator).
2. That on 08.11.1980, my trade was converted to Radio Mechanic.
3. That later on I was nominated for Radio Mechanic Course at Police Training School Bahawalpur Punjab Province and was successfully qualified Radio Mechanic Course from PTS Bahawalpur Punjab Province.
4. That during the course of my service I underwent a Computer Training Course in the year 1995 and has been continuing as qualified Computer Operator/Wireless Mechanic (for Wireless sets programming/Repair).
5. That in the year 1995 a Computer Cell was established in Wireless Workshop Peshawar Police Telecommunication for the computerization of Wireless Sets as well as their programming and database etc, in addition also maintains the record of all Government Vehicles owned by the Police Department.
6. After establishment of a Computer Cell for the Computerized System of Repair of Wireless Sets. I was promoted as Head Constable Incharge Computer Cell with effect from 01.07.1995 by the Competent Authority i.e Deputy Inspector General of Police, Telecommunication, Khyber Pakhtunkhwa Peshawar, after 15-years (photo copy enclosed). (F/A).
7. That in the year 2002 the AIG/Telecommunication KP, Peshawar sent a proposal for the Creation of Post of One ASI (Computer Operator) in Police Telecommunication vide No. 6187/WT, dated 08.06.2002 (photo copy attached) and requested to the Worthy Inspector General of Police, Khyber Pakhtunkhwa Peshawar that the case may please be processed with the Government for sanction in Police Telecommunication. (F/B).
8. That in the response of Telecommunication KP letter the Provincial Government allowed the department create one post of ASI in your own sources at Computer Cell Telecommunication.
9. That being Incharge Computer/Wireless Mechanic in Computer Cell in Telecommunication KP I was only one candidate in the Computer Wing and according promoted as ASI on the recommendations of DPC.
10. That a Meeting of Departmental Promotion Committee held on 25.04.2003 on the recommendations of DPC duly approved by the Competent Authority I was promoted as ASI with effect from 01.05.2003 against the existing vacancy. Caused on retirement of ASI Faqir Muhammad from Service with effect from 01.10.2002 vide AIG/Telecommunication KP Peshawar Order Endst: No. 3793-97/Tele/OSI, dated 30.04.2003 OSI OB No. 172 (photo copy attached for Ready Reference). (F/C).
11. That now I am serving on deputation in National Highway & Motorway Police Base-3 N-5 North-1 as Wireless Mechanic (programming Wireless Sets on Computer).

Keeping view my long services (39-years approx) and left my 10-months service in my credit I was reverted from ASI to Head Constable vide No. 3793-97/Tele/OSI, dated 09.04.2018 after 15-years without any reason neither complaint from National Highway & Motorway Police nor Police Telecommunication KP.

It is therefore requested that my Reversion Order may please be set aside on humanitarian Grounds being the verge of retirement after 10-Months and I may please be heard in person for the request and oblige please.

Yours Obediently,

(TURAB KHAN)

P.O/SI Wireless Technician,  
NH & MP, Base-3 N-5 North-1

ATTESTED

10(4)

-12

OFFICE OF THE  
DEPUTY INSPECTOR GENERAL OF POLICE, N-5 (NORTH)  
NATIONAL HIGHWAYS & MOTORWAY POLICE  
MOTORWAY CHOWK, ISLAMABAD.

1967  
4-5-18

No. NH&MP/N-5(N)/OS/3(5)/2018/ 469

Dated: 2-05-2018

The Inspector General of Police,  
National Highways & Motorway Police,  
ISLAMABAD

Annex "F"

Attention:- AIG (HRM)

SUBJECT: APPEAL FOR CANCELLATION OF ORDER NO. 4286-4300/TELE/OASI DATED 09-04-2018 ON HUMANITARIAN GROUNDS BEING IN VERGE OF RETIREMENT AFTER 10 MONTHS.

Kindly find enclosed herewith a self-explanatory application submitted by SI/PO Turab Khan, No. 95 of North-I Sector, presently serving in NH&MP as SI/PO on deputation basis from Telecommunication, KP Police Peshawar. The officer has requested for cancellation of office order No. 4286-4300/Tele/OASI dated 09-04-2018, wherein the officer has been reverted to his substantive rank as Head Constable. The officer has further requested that he is in the verge of retirement after ten (10) months, he may be restored as ASI in his parent department i.e. Telecommunication KP. Police on humanitarian grounds and he may be heard in person for the request by the DIG. Telecommunication, KP, duly forwarded by the SSP/Sector Commander North-I Sector vide letter No. NH&MP-10(4)/SSP/N-5(North-I)/18/509 dated 24-04-2018.

Copy of the Road No. 1  
267  
27-05-18

2 Submitted for further necessary action, please.

Encl. a.a.

(MEHBOOB ASLAM) PSP  
Deputy Inspector General of Police  
NH&MP N-5 (North) Zone

Copy to:-

- i. The officer concerned.
- ii. Personal file.

90-3

For information pl.

Handwritten signatures and initials, including a large signature at the bottom left.

ATTESTED

F



-13

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
NATIONAL HIGHWAYS & MOTORWAY POLICE  
\*\*\*\*\*

1604  
D-58  
Office of the Inspector General  
Date: 29/5/18  
Page: 29/5/18

NH&MP-34(8)/2018 /1094

Islamabad the 09<sup>th</sup> May, 2018

The Inspector General of Police,  
Khyber Pakhtunkhwa Police,  
Peshawar.

Subject: APPEAL FOR CANCELLATION OF ORDER NO. 4286-4300/TELE/OASI DATED 09-04-2018 ON HUMANITARIAN GROUNDS BEING IN VERGE OF RETIREMENT AFTER 10 MONTHS

Kindly find enclosed herewith an application submitted by PO Turab Khan, No. 95 of Khyber Pakhtunkhwa Police, presently serving in NH&MP on deputation basis, regarding the subject cited above.

2. The same is forwarded to your office for further necessary action in the matter, please.

Encl:a.a.

ASSISTANT DIRECTOR  
Human Resource Management  
for Inspector General, NH&MP

Copies to:

- i. The DIG, N-5 North Zone, Islamabad w.r.t. letter No. NH&MP/N-5(N)/OS/3(5)/2018/469 dated 02-05-2018.
- ii. Master file

OFFICE OF THE DIG N-5 (NORTH)

1	W/DIG N-5 North	
2	SSP North-I	✓
3	SSP North-II	2
4	SSP North-III	
5	SSP IMDC	
6	SO	
7	OB	✓
8	Ops. Officer	
9	DDO	
10	OSI	
11	PA	
12	MTO	
13	HC Stores	
Copy No: 4/2018		
Date: 15/5/18		

Please, inform to the concerned officer.

epo 3

AO  
FORWARDED

21/5/2018



- 14

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar

No. 5262 /E-IV dated Peshawar the 9 / 7 /2018

To : The Assistant Directors,  
Human Resource, Management,  
NH & MP, Islamabad.

*Annex G*

Subject: **APPEAL FOR CANCELLATION OF ORDER NO. 4286-4300/TELE/OASI DATED 09.04.2018 ON HUMANITARIAN GROUNDS BEING IN VERGE OF RETIREMENT AFTER 10 MONTHS.**

Memo.

Please refer to your office Memo: No. NH & MP-34(8)/2018/1094, dated 09.05.2018 on the subject noted above.

Upon perusal AIG/Legal CPO, Peshawar that "**Every out of turn promotion has been declared unconstitutional by the Supreme Court of Pakistan vide Judgment dated: 13.05.2018**".

It is therefore, requested that applicant may please be informed accordingly.

  
(SYED ANIS-UL-HASSAN)  
Registrar


For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar ,  
02.07.2018.

