

3<sup>rd</sup> July, 2023

1. Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General present.

2. On the previous date an adjournment was sought and last opportunity was granted to the appellant but today again an adjournment was sought. Granted but on payment of cost of Rs. 2000/-. To come up for arguments on 31.10.2023 before D.B. P.P given to the parties.

SCANNED  
KPST  
Peshawar



(Rashid Bano)  
Member (J)



(Kalim Arshad Khan)  
Chairman


\*Adnan Shah\*

06.02.2023

Learned counsel for the appellant present. Mr. Azam Uzair Khan, Addl. AG for the respondents present.

Learned counsel for the appellant requested for adjournment in order to further prepare the brief. Granted. To come up for arguments on 02.05.2023 before the D.B.

SCANNED  
KPST  
Peshawar


  
(FAREEHA PAUL)  
Member (E)

  
(ROZINA REHMAN)  
Member (J)

02<sup>nd</sup> May; 2023

SCANNED  
KPST  
Peshawar

1. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.
2. Learned counsel for the appellant seeks adjournment for preparation of arguments. Last opportunity is granted. To come up for arguments on 03.07.2023 before the D.B. Parcha Peshi is given to the parties.

  
(Salah-ud-Din)  
Member (J)

  
(Kalim Arshad Khan)  
Chairman

\*Naeem Amin\*

21.06.2022

Appellant in person present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Appellant requested for adjournment on the ground that his counsel is busy in the august Peshawar High Court, Peshawar. Adjourned. To come up for rejoinder, if any, as well as arguments on 12.09.2022 before the D.B.



(Fareeha Paul)  
Member (E)



(Salah-ud-Din)  
Member (J)

12.09.2022

Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

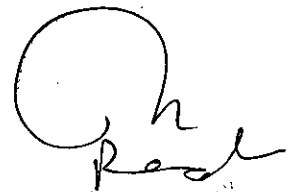
Mr. Mian Muhammad, learned Member (Executive) is on leave, therefore, arguments could not be heard. Adjourned. To come up for arguments before the D.B on 28.11.2022



(Salah-Ud-Din)  
Member (J)

28/11/22

Deleted from list to come up for the same on 6/2/23



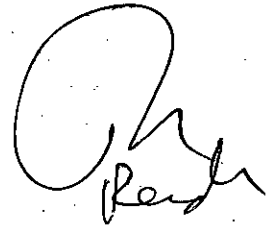
Stipulated period passed reply not submitted.

15.09.2021

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.

  
Chairman

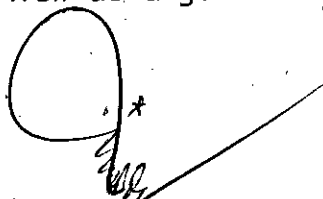
Due to winter vacation  
the case is adjourned to  
come up for the same on  
14-4-2022

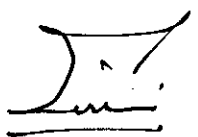


14.04.2022

Learned counsel for the appellant present. Mr. Muhammad Raziq, Head Constable alongwith Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Written reply on behalf of respondents submitted, which is placed on file and copy of the same is handed over to learned counsel for the appellant. Adjourned. To come up for rejoinder, if any, as well as arguments on 21.06.2022 before the D.B.

  
(Mian Muhammad)  
Member (E)

  
(Salah-ud-Din)  
Member (J)

15.03.2021

Due to tour of Camp Court Abbottabad and shortage of Members at Principal Bench Peshawar, the case is adjourned to 24.05.2021 before S.B.

  
Reader

24.05.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 03.08.2021 for the same as before.

  
Reader

03.08.2021

Counsel for the appellant present.



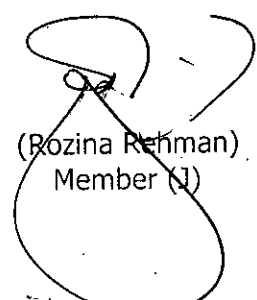
Notices have not been issued due to non-availability of spare sets of Memorandum of appeal. Learned counsel for the appellant is required to furnish spare sets of appeal alongwith documents, complete in all respect within three days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 27.12.2021 before the D.B.

