FORM OF ORDER SHEET

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S.No. Date of order proceedings 1 2 3 1- 29/08/2023 The appeal of Mr. Gul Zaman is re-submitted today by Mr. Mir Zaman Safi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 3 -09-23. By the order of Chairman AREGISTRAR	7.		Appeal No	1734/2023			
The appeal of Mr. Gul Zaman is re-submitted today by Mr. Mir Zaman Safi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 31-09-23. By the order of Chairman AREGISTRAR	S.No.		Order or other	proceedings with signature of j	udge		
today by Mr. Mir Zaman Safi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 3]-09-23. By the order of Chairman REGISTRAR		2		3	ı	•	
preliminary hearing before Single Bench at Peshawar on 31-09-23 By the order of Chairman REGISTRAR	1-	29/08/202	The	e appeal of Mr. Gul	 Zaman	is re-submitt	ed
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The appeal submitted by Mr. Mir Zaman Safi Advocate today i.e. on 15.08.2023 is incomplete on the following score which is returned to him for completion and resubmission within 15 days.

1. Departmental appeal of the appellant and its rejection order is not part the appeal which may be placed on it.

2. The documents that are to be provided must be legible.

No. 3.66 /S.T.

Dt. 18-08 /2023

) Mul 18/8/2023

REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR

Mir Zaman Safi High Court Peshawar.

() }ir,

Re-Submitted after compliance.

24.08.2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 734/2023

GUL ZAMAN

· VS

POLICE DEPTT:

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9	Revision petition	F	20.
10	Appellate order dated 12.06.2023	G	21.
11	Wakalat nama	*******	22.

APPELIANT

THROUGH: M

MIR ZAMAN SAFI

ADVOCATE

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

APPEAL NO. 1734/2023

VERSUS

- 1- The Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
- 2- The Commandant, FRP Khyber Pakhtunkhwa, Peshawar.
- 3- The Superintendant of Police, FRP Bannu Range, District Bannu.

 RESPONDENTS

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED APPELLATE ORDER DATED 12.06.2023 WHEREBY THE MAJOR PENALTY OF DISMISSAL FROM SERVICE HAS BEEN CONVERTED INTO COMPULSORY RETIREMENT.

PRAYER:

That on acceptance of this appeal the impugned orders dated 01.08.2022, 20.09.2022 and 12.06.2023 may very kindly be set aside and the appellant be re-instated into service with all back benefits. Any other relief which this august Tribunal deems appropriate may also granted in favor of the appellant.

R/SHEWETH: ON FACTS:

- 1- That the appellant was the employee of Police Department and was serving as Constable No.6727 at FRP Range, Bannu quite efficiently and upto the entire satisfaction of his superiors.

- 4- That the appellant performed his duties throughout Khyber Pakhtunkhwa in hard areas efficiently and with all zeal and zest. That the officials concerned marked the appellant as absent from duty w.e.f 21.01.2022 to 13.04.2022 and w.e.f 26.04.2022 till the date of dismissal while the appellant regularly performed his duty and never been absented during the said period for a single day.
- 5- That astonishingly the respondent No.3 issued the order dated 01.08.2022 whereby major penalty of dismissal from service was imposed upon the appellant against which the appellant preferred departmental appeal before the respondent No.2 which was rejected vide order dated '20.09.2022. Copy of the dismissal order dated 01.08.2022 is attached as annexure.
- 6- That the appellant preferred 11/A petition before the respondent No.1 for setting aside the impugned dismissal order and appellate order but he has taken lenient view on the same and penalty of dismissal from service has been converted into major penalty of compulsory retirement vide impugned order dated 12.06.2023. Copy of the impugned order dated 12.06.2023 is attached as annexure.
- 7- That the appellant feeling aggrieved and having no other remedy but to file the instant service appeal on the following grounds amongst the others.