*The SE-IV handed over the letter today on 3-9-2018*

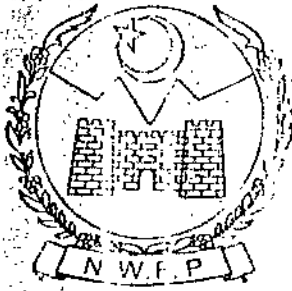
*Received today on 3-9-2018*

**ATTESTED**

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3-9-2018

6



GOVERNMENT OF N.-W.F.P.  
HOME & L.A.S. DEPARTMENT.

No. SO(P.II)HD/12-52/84

Dated Peshawar, the 26.11.2002 2000.

*Handwritten: "H"*

*Handwritten: "-15"*

To

The Inspector General of Police,  
N.W.F. Province.

Subject: CREATION OF POST OF ONE ASI (COMPUTER OPERATOR)  
IN POLICE TELE-COMMUNICATION.

I am directed to refer to your Memo: No. 5985/A-3 dated 20.6.2002 on the subject noted above and state that a number of posts under Police Reform Package have been sanctioned for the Police Department.

Keeping in view the dire need of Tele-Communication Wing of Police Department, one post of A.S.I. shall be given to Tele-Communication Wing to work as Computer Operator for smooth running of official business and redress the problem.

(MUSHTAQ AHMAD)  
SECTION OFFICER (POLICE-II)

*Handwritten signature and date: "Es" and "29/11"*

*Handwritten signature*  
ATTACHED



26

THE CITY ENGINEERS COMPANY OF PAHARS  
PAHARS PUBLIC ENGINEERING SOCIETY PAHARS.

S/No.	Name	Date of Birth	Date of Appointment	Grade	Date of Conversion	Grade as Confirmed	Date of Promotion	Grade as HC.
1.	BE/03	21.2.59	19.1.78	-	19.1.1981	-	1.7.1995	-
2.	BE/21	1.5.77	13.6.96	21.1.98	-	-	-	-

Remarks.

*M. J. Kumar*  
Asst Inspector General of Police,  
Tel. Communication X-TP, Faridkot.

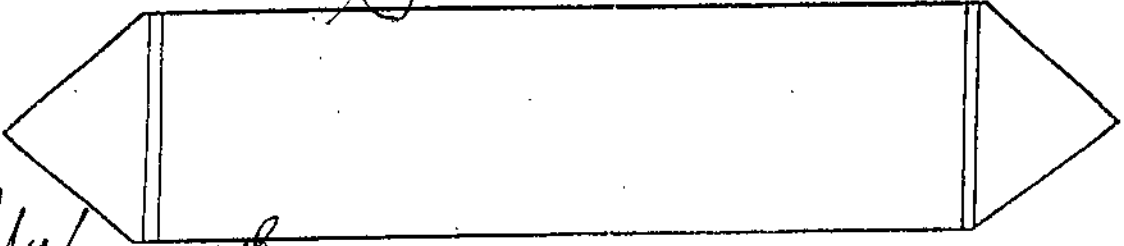
**SENIORITY LIST OF COMPUTER CADRE OF POLICE TELECOMM: KHYBER PAKHTUNKHWA, PESHAWAR**

S. No	Name/Rank	ID/Distr:	Edu	D.O.B	D.O.A	Trade	T/ Convert	D.O.C	D.O.F.			D.O.HC offer:	D.O.C.HC	List D	D.O.F. ASI	D.O.C. ASI
									A	B	C					
1.	ASI Turab Khan	Pesh	10 <sup>th</sup>	28.02.59	15.01.78	RM	18.04.83	15.01.81	-	-	-	01.07.95	01.07.98	-	01.05.03	M/way
2.	HC/281 Liaqat Ali	CHD	M/A	01.06.77	26.06.02	W/Opr	01.05.05	-	11.04.09	13.04.09	15.04.09	28.04.09	20.02.14	06.08.15	-	-
3.	HC/571 Mohd Imran	Pesh:	FA	16.04.81	13.06.02	W/Opr	24.06.02	-	11.04.09	13.04.09	15.04.09	28.04.09	-	-	-	-
4.	HC/332 Nadeem	MNSR	MA	14.04.84	01.08.02	W/Opr	20.03.13	-	19.01.15	21.01.15	22.01.15	30.07.15	-	-	-	-
5.	HC/239 Sajjad Hussain	MDN	BA	10.01.86	05.03.09	W/Opr	22.01.15	-	-	-	-	-	-	-	-	-

Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

**ATTESTED**

# بعدالت سرحدوں پر دعوئی



2016ء منجانب اسلام آباد  
محکمہ خزانہ بنام گورنمنٹ

مورخہ  
مقدمہ  
دعوئی  
جرم

## باعث تحریر آئیکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کارروائی متعلقہ آن مقام 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 ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور صولی 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 باختیارات حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ مسترد ہے۔

المرقوم 11  
ماہ ستمبر 2016ء

بمقام  
کے لئے منظور ہے۔



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. 1134/2018

Turab Khan .....(Appellant)

VERSUS

Provincial Police Officer KP and others..... (Respondents)

Subject: - COMMENTS ON BEHALF OF RESPONDENTS.

Preliminary Objections:-

- a) The appeal has not been based on facts.
- b) The appeal is not maintainable in the present form.
- c) The appeal is bad for mis-joinder and non-joinder of necessary parties.
- d) The appellant is estopped to file the appeal.
- e) The appellant has got no cause of action to file the present appeal.
- f) The appellant has not come to the Honorable Tribunal with clean hands.
- g) The appeal of the appellant is not maintainable in the light of Judgment of Apex Court.

FACTS:-

1. Correct to extent that the appellant has joined the Police department as constable Wireless operator. The remaining portion of the Para pertains to record. (copy of Appointment Order is enclosed as Annexure-A)
2. Incorrect. The appellant has been granted out of turn promotion as HC as well as ASI on the pretext of so called Computer Cadre. A Computer Cell was established for Computerized System of Repair of wireless sets in the wireless workshop Peshawar not for the purpose of promotion. No sanction / approval of Computer Cadre is available on record / budget book. The appellant placed at his own seniority with his colleagues. (Copy of promotion Order and seniority list is enclosed as Annexure-B & C respectively.)
3. Incorrect. The Police Telecommunication Unit is basically a signal department in which the official are being promoted on the basis of seniority cum-fitness i.e. basic recruit course, WT Course and ABCF course are the pre-requisite for promotion in the Police Tele: Unit. So far creation of one vacancy of ASI in Computer Cell is concerned, no va

(2)

of ASI has been created / sanctioned in the Computer Cell. (Copy of Promotion Order is enclosed as Annexure-D.)

4. Incorrect. The appellant has got out of turn promotion on the basis of pick and choose like and dislike and on the pretext of so called Computer Cadre. The appellant does not fulfill the criteria for regular promotion. The appellant is not qualified basic recruit Course, WT Court and ABCD Courses.
5. Incorrect. The appellant has been reverted in the light of Judgments dated 26.01.2016 & 13.05.2018 of apex Court. (Copy of reversion order is enclosed as Annexure-E.)
6. Incorrect. The reversion order has been passed by the Respondent in compliance with the Judgment of Apex Court.
7. The appeal of the appellant is not maintainable on the following grounds.