  
Chairman

## FORM OF ORDER SHEET

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

Case No.- 13577 /2020


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	03/11/2020	<p>The appeal of Mr. Muhammad Kamran resubmitted today by Mr. Kaleemullah Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR,</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>21/12/2020</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	21.12.2020	<p>Appellant present through counsel. Preliminary arguments heard. File perused.</p> <p>Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for written reply/comments. To come up for written reply/comments on 15.03.2021 before S.B.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p>

Appellant Deposited  
Security & Process Fee  
21/12/20

The appeal of Mr. Muhammad Kamran son of Banat Gul Ex-Constable No. 5987 Police department received today i.e. on 22.10.2020 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Address of respondent no. 1 is incomplete which may be completed according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 2- Memorandum of appeal may be got signed by the appellant.
- 3- Annexures of the appeal may be attested.
- 4- Annexures of the appeal may be flagged.
- 5- Copies of charge sheet, statement of allegations, show cause notice, enquiry report and replies thereto are not attached with the appeal which may be placed on it.
- 6- All the annexures of the appeal are illegible which may be replaced by legible/better one.
- 7- Six more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

*Not removed*  
No. 3044 /S.T,  
Dt. 23/10 /2020.

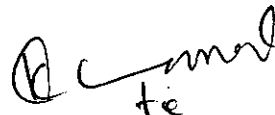
  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Kaleemullah Adv. Pesh.

Respected Sir:

Re submitted after necessary correction.  
with regard to spare copies rate has  
be given at the end of index.

Therefore this appeal may kindly  
be fixed before the Honorable members

  
Advocate

Respected Sir: That objection at ser no 5 could not  
be filed because those document were never  
provided to the appellant, hence for the reason

> Some could not be annexed  
with the appelland.

General  
Advocate.



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

Service Appeal No. 13577 /2020

Muhammad Kamran

(Petitioner)

**V E R S U S**

Govt. of KP through Home & Tribal Affairs and others

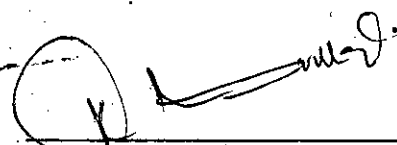
(Respondents)

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Petitioner

Through



Kaleem Ullah  
Advocate High Court,  
Peshawar

Dated: 21.10.2020

Note : Extra copies would be provided when they are admitted for regular hearing. Kaleem Ullah  
Advocate

①

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

Service Appeal No. \_\_\_\_\_/2020

Muhammad Kamran S/o Banat Gul

Ex-Constable No. 5987, Police Department, Peshawar

(Petitioner)

**V E R S U S**

- 1) Govt. of Khyber Pakhtunkhwa through Home & Tribal Affairs,  
Peshawar
- 2) Inspector General of Police, Khyber Pakhtunkhwa, Peshawar  
Police Lines, Peshawar
- 3) Chief Capital City Police Officer, Police Lines, Peshawar
- 4) Superintended of Police, Cantt Peshawar

(Respondents)

**Appeal Under Section 4 of the KP Service  
Tribunal Act, 1974 against the order  
dated 18.07.2017, whereby the order of  
dismissal from service has been passed  
against the appellant and against the  
order dated 11.03.2019 whereby the  
departmental appeal of the appellant  
was dismissed and against the order  
dated 09.05.2019 whereby revision  
petition was dismissed.**

**Prayer:**

*That on acceptance of this appeal, the orders dated 18.07.2017 & 11.03.2019 may please be set aside and the appellant be reinstated back to his service with all back benefits OR in alternative the respondent may kindly be directed to award the pensionary benefits to the appellant with all back benefits.*

**Respectfully Sheweth,**

*Brief facts given raise to the instant appeal are as below:*

- 1) That the appellant was appointed as Constable and award Belt No. 5987 in the year 2010. (Copy of Service Card is attached)*
- 2) That the appellant has been serving his department as a police constable by heart and sole and has got at his credit a length of service standing to more than 07 years.*
- 3) That in the year 2011 when the appellant was serving the police department got injured from Ariel firing and sustained serious injury, however the appellant was fighting against his injuries and despite his injuries the appellant was serving his duty with great zeal and honesty.*

- 4) That the injury of the appellant due to not proper treatment / care was degrading from bed to worse day by day.
- 5) That the appellant time and again requested his high ups that leniency may kindly be shown to him while performing his duty, but all his request was turn down.
- 6) That in the year 2016, the appellant was suffering seriously from his injury and was unable to continue his duty for that reason, the appellant remained absent from his duty, however the appellant moved so many applications to his highups for long leave but that was not entertained.
- 7) That the respondent No. 4 without observing any legal formality and without giving any opportunity to the appellant passed the impugned order dated 18.07.2017 whereby the appellant was awarded major penalty of dismissal from service.
- 8) That feeling aggrieved from the above said order, the appellant moved departmental appeal before the office of respondent No. 3, who turn down the appeal of the appellant vide order dated 11.03.2019 and maintained the order dated 18.07.2017.
- 9) That feeling aggrieved form the above said order the appellant approached the Office of the respondent No. 2, Under Section 11-A of the Khyber Pakhtunkhwa Police Rules, 1975, who also dismissed the revision petition by the office order dated 09.08.2019 and maintained the order dated 18.07.2017 but the order

dated 09.05.2019 was not communicated to the appellant, that's why the appellant could not approach this hon'ble tribunal on time, soon the order dated 09.05.2019 was communicated to the appellant the appellant approach this hon'ble tribunal through instant service appeal.