GROUNDS:

- A- That the impugned orders dated 01.08.2022, 20.09.2022 and 12.06.2023 are against the law, facts, norms of natural justice and materials on the record, hence not tenable and liable to be set aside.
- B- That the appellant has not been treated by the respondents in accordance with law and rules on the subject noted above and as such the respondents violated Article-4 and 25 of the Constitution of Islamic Republic of Pakistan, 1973.
- C- That the respondent department acted in arbitrary and malafide manner while issuing the impugned orders dated 01.08.2022, 20.09.2022 and 12.06.2023 which are not tenable in the eye of law and liable to be set aside.

- D- That no regular inquiry has been conducted in the matter which is necessary as per law and judgment of the Apex Court before taking punitive action against a civil servant.
- E- That no final show notice has been served upon the appellant before issuing the impugned orders dated 01.08.2022, 20.09.2022 and 12.06.2023.
- F- That no chance of personal hearing/defence has been provided to the appellant before issuing the impugned orders dated 01.08.2022, 20.09.2022 and 12.06.2023.
- G- That the allegation of absence leveled against the appellant are baseless and the appellant has never been absented from his lawful duty during the period mentioned in the impugned appellate order.
- H-That the appellant has served his duty at the far flung and hard areas of Khyber Pakhtunkhwa with devotion and honesty and never committed any illegality during his entire service but despite that the respondent department declared the appellant guilty of the above mentioned baseless allegations.
- I- That the appellant fully performed his duties during the period mentioned in the impugned orders but on the basis of personal grudges and malafide intention the Moharrir concerned marked the appellant as absent from duty.
- J- That statement of the responsible officials has not been recorded by the authorities and as such no chance of cross examination has been provided to the appellant before issuing the impugned orders dated 01.08.2022, 20.09.2022 and 12.06.2023.
- K-That the appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

APPELLANT

GUL ZAMAN

THROUGH: 1// ///
MIR ZAMANSAF

ADVOCATE

<u>CERTIFICATE:</u>

It is, certified that no other earlier appeal was filed between the parties.

DEPONENT

LIST OF BOOKS:

- 1- CONSTITUTION OF PAKISTAN, 1973
- 2- SERVICES LAWS BOOKS
- 3- ANY OTHER CASE LAW AS PER NEED

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

C.M. No	•	•	_/2023
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APPEAL NO.	· · ·		/2023

GUL ZAMAN

VS

POLICE DEPTT:

APPLICATION FOR CONDONATION OF DELAY IN FILING THE ABOVE NOTED APPEAL

R.SHEWETH:

- 1- That the appellant has filed an appeal along with this application in which no date has been fixed so for.
- 2-. That the appellant prays for the condonation of delay in filing the above noted appeal inter alia on the following grounds:

GROUNDS OF APPLICATION:

- A- That the applicant is belonging to the backward area of Lakki Marwat and was un-aware from the limitation for filing service appeal.
- B- That valuable rights of the appellant are involved in the case hence the appeal deserve to decide on merit.
- C- That it has been the consistent view of the Superior Courts that cases should be decided on merit rather on technicalities including the limitation. The same is reported in 2002 PLC C.S 1388, 2004 PLC (CS) 1014 and 2003 PLC (CS) 76:

It is, therefore, prayed that on acceptance of this application the delay in filing the above noted appeal may please be condoned.

APPELLANT

THROUGH:

MIR ZAMAN SAFI

ADVOCATE

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

APPEAL NO. /2023

GUL ZAMAN

VS

POLICE DEPTT:

AFFIDAVIT

I Mir Zaman Safi, Advocate High Court, Peshawar on the instructions and on behalf of my client do hereby solemnly affirm and declare that the contents of this service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

MIR ZAMAN SAFI
Advocate
High Court, Peshawar



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CHARGE SHEET

I, Kifayat Ullah Khan Wazir, Superintendent of Police FRP, Bannu as competent authority, hereby charge you Constable Gul Zaman No. 6727 for the purpose departmental enquiry proceedings as follows.