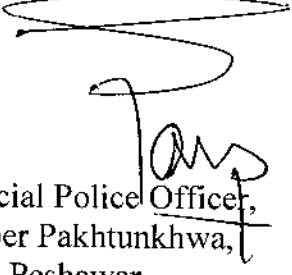
GROUNDS:-

- A. Incorrect. The out of turn promotion has been declared by the Apex Court an unconstitutional. The appellant has been given out of turn promotion in conflict with the verdict of the court. Therefore, he was placed at his own seniority with his colleagues.
- B. Incorrect. The appellant has got out of turn promotion on the pretext of so called Computer Cadre. No sanction / approval of Computer Cadre is available on record / budget book. Police Telecommunication basically is a signal unit in which the promotion criteria is seniority- cum-fitness, basic recruit course and ABCD Courses. The appellant does not fulfill the said criteria.
- C. Incorrect. The appellant has been granted out of turn promotion on the pretext of so called Computer Cadre. While Computer Cell was established for wireless equipments programming not for promotion. The appellant was basically recruited as constable/Wireless Operator in Police Tele Unit in which the promotion criteria is basic recruit course WT and ABCD Courses. The appellant does not qualify the said courses.
- D. Incorrect. The reversion order of the appellant has been issued in the light of Apex Court Judgment. The apex Court has declared all out of turn promotion unconstitutional as well as un-Islamic.
- E. Incorrect. The Police Tele: Unit is a separate signal unit in which the official are recruited Constable Wireless Operator and promoted on the basis of seniority cum fitness as well as qualified basic recruit, WT. & ABCD Courses. The appellant does not fulfill the said criteria.


(3)

- F. Incorrect. The appellant has not been subjected to major penalty rather reverted in the light of Apex Court Judgment.
- G. Incorrect. The reversion order has been issued in the light of Apex Court Judgment.
- H. The respondents may also be allowed to raise additional grounds at the time of hearing.

It is therefore, humbly prayed that the instant appeal of appellant may kindly be dismissed with costs.



Provincial Police Officer,  
Khyber Pakhtunkhwa,  
Peshawar.  
(Respondent No.1)



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

(4)

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR.**

Service Appeal No.1134/2018

Turab Khan..... (Appellant)

Versus

Provincial Police Officer, KPK, and others..... (Respondents)

**AFFIDAVIT**

I, Misal Khan Office Superintendent of Police Telecommunication Peshawar do here by solemnly affirm on oath that the contents of accompanying comments on behalf of Respondents N.1 & 2 are correct to the best of my knowledge and belief and nothing has been concealed from this honourable court.

DEPONENT



**(MISAL KHAN)**

Office Superintendent of Police,  
Telecomm KPK

CNIC: 17201-2151500-1



Annex "A"

Telecommunications Order.

Asstt: Inspector-General of Police, Telecomms:

NWFP, Peshawar, is pleased to appoint Candidate TURAB KHAN

S/O JAN MOHD /R/O YILL, AFGHAN COLONY

Tehsil AND District, PESH as a temporary

CONS. W/O PR against an existing vacancy with effect from 15-1-78 FN

in the pay Scale of Rs. 2601- plus usual allowance as may be

admissible under the Rules. He is allotted Constabulary NO. 830

and posted at NSR.

The appointment of the above Candidate is purely temporary and he is likely to be discharge at any time, if his services are no longer required or he is un-likely to become a good Police Officer. He will, however not be permitted to resign his post at his own accord within three years of his appointment. If he fails to abide by the terms of the agreement recorded in the service Roll the undersigned shall be well within his right to take disciplinary action under Section 29 of Police Act, 1961, and the provision laid down in the Punjab Police, Rules 1934.

Asstt: Inspector-General of Police,  
Telecommunications, N.W.F.P, Peshawar

NO. 996-1000 /Tele/OHC, Dated Peshawar, the 16-1-78

Copy to the:-

- 1) Inspector Telecommunications, H/Qrs: Peshawar.
- 2) S.R.C.
- 3) Accountant Telecommunications, Peshawar.
- 4) OHC/TELE NSR

(5) OHC/OB 92/78

Bashir.

Asstt: Inspector-General of Police  
Telecommunications, N.W.F.P., Peshawar

Khan

1-2-78  
10-1-78  
Village, A  
Peshawar  
Full

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436

Due to the establishment of a Computer Cell for the Computerised system of repair of Wireless Sets in Wireless Workshop Peshawar, the Post of One Head Constable is transferred from G.D Cadre to the Computer Cell WT Workshop Peshawar with effect from 1.7.1995. Constable Turab Khan No. 95 the I/C Computer Cell is hereby promoted as Head Constable against the above vacancy with effect from 1.7.1995 till further orders.

Annex A

Deputy Inspector General of Police,  
Telecommunications, NWFP, Peshawar.

No 1159-65 /Tele/OASI, Dated Peshawar the 12/7 195.

Copies forwarded for information and n/action to the:-

1. Acctt: General NWFP, Peshawar.
2. Acctt: /Tele Peshawar.
3. Inspector Tele Peshawar.
4. OI/C WT Workshop Peshawar.
5. GASI/Tele Peshawar.
6. SRC/Tele Peshawar.
7. OASI OB NO. 728 /95.

Deputy Inspector General of Police,  
Telecommunications, NWFP, Peshawar.

ATTESTED

Ammer "C"

CONFIRMED/OFFG: ASSTT: SUB INSPECTORS

S/No	Name	Distt:	Edu:	D.O.B	D.O.A	Trade	D.O. as HC	List "D"	D.O.P As Off: ASI	D.O. Conf: as ASI
1.	ASI Habib ur Rehman	Pesh	10 <sup>th</sup>	04.05.59	15.06.77	WT	01.02.01	20.02.15	01.09.16	
2.	ASI Abdul Wahid	MDN	10 <sup>th</sup>	01.05.59	18.06.77	WT	01.05.02	20.02.15	08.12.16	
3.	ASI Gula Jan	LKI	10 <sup>th</sup>	06.10.58	27.06.77	WT	01.05.02	20.02.15	01.04.17	
4.	ASI Zar Khan	Pesh	10 <sup>th</sup>	07.06.59	09.07.77	WT	01.05.02	20.02.15	01.02.17	
5.	ASI Bakhtiar Ali	CHD	10 <sup>th</sup>	26.05.59	23.07.77	WT	01.05.02	20.02.15	01.04.17	
6.	ASI Abdul Tawab	SBI	10 <sup>th</sup>	16.04.59	15.08.77	WT	01.05.02	20.02.15	01.02.17	
7.	ASI Fazal Islam	MDN	10 <sup>th</sup>	14.02.59	01.09.77	WT	01.05.02	20.02.15	01.04.17	
8.	ASI Rehman Shah	MDN	FA	21.06.59	05.11.77	WT	01.06.02	20.02.15	01.04.17	
9.	ASI Bakhtaj Khan	MDN	10 <sup>th</sup>	02.11.59	06.11.77	WT	01.06.02	27.08.15	01.04.17	
10.	ASI Sardar Bahadar	CHD	10 <sup>th</sup>	20.09.59	26.11.77	WT	01.06.02	27.08.15	01.04.17	
11.	ASI Shamsheer Khan	CHD	10 <sup>th</sup>	04.05.59	10.01.78	WT	01.06.02	27.08.15	01.04.17	
12.	ASI Fazle Qadem	SBI	10 <sup>th</sup>	05.03.60	16.10.79	RM	01.08.85	30.03.12	04.04.18	
13.	ASI Haroon Rashid	PESH	10 <sup>th</sup>	10.04.59	01.10.80	RM	01.02.03	30.03.12	04.04.18	
14.	ASI Muhammad Jiaz	CHD	10 <sup>th</sup>	15.05.65	01.06.83	RM	07.09.94	30.03.12	04.04.18	
15.	ASI Rohul Amin	NSR	10 <sup>th</sup>	13.03.63	01.08.83	RM	01.10.02	30.03.12	04.04.18	
16.	ASI Ziarat Gul	PESH	10 <sup>th</sup>	18.07.60	01.12.83	RM	01.04.96	30.03.12	04.04.18	
17.	ASI Muhammad Karim	CHD	10 <sup>th</sup>	03.03.65	02.05.84	RM	01.10.02	30.03.12	04.04.18	
18.	ASI Riaz Muhammad	SBI	10 <sup>th</sup>	29.03.68	03.04.85	RM	01.02.03	30.03.12	04.04.18	
19.	ASI Taj Ali Shah	MDN	FA	07.06.59	01.03.80	TP	01.02.84	23.04.12	04.04.18	
20.	ASI Abdul Wadood	PESH	10 <sup>th</sup>	22.01.62	01.03.80	TP	01.12.97	23.04.12	04.04.18	
21.	ASI Abdul Chaffar	DIK	10 <sup>th</sup>	10.04.62	01.09.81	TP	01.08.88	23.04.12	04.04.18	
22.	ASI Abdul Waris	SBI	10 <sup>th</sup>	05.02.65	01.06.83	TP	19.09.98	23.04.12	04.04.18	
23.	ASI Mohd. Riaz	PESH	BA	11.12.63	04.10.84	TP	01.05.94	23.04.12	04.04.18	
24.	ASI Liaqat Ali	NSR	10 <sup>th</sup>	12.05.59	18.01.78	WT	01.10.02	27.08.15	04.04.18	
25.	ASI Sher Afzal	MDN	10 <sup>th</sup>	21.01.59	04.02.78	WT	01.02.03	27.08.15	04.04.18	
26.	ASI Kifayat Ullah	MDN	10 <sup>th</sup>	21.10.59	04.02.78	WT	01.02.03	27.08.15	04.04.18	
27.	ASI Nadar Khan	DIK	10 <sup>th</sup>	29.02.59	08.02.78	WT	01.02.03	27.08.15	04.04.18	
28.	ASI Nabi Gul	CHD	10 <sup>th</sup>	11.10.59	08.03.78	WT	01.05.03	27.08.15	04.04.18	
29.	ASI Ghulam Habib	MDN	FA	01.01.60	15.03.78	WT	01.05.03	27.08.15	04.04.18	
30.	ASI Zahair Ullah	CHD	10 <sup>th</sup>	02.01.60	29.05.78	WT	18.12.03	27.08.15	04.04.18	
31.	ASI Shahid Khan	LKI	10 <sup>th</sup>	03.01.59	08.06.78	WT	18.12.03	27.08.15	04.04.18	
32.	ASI Saïd Mohsin	MDN	10 <sup>th</sup>	01.07.59	10.06.78	WT	19.04.05	27.08.15	04.04.18	