- 10) That the appellant feeling aggrieved from the above said orders and having no other efficacious remedy, hence to approach this hon'ble tribunal, inter alia o the following grounds.

**GROUNDS:**

- A) That the impugned orders dated 18.07.2017, 11.03.2019 and 09.05.2019 are against the law, facts, norms of natural justice, hence not tenable and liable to be set aside.
- B) That the appellant has not been treated by respondent / department in accordance with law and rules on the subject noted above and as such the respondents violated the provision of the Constitution of Islamic Republic of Pakistan, 1973.
- C) That no show cause notice whatsoever has been served upon the appellant nor any inquiry has been constituted to probe into the matter.
- D) That no opportunity was given to the appellant to be heard by the respondents.

- E) That the impugned orders dated 18.07.2017, 11.03.2019 and 09.09.2019 is a classic example of "nano judicaza" i.e. no one should be condemned unheard.
- F) That the allegation on the basis of which the appellant was dismissed from the service is not supported by any documentary proof nor the appellant was provided any opportunity to advance his stance.
- G) That the appellant seeks permission to advance other grounds and proofs at the time of hearings.

It is, therefore, humbly prayed that on acceptance of this appeal, the orders dated 18.07.2017, 11.03.2019 and 09.5.2019 may please be set aside and the appellant be reinstated back to his service with all back benefits OR in alternative the respondent may kindly be directed to award the pensionary benefits to the appellant.

Dated: 21.10.2020

Through

Appellant

*Kaleem Ullah*  
Kaleem Ullah  
Advocate High Court,  
Peshawar

ATTESTED  
21 OCT 2020



**AFFIDAVIT**

I, Muhammad Kamran S/o Banat Gul, Ex-Constable No. 5987, Police Department, Peshawar, do hereby solemnly affirm and declare on Oath that the contents of instant application are true and correct to the best of my knowledge and belief and nothing has been concealed from this honourable court.

DEPONENT

*Kamran*

(6)

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

Service Appeal No. \_\_\_\_\_ /2020

Muhammad Kamran

\_\_\_\_\_ (Petitioner)

**V E R S U S**

Govt. of KP through Home & Tribal Affairs and others

\_\_\_\_\_ (Respondents)

**Application for condonation of delay  
in filing of instant service appeal.**

**Respectfully Sheweth,**

- 1) That the appellant filed above mentioned appeal along with this application before this august Service Tribunal in which no date has been fixed so far.
- 2) That the order dated 09.05.2019 was not communicated to the petitioner / appellant on time, that's why the petitioner / appellant could not approach this hon'ble tribunal on time, as soon as the order dated 09.05.2019 was communicated to the petitioner / appellant, the petitioner / appellant approach this hon'ble tribunal without any delay.

3) That delay in filing of the instant appeal was not intentional but due to the reason mentioned above.

It is, therefore, humbly prayed that on acceptance of this application the delay in filing of the instant appeal may kindly be condoned for the ends of justice.

Petitioner / appellant

Through

  
Kaleem Ullah  
Advocate High Court,  
Peshawar

Dated: 21.10.2020

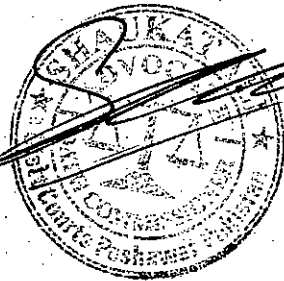
**AFFIDAVIT**

I, Muhammad Kamran S/o Banat Gul Ex-Constable No. 5987, Police Department, Peshawar, do hereby solemnly affirm and declare on Oath that the contents of instant application are true and correct to the best of my knowledge and belief and nothing has been concealed from this honourable court.