- Reportedly to have left the duty station on your own option without any lawful justification, besides misguided the other force members to do the same, which directly affects the performance of other force members
 - That you Constable Gul Zaman No. 6727 absented yourself from lawful duty without any sanctioned leave or prior permission of the competent authority w.e.from 26-07-2018 to 31-07-2018 Police Station Kulachi District DI Khan.
 - Habitual absentee and previous absence period was made out for (67) days.
 - Such act on your part is against service discipline and amounts gross misconduct/ negligence in duty.
- By reason of the above you appear to be guilty of misconduct under the Police Rules 1975 (As amended vide_Khyber_Pukhtunkhwa gazette Notification, No.27th of August 2014) and have rendered yourself liable to all or any of the penalties specified in the said rules.
- You are therefore, directed to submit your defense within 07 days of the receipt of this Charge Sheet to the enquiry officer.
- Your written defense, if any, should reach to the Enquiry Officer within the specified period, failing which, it shall be presumed that you have no defense to put in and in that case ex-parte action shall be taken-against

You are directed to intimate whether you desire to be heard in person

A statement of allegation is enclosed.

(KIFAYAT ULLAH KHAN WAZIR), PSP. Superintendent of Police,

FRP, Bannu

STATEMENT OF ALLEGATIONS

(14)

I, <u>Kifayat Ullah Khan Wazir</u> Superintendent of Police FRP, Bannu as competent authority, to initiate departmental proceedings against Constable <u>Gul Zaman</u> No. 6727, who has rendered himself liable to be proceeded against as he has committed the following misconduct within the meaning of Police Rules (As amended vide Khyber Pakhtunkhwa gazette Notification, No.27th of August 2014).

SUMMARY OF ALLEGATIONS

- > Reportedly to have left the duty station on your own option without any lawful justification, besides misguided the other force members to do the same, which directly affects the performance of other force members
- > That you Constable <u>Gul Zaman</u> No. 6727 absented yourself from lawful duty without any sanctioned leave or prior permission of the competent authority w.e.from 26-07-2018 to 31-07-2018 Police Station Kulachi District DI Khan.
- > Habitual absentee and previous absence period was made out for (67) days.
- > Such act on your part is against service discipline and amounts gross misconduct/ negligence in duty
- 1. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations <u>DSP Nisar Muhammad Khan FRP Bannu</u> is appointed as Enquiry Officer.
- 2. The Enquiry Officer shall provide reasonable opportunity of hearing to the accused, record statements etc. and findings within the targeted days after the receipt of this order.

-The accused shall join the proceedings on the date, time and place fixed by the

Enquiry Officer. :

KIRAYAT ULLAH KHAN WAZIR) PSP, Superintendent of Police,

FRP, Bannu

. A day

No. 7-301-02

Dated: 29 /10/2018

Copy to:

- 1: The Enquiry Officer
- 2. The Accused Officer/Official.

D - 13

بخدمت جناب الیس پی ایف آر پی صاحب بنول ریجن بنول -عنوان <u>درخواست در باره همدردانه څور</u> -

جِنابِ عالى!

بران وی کاری کاری (Withdraw) کے نواز اول اور متد روسا کے طاقت

26/2-/019 21

قَ لُولَى كَارُوالُ لَي سِ لَا كُرِما حَتْ يُرُورِي كَا بُوتِ رِيلَ

العارض

سائل. كانشيبل گل زيان نمبر 6727/FRP بلاتون نمبر 143 متعينه تقانه نا وَن شپ بنول -

موبائل نمبر: 9709308-0316



أشترالوا:

بخدمت جناب GP إصاحب خبير بحثو نخواه إلى ليس بيثاور

و تھی انسانیت کے نامطے انسانی ہمدر دی وازبار مشتی ایک قوانین طے شدہ پالیسی کے تحت انساف ولائے جائے