Deputy Inspector General of Pol

Swabi	23.11.61	01.12.80	W1	19.11.83	05.09.01	07.04.08	04.03.10	20.02.14
			GD	07.11.06	07.11.06	07.11.06	03.11.10	20.02.14

**HEAD CONSTABLES**

S/No	Names/ Rank	Distt:	Edu	D.O.B	D.O.A	Trade	Date of promotion list			D.O.P. offg: HC	D.O.C as HC
							A	B	C		
1.	HC/801 Pervaz Khan	Swabi	-	12.07.60	13.07.78	GD	-	-	-	01.04.85	01.04.87
2.	HC/716 Muhammad Ali	CHD	FA	11.11.58	01.03.80	FIT	15.10.83	18.10.83	19.10.83	25.10.83	01.07.97
3.	HC/115 Zahid Ali	CHD	5 <sup>th</sup>	02.10.62	01.10.80	FITT	06.08.85	07.08.85	08.08.85	01.09.85	01.07.97
4.	HC/ Turab Khan	Pesh:	10 <sup>th</sup>	28.02.59	15.01.78	RM	-	-	-	01.07.95	01.07.98
5.	HC/837 Jehangir Khan	CHD	9 <sup>th</sup>	21.10.61	07.01.81	FITT	06.08.85	07.08.85	08.08.85	01.02.95	12.01.02
6.	HC 890 Muhammad Ishaq	CHD	-	12.01.62	01.09.80	FITT	06.08.85	07.08.85	04.08.97	01.09.97	03.03.12
7.	HC/261 Bahadar Sher	Swabi	-	01.10.60	04.10.78	GD	-	-	-	01.01.98	20.02.14
8.	HC/128 Mumraiz Khan	SBI	-	23.07.63	23.07.81	FITT	06.08.85	07.08.85	04.08.97	01.06.02	20.02.14
9.	HC/237 Hamesh Gul	SBI	-	25.11.62	01.12.80	FITT	06.08.85	07.08.85	04.08.97	01.02.03	20.02.14
10.	Hc/782 Said Wali Shah	SBI	10 <sup>th</sup>	04.01.60	17.05.78	WT	17.08.83	24.04.01	05.05.04	19.04.05	20.02.14
11.	HC/273 Gul Bahadar	CHD	10 <sup>th</sup>	01.06.60	22.07.78	WT	17.08.83	24.04.01	05.05.04	19.04.05	20.02.14
12.	HC/469 Khani Zaman	MDN	BA	18.03.59	24.03.77	RM	09.12.91	05.07.95	18.04.96	12.12.05	20.02.14
13.	HC/ Allah Dawaia	DIK	10 <sup>th</sup>	02.04.59	26.10.78	WT	17.08.83	24.04.01	05.05.04	12.12.05	20.02.14
14.	HC/341 Inayat ullah	SBI	10 <sup>th</sup>	26.08.58	30.08.77	WT	17.08.83	24.04.01	05.05.04	08.02.07	20.02.14
15.	HC/787 Zaheer Uddin	MDN	10 <sup>th</sup>	10.10.60	02.11.78	WT	17.08.83	24.04.01	05.05.04	08.02.07	20.02.14
16.	HC/361 Mohd Nisar	SBI	10 <sup>th</sup>	11.10.60	19.11.78	WT	17.08.83	24.04.01	05.05.04	08.02.07	20.02.14
17.	HC/935 Hazir Ahmad	CHD	10 <sup>th</sup>	01.12.58	22.11.78	WT	17.08.83	24.04.01	05.05.04	08.02.07	20.02.14
18.	HC/122 Javed Iqbal	Pesh	6 <sup>th</sup>	11.07.59	13.07.81	DR	17.08.06	17.08.06	17.08.06	08.02.07	20.02.14
19.	HC/241 Shahid Ali	Pesh	7 <sup>th</sup>	15.01.62	01.10.80	GD	07.11.06	07.11.06	07.11.06	08.02.07	20.02.14
20.	HC/381 Shamin Khan	SBI	-	17.11.63	18.11.81	FITT	08.11.06	08.11.06	08.11.06	08.02.07	20.02.14
21.	HC/534 Mohd Buzurg	CHL	10 <sup>th</sup>	01.03.61	10.04.79	WT	17.08.83	05.09.01	07.11.06	27.02.08	20.02.14
22.	HC/168 Manzar Hussain	Pesh	10 <sup>th</sup>	15.10.60	01.02.82	RM	07.05.96	19.08.06	19.08.06	23.04.08	20.02.14
23.	HC/446 Habibullah	CHD	10 <sup>th</sup>	19.03.61	21.06.79	WT	17.08.83	05.09.01	07.11.06	12.08.08	20.02.14
24.	HC/558 Alam Zeb	CHD	10 <sup>th</sup>	29.04.62	01.06.80	FITT	08.11.06	08.11.06	08.11.06	12.08.08	20.02.14
25.	HC/753 Aman Ullah	DIK	10 <sup>th</sup>	01.04.70	11.07.89	RM	07.05.96	19.08.06	19.08.06	31.10.08	20.02.14
26.	HC/421 Akbar Ali Shah	MDN	FA	17.04.71	26.01.92	RM	07.05.96	19.08.06	19.08.06	31.10.08	20.02.14
27.	HC/389 Abdul Hakeem	CHD	10 <sup>th</sup>	02.06.59	16.01.78	WT	19.11.83	05.09.01	07.11.06	06.02.09	20.02.14
28.	HC/334 Fida Muhammad	Pesh	-	08.01.61	01.07.83	DR	17.08.06	17.08.06	17.08.06	14.07.09	20.02.14
29.	HC/8 Muhammad Zahid	CHD	10 <sup>th</sup>	01.03.73	29.01.96	FITT	-	-	-	28.01.10	20.02.14
30.	HC/934 Mukhtaj Khan	MDN	10 <sup>th</sup>	10.10.59	23.11.78	WT	19.11.83	05.09.01	07.04.08	04.03.10	20.02.14
31.	HC/20 Abdullah Jan	Swabi	-	23.11.61	01.12.80	GD	07.11.06	07.11.06	07.11.06	03.11.10	20.02.14

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HC/806 Mohd L.