جال عالي أ

ب مُوالْ الشَّقُولُ فَوْلُو سَمْتُ كَاعْدَاتَ مِنْ لَ ذِيلٌ كُرَارِ شَاتَ عُرْضَ كَرِناهِ إِمَّا بِهِ

2 بسیر کر افعان نے دالصاف کے الفاض استسلمانی ٹی ٹوٹ افسال کئیندر میں دیتا ہے کہ دیکی انسانیت کی خدمت کر داادر ان کر حاکر ساجات کو ہیرا گر نااسلام کاادلیل توبیہ ہے۔ اور حدیث شریق ہے کہ جس افسر کاائیٹ مائند کی ترس نہ دوائن کاایمان تطریبے ہیں ہے۔ کس پانچوں پر جگہ زیر بولیا ہے۔ اور مقصد سرگی جا کر دنا جا کر دولت تھے کر زاآرج کل مقدر گروا اگراہ ۔۔۔

اراء رياد

میری به قسر ری کور اظرار که کر سلکه قوالو شیت کاغذات کی دوشق شی این اعلی ترین درج مقل سلم کی دوسته سوج تر ماکرآ نالب والا سی سائل کو الب کرتے میری فریاد نے کے بعد میرے ضبط شدہ شخواتیں نوال کرنے محکمہ FRP پولیس میں پرکالی قوی تھاری ش انسان کی شکل میں مجینے میں ادر علم کی شخیر جو محکمہ کے ماتحت تول کی شربہ، وعاجزی نامائز قائد وافحا کر جو نامائز دولت ان سیرل بیزان کے منطق قانون نقاشوں کی دولت ان سیرل بیزان کے منطق قانونی نقاشوں کی دولت کا دوالی عملے تاور اسمان فران وار میں محاف فر ما یا جائے کہ اللہ پاک نے در سیفز میں کر میں تھے بر منطق مسلم در میں کی اند پاک نے در سیفز میں کہ کری تھے جو منطق میں معافر میون کی مانا تا دو اسمان فران در کر توا میں اور جر شخص کو ایک کے جائز معتوق کی خواظت کی اور تا ہے۔

عملیت اولانگستان او از ۱۵۰۵ مارگ مور خور (7020 م (7-97

> **مگانان تان** سائل کا مشیل گل زمان FRP 6727 لد گل**کرما**ن سکند ناور نشل شکی تصبیل و تھانہ کئی سروت

> > 0316-9709308: デザナ

عاج 1.120j-7285218-j-برائير: (-1120j-7285218

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بخدمت جناب IGP صاحب خیبر پختونخواہ، بیثاور عنوان: 12 سالہ عزم ، محنت ، انسان کے لئے کام فوٹوسٹیٹ کاغذات کی روشن میں

(17)

جناب عالى!

1) 1 اکتوبر 2009ء سے تھانہ لائن چوکی دفتر FRP میں جو بھی پیسے بٹورنے آیا ہے میں نے گریبان سے پکڑا ہے باپ کا تھانہ یا لائن بنے نہیں دیا ۔ ۔اللّٰد کی دی ہوئی حکمت اور ایما تَداری سے بیٹوت غیر حاضری اور رپورٹوں میں درج ہے وہ خود پیش کر یکا میر سے خلان۔

2) 26 بولائی 2018 سے ترین درخواشیں DIK Bannu / SP's FRP DPO/DIK کانڈٹ ایف آرپی، جبسے میں نے تریز کی درخواشیں دی ہے۔ کانڈٹ ایف آرپی، آئی جی پی صاحب خیبر پختو نخواہ پیٹا ور سیٹیز ن پورٹل پرشکایت کی ہے، جب سے میں نے تریز کی درخواشیں دی ہے۔ ایس پی ۔ ایف آرپی متم اذیتی تکلیفیں دیتی ہے آج تک انہی کوالیما نداری کی ضرورت نہیں ہے۔ تا جائز دولت جمع کرنے کی ہے قانو فی تقاضوں کی رو سے کارروائی عمل میں لائی جائے۔

ىيىن نوازش ہوگى مورخە:7جولائى2021ء

العارض

كانتيكياً كل زمان بليث بُر 6727 FRPريَّج بنول شلع تخصيل وتعانه كي مروت

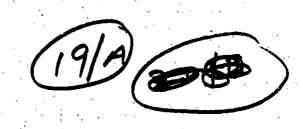
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رابط نبر 9709308-0316

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این در جناب کا الم سع مساحب ۱۹۹ خبیر بختو نخو اه لیشاور عنوان در درف دست بعراد محالی سروس

نزارش، سيراً. سائل مود كالجرق عثود بيد اور اين دريي منايت خوش اسر اور ایساندادی سے اخا دے ساتھا اور این ڈیوٹ کے متعلق امنران بالاصامیان کو کسی مسم السَّعَايِت مَا وَفِي فَرِاع اللَّهِ مِن إِلَا مِع مِنْهُم إِنِي وَجُوعُ إِيما مُوارِي عِلْمَ وَعَر راحمًا تقاس مَ وج سے دفتری سٹات اور عمررونا أب اررماسا فالما طرف سے حالا ماف برسدان ١١، اومیت كاستمار عمّا مدائل في مستل يد ول كلي ابن انسران الاجداميان عد متعلق سراف كا متعلق شكايت كا - دوالل غراسيا مسل كرود ب اسران رالامامان كو برفورم بركيليل عي كرنى ديدًا سائل كَي أَسِي برهي برسي من الله وج س سائل كساعة معلعة من مراس عالم فاع عناد عترف يون اور بلاج سانل كو منك كورن كد شيس المروا كردن ألى . سانل كَد ويولاً كَا اعْلَادِي عن بلاعمُوعْ برمام ركره با أبا اور سازال حامرة أر سرولوا ما في وششن عَمَا الْمِينَ عِمَا ثُولَ مَا صَرَى مِنْ رَائِي قَفَى مَا زُل كَهُ صَلَامًا اللَّهِ الْمِنْ اللَّهِ عَلَا مِن اللَّهِ عَلَى اللَّهُ عَلَى اللّهُ عَلَى اللَّهُ عَلَى اللّهُ عَلَّهُ عَلَّهُ عَلَّهُ عَلَّهُ عَلَّهُ عَلَّا عَلَّا عَلَّهُ عَلَّهُ عَلَى اللّهُ عَلَّهُ عَلَّهُ عَلَّهُ عَلَّهُ عَلَّهُ عَلَّهُ عَلَّهُ صامياتے بعوالم 126 مه ١٩٥٥ وورخ 22-01-10 ك علمه براسے برخاست كرديا آيا.

چدنکه سائل ایس استانی عرب گرن سے تعلق رمعتام و کری علاوه دیگر کوئ معاملًا في تحرى ساى دم دارى سائلات كمنحود بري سائلاب آداه عه.

المِمْ أي مداسبات وزريع درضواست المدور ماسمية، مدائل كي درج رال لابران اور ع تُمَاع كد م نظر ركعة بين دوياده إن دين برج ال ترف و العالمات ومادر مره أكر مسك خرما مين اسال اور اسداخاندان آي ماميان که بدند اسيال كيا دعا كريني مين لوارمتوا متوي

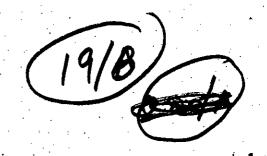
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آبيكا تا يع مع معابية كنستين سكارتمان ضر 127 كا ۴۶۴ میون دینیج ارمر ڈل اٹار

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Dien det

Superintendent of Police FRP, Hannu



ORDER

This order will dispose of the departmental appeal preferred by Exconstable Gul Zaman No. 6727 of FRP Bannu Range, against the order of SP FRP Bannu Range; Bannu, issued vide OB No. 426, dated 01.08.2022, wherein he was

awarded major punishment of dismissal from service.