WT 10/05/10 16/05/10 26/05/10

SENIORITY LIST OF RM CADRE OF POLICE TELECOMM: KHYBER PAKHTUNKHWA, PESHAWAR.

Sanctioned Strength:

SIs	ASIs	HCS	Const:
02	01	18	30


S. No.	Name/Rank	EDist:	Ednet:	D.O.B	T/ Convert	D.O.C	D.O.P. A	D.O.P. B	D.O.P. C	D.O.P. D	D.O. Conf: as ASI	D.O. Pro: List "E"	D.O.P. SI	D.O. Conf: as SI	D.O.P. as SI	D.O.C. ASI	D.O.P. Off:SI	Pro: List "E"	D.O.C. SI
7.	SI Sher Amun	SBI	10 <sup>th</sup>	01.11.54	RM	10.11.79	18.06.80	26.06.80	07.07.80	30.06.87	-	17.10.02	01.02.03	03.03.12	-	-	-	-	-
8.	SI Khalid Khan	MDN	BA	20.04.57	RM	24.09.81	01.10.83	02.10.83	04.10.83	01.06.94	-	26.11.11	22.02.12	-	-	-	-	-	-

S. No	Name/Rank	EDist:	Edo	D.O.B	D.O.A	T/ Convert	D.O.C	D.O.P.				D.O. Conf: as ASI	D.O. Pro: List "E"	D.O.P. IIC	D.O.HC a/cfg:	D.O.P. ASI	D.O.C. ASI	Pro: List "E"	D.O.P. Off:SI	D.O.C. SI	
								A	B	C	D										
1.	ASI Fazle Ghafoor	SBI	10 <sup>th</sup>	08.09.58	10.11.76	RM	10.11.79	18.06.80	26.06.80	07.07.80	30.06.87	-	17.10.02	01.02.03	03.03.12	-	-	-	-	-	-
2.	HC890 Shad Ali	MDN	10 <sup>th</sup>	20.05.58	24.09.78	RM	24.09.81	01.10.83	02.10.83	04.10.83	01.06.94	-	26.11.11	22.02.12	-	-	-	-	-	-	-
3.	HC584 Noor ul Amin	SBI	10 <sup>th</sup>	04.09.57	20.12.76	RM	20.12.79	01.10.83	02.10.83	04.10.83	01.06.94	-	26.11.11	22.02.12	-	-	-	-	-	-	-
4.	HC/ Mukhmil Khan	MDN	10 <sup>th</sup>	18.01.58	07.09.76	RM	-	26.11.83	27.11.83	28.11.83	23.04.01	-	26.11.11	22.02.12	-	-	-	-	-	-	-
5.	HC/ Muhammad Rafiq	CHD	10 <sup>th</sup>	02.01.57	18.11.76	RM	-	26.11.83	27.11.83	28.11.83	23.04.01	-	26.11.11	22.02.12	-	-	-	-	-	-	-
6.	HC870 Shafi ur Rehman	Peshawar	10 <sup>th</sup>	18.04.57	18.01.78	RM	18.01.81	17.08.85	17.08.85	17.08.85	23.04.01	-	26.11.11	22.02.12	-	-	-	-	-	-	-
7.	HC779 Muhammad Jehangir	CHL	10 <sup>th</sup>	06.09.56	14.10.79	RM	14.10.82	02.11.85	03.11.85	04.11.85	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
8.	HC620 Fazle Qadeem	SBI	10 <sup>th</sup>	05.03.60	16.10.79	RM	16.10.82	02.11.85	03.11.85	04.11.85	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
9.	HC172 Muhammad Shoeb	Peshawar	10 <sup>th</sup>	12.01.56	01.03.80	RM	01.03.83	18.06.89	18.06.89	19.06.89	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
10.	HC/ Muhammad Jjaz	CHD	10 <sup>th</sup>	15.05.65	01.06.83	RM	01.03.99	18.06.89	18.06.89	19.06.89	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
11.	HC/474 Turab Khan	Peshawar	10 <sup>th</sup>	28.07.59	15.01.78	RM	15.01.81	18.06.89	18.06.89	19.06.89	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
12.	HC781 Ziarat Gul	Peshawar	10 <sup>th</sup>	18.07.60	01.12.83	RM	01.09.00	18.06.89	18.06.89	19.06.89	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
13.	HC/ Rohul Amin	NSR	10 <sup>th</sup>	13.03.63	01.08.83	RM	01.09.01	30.12.89	26.06.95	04.04.96	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
14.	HC/ Muhammad Karim	CHD	10 <sup>th</sup>	03.03.65	02.05.84	RM	01.10.02	30.12.89	26.06.95	18.04.96	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
15.	HC766 Haroon Rashid	Peshawar	10 <sup>th</sup>	10.04.59	01.10.80	RM	01.10.83	30.12.89	05.07.95	18.04.96	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
16.	HC/ Riaz Muhammad	SBI	10 <sup>th</sup>	29.03.68	03.04.85	RM	01.09.00	09.12.91	05.07.95	18.04.96	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
17.	HC81 SK Raza Shah	BXU	10 <sup>th</sup>	17.08.70	22.10.88	RM	01.09.00	09.12.91	05.07.95	18.04.96	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
18.	HC/469 Khani Zaman	MDN	BA	18.03.59	24.03.77	RM	26.10.80	09.12.91	05.07.95	18.04.96	30.03.12	-	26.11.11	22.02.12	-	-	-	-	-	-	-
19.	HC/168 Manzoor Hussain	Peshawar	10 <sup>th</sup>	15.10.60	01.02.82	RM	27.03.07	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-
20.	HC753 Aman Ullah	DIK	10 <sup>th</sup>	01.04.70	11.07.89	RM	01.09.00	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-
21.	HC/421 Akbar Ali Shah	MDN	FA	17.04.71	26.01.92	RM	27.03.07	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-
22.	HC/690 Muhammad Fayyaz	BXU	10 <sup>th</sup>	11.09.73	05.08.92	RM	20.05.08	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-
23.	HC735 Amir Zaman	U/Dir	10 <sup>th</sup>	15.11.67	23.06.86	RM	-	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-
24.	C/921 Anjum Farooq	ABTD	10 <sup>th</sup>	02.06.69	23.06.87	RM	-	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-
25.	C/188 Muhammad Sardar	CHL	10 <sup>th</sup>	12.02.69	30.09.87	RM	-	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-
26.	C/ Essar Mahmood	MKD	10 <sup>th</sup>	26.03.74	19.02.94	RM	-	07.05.96	19.08.06	19.08.06	19.08.06	-	26.11.11	22.02.12	-	-	-	-	-	-	-

Annex "E"

TELECOMMUNICATIONS ORDER

Having been recommended by the Departmental promotion Committee in its meeting held on 25.04.2003 and duly approved by the competent authority HC /95 Turab Khan (RM) is hereby promoted to the rank of Offg: ASI with effect from 1.5.03 against the existing vacancy. Caused on retirement of ASI Faqir Muhammad from service with effect from 01.10.2002.

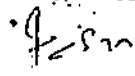
  
ASSTT. INSPECTOR GENERAL OF POLICE,  
TELECOMMUNICATIONS NWFP, PESHAWAR.