Brief facts of the case are that the applicant was proceeded against on the allegations that he remained absent from lawful duty with effect from 21.01.2022 to 13.04 2022 for the period of 82 days, and again absented himself with effect from 26.04.2022 till the date of dismissal from service for period of 03 months & 05 days, without any leave or prior permission of the competent authority.

In this regard, he was proceeded against proper departmentally as he was issued Charge Sheet alongwith Summary of allegations and Enquiry Officer was nominated to conduct enquiry against him. After completion of enquiry the Enquiry Officer submitted his finding report, wherein he reported that in response of Charge Sheet the accused official submitted his reply in very joking manner, which consisting of the following Urdu/Pashto language:

شی کا ایک ان کا د کی گیار کی سمال زی گیات بهرسد بالیا صال دار دی کیزی در که دوید کومت ساور یعی فی کی در که دوید تیرت قمت وسی نمان و می استان کی

چەرەل پەللەر ئەرى دو كەرەپ

The Enquiry Officer further reported that , the accused constable was called time and again for facing enquiry proceedings, but he failed to associate with the enquiry and deliberately remained absented himself from duty. The Enquiry Officer found him a willful and habitual absentee and recommended for imposition of major punishment.

He was called for personal hearing time and again, but he deliberately failed to appear before the competent authority, meaning thereby that applicant have

no cogent reason to offer.

Keeping In view the above narrated facts and other material available on record, he was awarded major punishment of dismissal from service vide OB No. 426, dated 01.08.2022.

Feeling aggrieved against the impugned order of SP FRP Bannu Range; Bannu, the applicant preferred the instant appeal. The applicant was summoned and

heard in person in Orderly Room held on 15.09.2022.

During the course of personal hearing, the applicant failed to present any justification regarding to his innocence. From perusal of enquiry file it has been found that the allegations leveted against the applicant were fully established by the Enquiry Officer during the course of enquiry. Perusal of record reveals that the applicant has been found to be a malinger type and a habitual absentee as he was remained absent from his lawful duty on different occasion for total period of 151 days previously. Besides, there are 03 bad entries with no good entry in his credit. Therefore any leniency or complacency would further embolden the accused officer and impinge upon adversely on the overall discipline and conduct of the force. There doesn't seem any infirmity in the order passed by the competent authority, therefore no ground exist to interfere in same.

Based on the findings narrated above, I, Commandant FRP Khyber Pakhtunkhwa, Peshawar, being the competent authority, has found no substance in

the appeal, therefore, the same is rejected and filed being meritiess.

Order Announced.

Commandant

o/c Frontier Reserve Police

Khyber Pakhtunkhwa, Peshawar.

No 72/2-/3 ISI Legal, dated Peshawar the 20 1 09 12022.

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

1. SP FRP Bannu Range, Bannu His Service record alongwith D-file sent herewith

2. Ex-constable Gul Zaman No. 6727 S/o Gul Nawaz Khan R/o Village Kamal Khel Kulachi, Police Station Kulachi, District DI Khan.

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ORDER

My this order will dispose off the departmental proceedings against constable Gul Zaman No.6727 of FRP Bannu Range.

Fact on record are that the official while posted to Police Post City Lakki deliberately absented himself from Govt: duty on the following occasion.

- 1. Reported absent from duty vide D.D No. 15 dated 21-01-2022 while reported back for duty vide D.D No.05 dated 13:04.2022, thus total absence period was counted for (82 dated.
- 2. Reported absent from duty vide D.D No.10 dated 26.04.2022 FRP Police Line Lakki Marwat and is continuously absent till date.