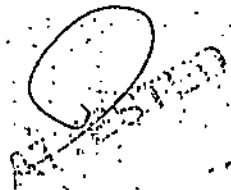
NO. 3793-97 /Tele/OSI dated Peshawar the 30-4 /2003.

Copies forwarded for information and N/action to the

1. Accts/General NWFP, Peshawar.
2. Accts/Tele Peshawar.
3. SRC/Tele Peshawar.
4. LSP/Tele NWFP Peshawar.
5. OSI/OB/NO. 72 /2003.

ASSTT. INSPECTOR GENERAL OF POLICE,  
TELECOMMUNICATIONS NWFP PESHAWAR.



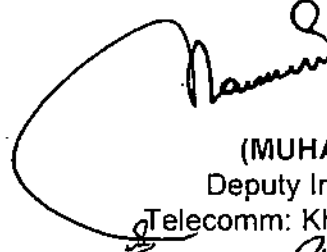


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ORDER

Annex "E"

In pursuance of the recommendation of departmental promotion committee vide minutes of meeting held on 04<sup>th</sup> April, 2018 duly approved by the competent authority, ASI Turab Khan presently serving at National Highway and Motorway Police (on deputation basis) since 2003, was promoted to the rank of ASI on out of turn promotion, hence is hereby reverted to his substantive rank as Head Constable.

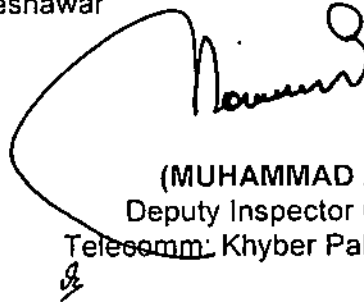


(MUHAMMAD ALI KHAN)PSP  
Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

No. 4286-4300 Tele/OASI, dated Peshawar the 9 14 2018.

Copies of the above are forwarded to following: -

- 1) Accountant General of Khyber-Pakhtunkhwa, Peshawar.
- 2) Inspector General of Police, National Highway & Motorway Police Islamabad.
- 3) Accountant Tele Peshawar.
- 4) SP/MT & Telecomm: Peshawar.
- 5) DSP/Telecomm: Peshawar.
- 6) Office superintendent Tele Peshawar.
- 7) Office superintendent MT Peshawar.
- 8) Establishment Clerk Tele Peshawar
- 9) GASI/Tele Peshawar.
- 10) ACR/Clerk Tele Peshawar.
- 11) SRC/Tele Peshawar.
- 12) Lines Officer Telecomm: Peshawar.
- 13) MTO Telecomm: Peshawar
- 14) OI/C WT Workshop Tele HQrs: Peshawar
- 15) OB/No. 126 /2018.



(MUHAMMAD ALI KHAN)PSP  
Deputy Inspector General of Police,  
Telecomm: Khyber Pakhtunkhwa, Peshawar.

STATEMENT SHOWING DISTRIBUTION OF SANCTIONED STRENGTH OF POLICE UNITS (EXECUTIVE STAFF) AS STOOD ON 01-07-2017

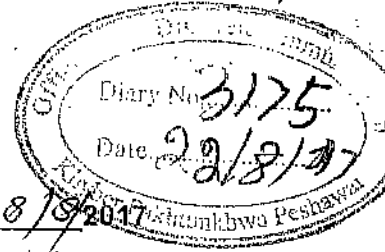
Districts/Units	IGP 22	Add: IGP 21	C.C.P.O 21	DIG 20	AIG 19	DPO/SSSP BPS-19	Chief Traffic Officer 19	AIG 18	SP BPS-18	Principle Joint PTC 18	Sr. Traffic Officer 18	OSD Legal 18	ASP 17	DSP 17	DSP Tele	DSP MT	DSP/Legal 17	Traffic Officer 17	Inspector 16	Inspector (Tele)	Inspector/Legal 16	Sr. Warden 16	Sis 14	Sis (Tele) 14	Sis/Legal 14	Driver Sis 14	Warden 14	ASIs 09	ASIs (Tele) 09	Driver ASI 09	Warden 09	ASI 09 for the wards of Shubardra	HCS 07	HCS (Tele) 07	Driver/HCS 07	Warden 07	Constable 05	Constable (Tele) 05	Driver/Constable 05	Comp. Operator/Constable 05	Warden 05/Jr. Patrolling Officer	Constable/Vehicle	Cook/Constable 05	Total	
Direction CPO	1	2	0	3	4	0	0	0	2	0	0	1	0	0	0	0	0	0	8	0	0	0	0	6	0	0	0	0	4	0	0	0	0	12	0	0	5	0	175	0	25	3	0	0	252
Directorat of Training	0	0	1	0	0	0	0	0	3	0	0	0	0	1	0	0	0	0	3	0	0	0	0	1	0	0	0	3	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	34	
Mardan Region	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	
Hazara Region	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	
Malakand Region	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	
Kohat Region	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	3	
Bannu Region	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1		
Dikhan Region	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1		
CCPO, Peshawar	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1		
CCPO, Inve: Pesh:	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	6408		
Special Branch	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	238		
CTD Police	0	0	1	0	3	0	1	6	0	0	0	0	0	0	41	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1140		
Elite Force Police	0	0	1	0	1	0	0	7	1	0	0	0	0	8	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2206		
AIG/Traffic Police	0	0	0	0	0	0	1	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	6645			
SP/Traffic Police	0	0	0	0	0	1	0	1	0	2	0	0	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	98			
Tele Police	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1867			
Campus Police	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	306			
Commandant FRP	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	364			
FRP Pesh: Range	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2369			
FRP Hazara Range	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1086			
FRP Swat Range	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	471			
FRP Kohat Range	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1171			
FRP Baran Range	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1140				
FRP D.I.Khan Range	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1907				
Commandt. PTC Hangu	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1457				
PTC Mansehra	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	454				
Director FSL Pesh:	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	67				
Elite P T C Nowshera	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	84				
BDU Peshawar	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	132			
Mini Total:	1	3	1	15	4	6	1	3	44	1	2	1	15	141	1	1	3	10	343	5	6	25	1455	37	13	5	29	1063	47	25	451	52	3564	280	142	38	21711	816	920	14	0	2	108	31404	





OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar

No. 11626-961A-3, Dated Peshawar 18/8/2017



To

1. The Additional Inspectors General of Police Special Branch & Elite Force Khyber Pakhtunkhwa Peshawar.
2. The Capital City Police Officer, Peshawar.
3. The Commandant Frontier Reserve Police Khyber Pakhtunkhwa Peshawar.
4. The Commandant Police Training College Hangu.
5. The Deputy Inspectors General of Police Training CPO, CTD, Traffic & Tele Communication Khyber Pakhtunkhwa, Peshawar.
6. All Regional Police Officers in Khyber Pakhtunkhwa.
7. All District Police Officers in Khyber Pakhtunkhwa.
8. The Commandant Campus Peace Corps University Campus Police Peshawar
9. The Senior Traffic Officers, Hazara Region Abbottabad & Malakand Region Swat.
10. The Principals Police Training Schools, PTC Swabi, PTC Malakand Swat, Explosive School Nowshera, Public Disorder & Riot Management Mardan, Traffic Management School Kohat, School of Investigation Hayatabad Peshawar & School of Intelligence Abbottabad.
11. The commandant Elite Police Training Centre Hakeemabad Nowshera.
12. The Deputy Superintendent of Police PQR Khyber Pakhtunkhwa, Peshawar
13. The Principal Police Training Centre Mansehra.

Subject: DISTRIBUTION OF SANCTIONED STRENGTH OF POLICE DEPARTMENT EXECUTIVE & MINISTERIAL STAFF) IN LAW & ORDER AS ON 01.07.2017

Memo:

The distribution statements of sanctioned strength of Khyber Pakhtunkhwa, Police (Executive & Ministerial Staff) as stood on 01.07.2017 of each District/Unit are sent herewith for necessary action and record.

2. The statement may please be checked carefully and variation if any may be reported to this office within a week time positively. It may also please be ensured that proper record on the prescribed Form 2.1 of Police Rules Vol - I, is maintained.

3. The receipt of this letter together with its enclosures may please be acknowledged, immediately.

(SABZALI KHAN)  
Budget Officer,  
For Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar

No. & date of even.

Copy of above alongwith its enclosures is forwarded for information and necessary action to:-

1. The Budget Officer-III Government of Khyber Pakhtunkhwa Finance Department Peshawar.
2. The Section Officer (Budget) & (Police-I & II) Government of Khyber Pakhtunkhwa Home & TA's Department Peshawar.
3. The Registrar CPO, Peshawar.
4. The PA's to Additional IGP HQrs: DIG/HQrs: DIG/Finance CPO, Peshawar.
5. The Superintendents Secret, Establishment (E-I, E-II, E-III, E-IV, E-V) Training, Operations, Procurement & Carrier Branch CPO Peshawar.
6. The Accountant CPO Peshawar.
7. The Accountant Welfare CPO Peshawar.

(SABZALI KHAN)

SP/Tele  
SP/MT  
Dy Dir/Tech  
DSP/MT  
DSP/Tele  
OS/Tele  
PA/  
PSO/  
Acctt/Tele ✓  
SP/Tele  
O Tele  
E/L Tech/Tele  
ACR/Clerk Tele  
GSI/Tele

DIG/Tele



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar

No. SI/2262-2312/16, Dated Peshawar the 21/03/2016.

To All Heads of Police offices  
in Khyber Pakhtunkhwa.

Subject: **ORDER**

It is submitted that the appellants namely Muhammad Ijaz, Muhammad Tariq, Fazl-ur-Rahman, Hamayun Khan, Nizar Muhammad and Shabir Ahmad (Computer Operator), while serving as ASIs/SI in Investigation CPO, were reverted to their substantive rank of Constables by the then Addl. IGP/Investigation Khyber Pakhtunkhwa Peshawar vide order dated 29.01.2014 because it was found that they have not undergone the basic promotion courses i.e lower intermediate and were promoted in violation of rules

The above mentioned officers filed Service Appeal No. 561, 562, 563, 537, 715 & 538/2014 respectively, which were vide consolidated judgement 16.11.2015 as referred to above. The relevant para of the judgement review as follows:-

*"This cannot be disputed that the Crimes Branch is part and parcel of the Khyber Pakhtunkhwa police, being regulated by its rules for the purpose of promotion and maintaining the seniority list. Evidently this aspect of the matter was lost sight by the concerned officers who passed the promotion orders. Irony of the issue is that the appellant has served on the promoted post for sufficient time in the course of which they also received emoluments but nobody took notice of the same. This being so it would be also irony if the impugned cancellation order are found based on whims, likes and dislikes and pick and choose as alleged by the appellants that HC Shafiqullah and Mujahid Hussain were left untouched. Since departmental appeal of the appellant has also not been responded, therefore, the Tribunal of the considered view that further indulgence by the Tribunal at this stage may cause further complications. Hence the appeal is remitted to the appellate authority with the direction to examine appeals of the appellants and decide the same strictly on merits without any discrimination"*

Meeting of the Appeal/Review Board was held on 02.03.2016, and the appellants were heard in person. The cases were perused; lists obtained from Addl. IGP/Investigation, Khyber Pakhtunkhwa Peshawar was also perused/examined by the board. The Board decided that all promotions in the Investigation Wing/Computer Section as well as other Units have been done against law and rules. Therefore, the cases of these Constables may be filed with the recommendation that all such promotions in the light of the Supreme Court of Pakistan decision on out of turn promotions be cancelled.

This order is passed in the light of judgement of Service Tribunal Khyber Pakhtunkhwa Peshawar that all promotions in the Investigation Wing, SIs, ASIs, HCs & Constables as well as other Units of Police have been done against law and rules may be set aside/cancelled. All such promotions in the light of the Supreme Court of Pakistan decision on out of turn promotions may also be cancelled.

This order is issued with approval by the Competent Authority.

(MUHAMMAD ALAM SHINWARD)  
DIG/HQs.

For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

SP/MT  
Dy Dir/Tech  
DSP/MT  
DSP/Tele  
OS/Tele  
PA/  
PSO/  
Acctt/Tele  
SRC/Tele  
OASI/Tele  
E/Branci/Tele  
ACR/Clerk Tele  
GSI/Tele

DIG/Tele

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1134/2018

Turab Khan.....Appellant

Versus

PPO KPK, Peshawar and others.....Respondents

**REJOINDER ON BEHALF OF APPELLANT IN RESPONSE TO REPLY FILED BY RESPONDENTS.**

Respectfully Sheweth,

**Preliminary Objections:**

Preliminary objections raised by answering respondents are erroneous and frivolous. The appeal is based on material facts and is maintainable in its present form. All the necessary parties have been arrayed in the panel of Respondents. Estoppel does not run against the law. The appellant has strong cause of action to file the instant service appeal. There is no concealment of fact in the instant appeal.

**Facts:**

1. It is submitted that after appointment against the post of (Wireless Operator) appellant received computer training courses and he has been performing duties as a qualified Computer Operator.
2. Incorrect hence vehemently denied. It is averred that due to establishment of the Computer Cell in the Police Force appellant having the requisite qualification was duly promoted against the post of Head Constable. He served the concerned Cell with full Zeal and zest in the same capacity.
3. Delusional hence denied. Request was made by the AIG/ Telecommunication, Khyber Pakhtunkhwa for creation of one post of ASI (Computer Operator) in the concerned Cell which was duly forwarded and accordingly the Provincial Government allowed the same and the appellant was promoted against the post of ASI on the basis of requisite qualification. Furthermore, at the time of promotion of the appellant in the concerned

Computer Cell, no such condition of mentioned courses was mandatory rather it has only been mentioned for the sole purpose of misguiding the Hon'able Tribunal.

4. Incorrect hence denied. The promotion of appellant was not an out of turn promotion rather he was promoted according to law. It is significant to submit here that a proper Seniority List was maintained in the Computer Cell wherein appellant was placed at Serial No.1 and on the basis of same, appellant was recommended for promotion against the post of ASI. Moreover, it would not be out of place to submit here that appellant was inducted in the Police Force as a Constable Wireless Operator way back in the year 1978 and he has rendered services for more than 40 years to the Department out of which he served the Computer Cell for more than 15 years. This fact also cannot be denied that had the appellant not been served in the Computer Cell he would have been promoted against the present post of ASI rather the batch-man of the appellant have thrice been promoted to the next higher grades.
  
- 5-7. Incorrect hence denied. The Department misinterpreted the judgment of the Apex Court. Every case has its own facts and merits. The answering Respondents have imposed upon appellant a major penalty in the shape of so called out of turn promotion without providing a fair opportunity of hearing him in person.

**Grounds:**

- A&B. Incorrect hence denied. No out of turn promotion was given to appellant and upon proper recommendations he was promoted as Head Constable, ASI.
  
- C. Incorrect. Being senior-most in the Computer Cell, appellant was duly promoted to the rank of ASI after observing all the codal formalities.
  
- D. Incorrect. Mere repetition is nothing until and unless solid grounds are provided. It is submitted that after long fifteen years the Department deprived appellant from his lawful right of promotion upon the so called pretext of "out of turn promotion."
  
- E-F. Incorrect. The answering Respondents have again failed to submit a proper reply. Numerous promotions are granted to the general cadre Police personnel whereas the appellant was deprived from the already granted

promotion which is against the norms of justice. Appellant complied the order of the high-ups and performed his duties in the Computer Cell for a long period.