Accordingly the official was properly served with Charge Sheet & Statement of allegations also with appointment of Enquiry Officer for conducting of proper departmental inquiry against him. In complianse the Enquiry Officer correctly served the Charge Sheet/Statement of Allegation upon the defaulter official on 01.03.2022 to which the accused official furnished his reply in very joking manner and his instate reply was consisting of the following Urdu/Pashto version words:

Besides efforts were made to call him for facing enquiry proceedings, but he always avoid to face the enquiry and deliberately absented himself, thus there was no alternative but to initiate ex-parte proceedings against him. During ex-parte proceedings the E.O. examined the relevant record and also recorded statements of concerned officers. Resultantly the defaulter official was reported to have been found guilty of the charges leveled against him, even did not bother to make arrival back for duty. Finally the Enquiry Officer declared him a willful and habitual absentee and recommended him for imposition of major punishment. He was summoned time and again to appear before the competent authority for personal hearing but he did not appear so far, resultantly it was presumed that he don't want to produce any defense. Moreover, previously he also remained absent from duty for (151) days with award of certain punishments but he did not med his way. Therefore, his retention in Police department is no more required.

Therefore, I Abdul Sattar Superintendant of Police FRP Bannu Range, being competent authority in exercise of the powers conferred to me under the Police Rules 1975 do hereby impose upon him the Major Punishment of Dismissal from Service with immediate effect. The absence period is also treated as without pay because of non-performance of Govt: duty for the entire period

OB No. 426

Dated: 01/08.2022

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· Superintendant of Police FRP Bannu

ORDER

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My this under will dispuse all the decimand proceedings spanish treated to Gu Zanian No. 6727 of FRP Banan Range

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nior of Abdul Sattar Superimendent of Police 1989 Bannu Range Bannu, being complete, Obsider a Receive of the powers conferred to me under the Police Rules 1975 do hereby impose complete. Obsidering the Police Rules 1975 do hereby impose complete. Obsidering the Police Rules 1975 do hereby impose complete. The absence period is also the powers mon-performence of Govt duty for the entire period.

»·C. KAPACZ: 25. 37 - 16-2015 مرى ساك رسين مراتع ماك (Colsiving Dry b) 195 5-16 -3/12 269 / 20 المائم و در العدال المائم المائم عدد المائم سے آر نست عقامہ سررہ فاعزی کا فیسے مزدی د فیر FR ستارخان کا با اب ع عین کا بات کا بینے میں نے کہا کا دہ بینا بین بیلو علی کے کہا دی نست نقانے میں کا بیزار رہ بحدہ کے مدرنہ نیکوں مماؤ کے میں نے کیا کا دہ بینا بین بیلو علی کے کہا دہ بینا بین کا بین کار کا بین کار کا بین کار کا بین ک فارقع کے فارجہ دوی تی دی ہے جزار مار کاکیے معملین کے بقیر بی دیتے تعلیم المرام ماه در الم المرام دفسة الرين الله لولون من كالحرفوار سري سو ولي أن الزن كادالته الحالي ادر رس کر مال تفریق کے سورے وال دون سو بابرها میں عرب ان ا ے بدولؤں کے ہے 18 ہما جر دوری عول کے 19 ہم کے لاج جا وہ ہے دل مان عا مرن دو تعان درمان مرك نفايد النرة 27 مين ن

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OFFICE OF THE INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA PESHAWAR

ORDER

This order is hereby passed to dispose of revision petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended-2014) submitted Ex-FC Gul Zaman No. 6727. The petitioner was dismissed from service by by SP FRP Bannu vide OB No. 426, dated 01.08.2022 on the charges that he absented himself w.e.f 21.01.2022 to 12.04.2022 & again absented himself w.e.f 26.04.2022 till date of dismissal from service for period of 03 months and 05 days. His appeal was rejected by commandant FRP Khyber Pakhtunkhwa Peshawar, vide order Endst: No. 7712-13/S Legal, dated 20.09.2022.

Meeting of appellate Board was held on 02.06.2023 wherein petitioner was heard in person petitioner contended that Roznamcha Staff deliberately absented him.