- G. Not admitted hence denied. After performing 40 years satisfactory service to the Department and even appellant is at verge of his retirement when was imposed upon major penalty without serving proper Show Cause Notice and conducting enquiry.
- H. Needs no rejoinder.

It is, therefore, humbly prayed that the reply of answering Respondents may graciously be rejected and the appeal as prayed for may graciously be accepted with costs.

Through

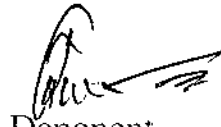
Appellant

  
Khaled Rahman  
Advocate, Peshawar

Dated: 03/01/2019

Verification

Verified that the contents of this rejoinder are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

  
Deponent

## BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Khyber Pakhtunkhwa  
Service TribunalService Appeal No. 1134 /2018Diary No. 81Dated 15-1-2019Put up to the court  
with voluntary appeal.

Turab Khan.....Applicant/Appellant.

Versus

The Provincial Police Officer and another.....Respondents

**Application for initiating appropriate proceedings against Respondents for flouting the order of the Hon'ble Tribunal.**

Respectfully Sheweth,

1. That the above titled service appeal is pending before this Hon'ble Tribunal wherein the next date of hearing is 01.02.2019.
2. That this Hon'ble Tribunal has through an interim order dated 03.12.2018 (**Annex:-A**) suspended the operation of the impugned order in the case but inspite of the same vide order dated 01.01.2019 (**Annex:-B**) issued by Respondent No.2, appellant has been adjusted as Head Constable instead of ASI as the order of demotion has been suspended by the Hon'ble' tribunal.
3. That due to the reasons stated above the Respondents No.2 is guilty of the contempt of the lawful orders passed by the Hon'ble Tribunal and are accordingly liable to penalty under the law.

It is, therefore, humbly prayed that on acceptance of this application, appropriate proceedings for the contempt of the orders of the Hon'ble Tribunal may graciously be initiated against Respondents and they be punished accordingly.

Through

Applicant

Khaled Rahman,  
Advocate, Peshawar.

Dated: 1/12/2019

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Service Appeal No. 1134 /2018**

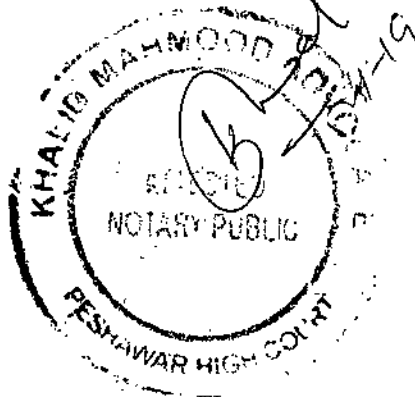
Turab Khan.....Applicant/Appellant.

Versus

The Provincial Police Officer and another.....Respondents

**Affidavit**

I, Khaled Rahman, Advocate, as per instructions of my client, do hereby 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 Hon'ble Tribunal.



Deponent

A large, stylized handwritten signature in black ink, written over the word "Deponent".

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

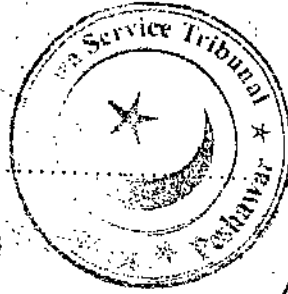
Service Appeal No. 1134/2018

Khyber Pakhtunkhwa  
Service Tribunal

Case No. 1426

Date 11-9-2018

Mr. Turab Khan,  
Patrolling Officer,  
National Highways & Motorways Police,  
Beat-3, Kaamra (North-1)



Appellant

Versus

*Anwar A*  
- 3

1. The Provincial Police Officer  
Khyber Pakhtunkhwa, Peshawar.

2. The Deputy Inspector General of Police  
Telecommunication, Khyber Pakhtunkhwa,  
Peshawar

Respondents

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ORIGINAL ORDER DATED 09.04.2018 PASSED BY RESPONDENT NO.2 WHEREBY THE APPELLANT WAS REVERTED TO THE RANK OF HEAD CONSTABLE IN VIOLATION OF THE LAW AGAINST WHICH APPELLANT PREFERRED A DEPARTMENTAL REPRESENTATION ON 16.04.2018 TO RESPONDENT NO.1 BUT THE SAME WAS REGRETTEED ON 09.07.2018 AND COMMUNICATED TO THE APPELLANT ON 03.09.2018.

PRAYER:

On acceptance of the instant appeal, the impugned original order dated 09.04.2018 and the appellate order dated 09.07.2018 communicated on 03.09.2018 may kindly be brushed aside and appellant be restored to his rank of ASI w.e.f. 09.04.2018 with all consequential benefits with any relief as deemed appropriate

in the circumstances of the case.

Respectfully Sheweth,

Facts giving rise to the present appeal are as under:-

*ALL*

ATTESTED

*[Signature]*  
REGISTRAR  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

*[Signature]*  
Registrar

11/9/18





- 4

03.12.2018

Appellant alongwith his counsel present Mr. Misal Khan, Supdt alongwith Mr. Kabirullah Khattak, Addl. AG for respondents present.

The representative of the respondents seeks further time for submission of reply. On the other hand, the learned counsel for appellant states that in the order on application, accompanying the appeal, for suspension of impugned orders dated 09.04.2018 and 09.07.2018 the respondents were put on notice for today. Besides, the appellant is going to superannuate and retire on 28.02.2019.

Due to absence of reply/comments by the respondents learned Addl. AG is at loss in contesting the application.

In the circumstances, the operation of impugned orders noted here-in-before is suspended till next date of hearing. Adjourned for 18.12.2018 for reply and arguments on the application.

Chairman

Certified to be true copy

Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of Application \_\_\_\_\_  
 Number of Words \_\_\_\_\_  
 Copying Fee \_\_\_\_\_  
 Urgent \_\_\_\_\_  
 Total \_\_\_\_\_  
 Name of Copyist \_\_\_\_\_  
 Date of Completion of Copy 27-12-18  
 Date of Delivery of Copy 27-12-18

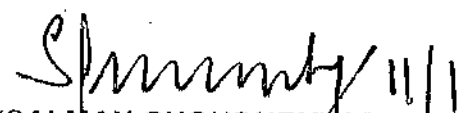
AGQ

ORDER

Annex "B" 5

In pursuance of the CPO Peshawar Order No.2650/E-III, dated 12.12.2018, PO Turab Khan No.95/P of Telecommunication Khyber Pakhtunkhwa Peshawar presently serving in NH & MP Islamabad is hereby repatriated to his parent unit Telecommunication KP, Peshawar.

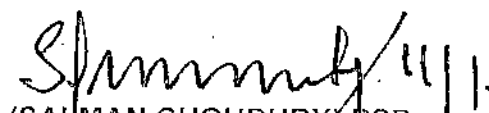
The official concerned is hereby adjusted as Head Constable in Telecommunication unit and reported at Tele HQrs: Peshawar on 08.01.2019 allotted Belt No.913 and posted at Tele HQrs: Peshawar with immediate effect.

  
(SALMAN CHOUDHRY) PSP  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

No. 617-26 /Tele/OASI, dated Peshawar the 11 / 01 / 2019.

Copies forwarded for information and necessary action to the: -

1. Accountant General of Khyber Pakhtunkhwa Peshawar.
2. AIG/Establishment CPO Peshawar w/r to quoted above.
3. SP Motor Transport, KP, Peshawar.
4. DSP/Telecomm: Peshawar.
5. Office Superintendent Tele.
6. Accountant Tele Peshawar.
7. GASI/Tele Peshawar.
8. SRC/Tele Peshawar.
9. ✓ Line Officer Tele Peshawar.
10. OB No. 28 2019.

  
(SALMAN CHOUDHRY) PSP  
Deputy Inspector General of Police,  
Telecommunications, Khyber Pakhtunkhwa,  
Peshawar.

A49