Keeping in view of his long services of 12 years & 09 months, the Board by taking a lenient view decided that the penalty of dismissal from service is hereby converted into compulsory retirement from services.

sd/RIZWAN MANZOOR, PSP
Additional inspector General of police,
HOrs: Khyber Pakhtunkhwa, Peshawar.

No.s/	/23, dated Peshawar, the		_//2023.
_	Copy of the above is forwarded to the.		

- 1. Regional police officer Bannu. One service Roll, One Fuji Missal/enquiry File of the above named EX-FC received vide your office Memo: No. 4577/EC, dated 23.11.2022 is returned herewith for your office record.
- 2. Commandant ERP Khyber Pakhtunkhwa Peshawar.
- 3. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
- 4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa.



(MUHAMMAD AZHAR) PSP

AIG/Establishment,
For inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

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Fakhtunkhwa Police Rule-1975 (amended 2014) submitted Ex-FC Gul Zaman No. 6721. The personal was Dismissed from service by Dismissed from service by SP FRP Bannu v de Oli No. 426. dated 01.08.2022 on the charges that he absented himself w.e.f 21.01.2022 to 13.04.2022 & again absented himself w.e.f 26.04.2022 till date of dismissal from service for period of 03 months and 05 cays. His appearance rejected by Commandant FRP Khyber Pakhtunkhwa Peshawar, vide order Endst. No. 7/12-13/5 Logal, dated 20.09.2022.

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Sal

RIZWAN MANZOOR, PSP Additional Inspector General of Police HOrs: Khyber Pakhtunki wa Reshawar

No. S/ 1668-13 /25, lated Peshawar, the 12-06 /2023.

Copy of the above is forwarded to the:

- Regional Fel ee O ficer Bannu. One Service Rol., One Fuji Missai/lenguity File of the above named Ex-PC received vide your office Memor No. 4577/26C dated 23 x 132022 is returned be cwith for your office record.
- 🗸 2. Communder, 173P Klisber Pakhtunkhwa Pesiawar.
 - 3. AIG/Eegal, Khyber Pakhiunkhwa, Peshawar.
 - PA to Addl. IGP/HQrs. Khyber Pakhtankhwa. Peshawar.
 - PA to DIG/IIQrs: Khyber Pakhtunkhwa, Peshawar.
 - 6. Office Supdt: E-IV CPO Peshawar.

MUTO

SI Legal PRP Willed Dy Cardy CARD

further maction

Superintendent of Police

(MUHAMMAD AZEIAR) PS 1

For Inspector General of Police Khyber Pakhtunkhwa, Peshaw

No.5910 SI legal, clated 15/06/ Copy of the above is forwarded of Sp FRP Bannu Range sannu for in

further necassary action

for Commani

19/6/022

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBIUNAL, PESHAWAR

	<u>I ESHAWAK</u>	• · · · · · · · · · · · · · · · · · · ·
		OF 2023
Gul La	mors	(APPELLANT) (PLAINTIFF) (PETITIONER)
	<u>VERSUS</u>	
Police Dep	M.	(RESPONDENT) (DEFENDANT)
I/We Gul Jan	na	
Peshawar to appear, ple arbitration for me/us as noted matter, without a authority to engage/ap my/our cost. I/we author	ead, act, compress my/our Coun ony liability for opoint any oth ize the said Adv behalf all sums	ZAMAN SAFI, Advocate, omise, withdraw or refer to usel/Advocate in the above r his default and with the ner Advocate Counsel on vocate to deposit, withdraw as and amounts payable or ve noted matter.
Datad / /202	1. 2	tin i kata partikan kepada dan salah s Salah salah sa
Dated//202.	•	
		CLIENT

ACCEPTED ACCEPTED MIR ZAMAN SAFI ADVOCATE

OFFICE:

Room No.6-E, 5th Floor, Rahim Medical Centre, G.T Road, Hashtnagri, Peshawar. Mobile No.0333-9991564 0317-9743003