  
DEPONENT

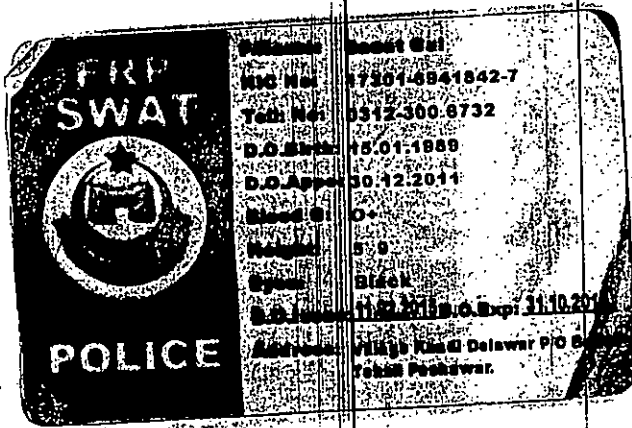
MUHAMMAD KAMRAN

**ATTESTED**



21 OCT 2020





9

ORDER

This office order will dispose off the departmental proceeding against Constable Kamran No. 5987 who while posted at Police Station Bahkal, remained absent from his lawful duty w.e.f 27.03.2016 till date without any leave or permission from his senior.

Under Police 1975 proper charge sheet alongwith summary of allegations were issued against Constable Kamran No. 5987 and SDPO Town was appointed as enquiry officer to scrutinize the conduct of Constable Kamran No. 5987.

The enquiry officer submitted finding and recommended the Constable Kamran No. 5987 for major punishment after issuing final show cause notice. Hence, he was issued final show cause notice. He is advised to show cause notice and date. He is advised to show cause and serve his job.

Keeping in view of the above and records of the enquiry officer, Inam Ahmad Malik, SP Cantt, Peshawar, who is a member of the enquiry officer. The member of the enquiry officer has agreed with the recommendation of the enquiry officer. Therefore, under Police Disciplinary Rules 1975, Constable Kamran No. 5987 is hereby awarded major punishment of dismissal from service, with immediate effect.

*[Handwritten Signature]*

SUPERINTENDENT OF POLICE,  
CANTT, PESHAWAR.

5987  
18-7-17

SP/Cantt, dated Pesh. war, the 18/7/2017.

Copy for information and necessary action to the:-

1. The SSP, Operation, Peshawar.
2. The SP HQrs: Peshawar.
3. SDPO/Town (E.O).
4. Pay Officer.
5. CRC,
6. GAW branch.
7. Fauji Missal branch with enquiry file for record.
8. Official concerned.

[ Better Copy ]

ATTESTED  
HALEEM ULLAH  
ADVOCATE  
Peshawar High Court  
A/A

**ORDER**

This office order will dispose off the departmental proceedings against Constable Kamran No. 5987 who while posted at Police Station Tehkal, remained absent from his lawful duty w.e.f. 27.03.2016 till date without any leave or permission from his senior.

Under Police 1975 proper charge sheet along with summary of allocation were issued against Constable Kamran No. 5987 and SDPO Town appointed as enquiry officer to scrutinize the conduct of Constable Kamran No. 5987.

The enquiry officer submitted finding and recommended the Constable Kamran No. 5987 for major punishment after issuing final show cause notice. Hence, he was issued final show cause notice but he failed to submit his reply to final show cause notice. He is hereby awarded major penalty of dismissal from service.

Keeping in view of the above and recommendations of enquiry officer Imran Ahmad Malik SP Cantt, Peshawar being a competent authority, agree with the recommendation of the enquiry officer. Therefore Under Police Disciplinary Rules 1975, Constable Kamran No. 5987 is hereby awarded major punishment of dismissal from service, with immediate effect.

**SUPERINTENDENT OF POLICE,  
CANTT: PESHAWAR.**

No. 1736-43/SP/Cantt. Dated Peshawar, the 18.07.2017.

Copy for information and necessary action to the:-

- 1) The SSP, Operation, Peshawar
- 2) The SP HQrs: Peshawar
- 3) SDPO/Town (E.O)
- 4) Pay Officer
- 5) CRC
- 6) OASI Branch
- 7) Fauji Mishal Branch with enquiry file for record
- 8) Official concerned

خدمت جابے کیپٹل سے پولیس آفیسر دستاورد

Doc No. 1478 PA-CPPO  
IN: 31-12-18  
Date:

ایپل میراد جانی نوٹری  
FME  
put up record  
31-12-18

No 381-LA  
31-12-18

گزارش جہاں سٹاک حسب ذیل عرفی مسائل سے

- 1) بہتہ سٹاک سال 2011 سے ایک بائے باؤٹ پر اتفاقی طور پر زخمی ہوا۔
- 2) بہتہ سٹاک کے علاوہ غارت سے مسائل کی دیکھ کافی طاب ہو چکی تھی۔
- 3) بہتہ سٹاک کو اپنے فرائض نبھانے کی بجائے ایک اشتیاق مشکلات کا سامنا کرنا پڑا تھا۔
- 4) بہتہ سٹاک کو اشتیاق بالائی جانب سے ایک سال کے لیے لائٹ ڈیوٹی کرنے کا حکم صادر ہوا۔
- 5) بہتہ سٹاک لائٹ ڈیوٹی بھی مسائل اپنے فرائض نبھانے میں دقت سے دوچار تھا۔
- 6) بہتہ سٹاک اپنی علاج معالجہ کے لیے اشتیاق بالائی کو بھی قی دعواسے دی تھی
- 7) بہتہ سٹاک کی دعواسے پر اشتیاق بالائی جانب سے عمل درآمد نہ ہونے پر سٹاک اپنے فرائض نبھانے سے غیر حاضر ہوا۔
- 8) بہتہ سٹاک اپنی علاج معالجہ کے لیے اشتیاق کی بنیاد پر اپنی فرائض نبھانے سے غیر حاضر ہوا۔

DEP/L

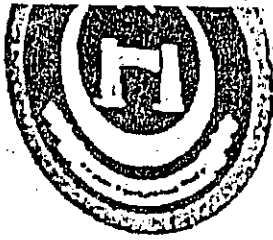
for comments

- 9) بہتہ اشتیاق بالائی غیر فاضری پر سٹاک کو نوٹری سے برطاسے کر دیا۔
  - 10) بہتہ سٹاک کے تمام ایڈریسز قاعدہ کے سپرہ کے دعواسے تھیں۔
- بہتہ سٹاک اشتیاق غریب فائز ان سے تعلق رکھتا ہے فعال پتے دار ہے  
کی نوٹری پر حال کے کا حکم صادر فرمایا جا رہا ہے  
الغرض

31 12 2018

5987-Komise  
آپ کے مامان کا تابع فرمان سالہ دستپاں محمد قاسم

0312-3006732  
0313-569276



OFFICE OF THE  
CAPITAL CITY POLICE OFFICER,  
PESHAWAR

Phone No. 091-9210989

Fax No. 091-9212597


ORDER:

This order will dispose of the departmental appeal preferred by Ex-Constable Kamran No.5987 who was awarded the major punishment of "Dismissal from service" by SP/Cantt: Peshawar vide OB No.2759, dated 18-07-2017.

2- The allegations leveled against him were that he while posted at Police Station Tehkal Peshawar absented himself from his lawful duty w.e from 27-03-2016 till his dismissal i.e 18.07.2017 (01 year, 03 months & 21 days) with out leave or prior permission of the competent authority.

3- He was issued Charge Sheet and Statement of allegations by SP/Cantt: Peshawar and DSP/Town was appointed as enquiry officer. The enquiry officer after conducting proper departmental enquiry submitted his report. The competent authority after examining the findings of the enquiry officer issued him Final Show Cause Notice but he failed to submit his reply within the stipulated period. Hence the competent authority in light of the recommendations of the enquiry officer awarded him the major punishment of dismissal from service.

4- He was heard in person in O.R. The relevant record perused along with his explanation. During personal hearing the appellant failed to submit any reasonable explanation. Therefore, his appeal is hereby rejected /dismissed being also time barred for 01 year and 05 months.

  
(QAZI JAMIL UR REHMAN)PSP  
CAPITAL CITY POLICE OFFICER,  
PESHAWAR

No. 432 - 36 I/A dated Peshawar the 11/03/2019

Copies for information and n/a to the:-

1. SP/Cantt: Peshawar.
2. BO/OAS/CRC for making necessary entry in his S.Roll.
3. FMC along with FM
4. Official concerned.

[ Better Copy ]

**ADMITTED**  
KALEEM ULLAH  
ADVOCATE  
Peshawar District Court

11/A

**OFFICE OF THE  
CAPITAL CITY POLICE OFFICER  
PESHAWAR**

Phone No. 091-9210989

Fax NO: 091-9212597

**ORDER**

This order will dispose of the departmental appeal preferred by Ex-Constable Kamran No. 5987 who was awarded the major punishment of "Dismissal from Service" by SP/Cantt: Peshawar vide OB No. 2759 dated 18.07.2017.

2. The allegations leveled against him were that he while posted at Police Station Tehkal Peshawar absented himself from his lawful duty w.e.f 27.03.2016 till his dismissal i.e. 18.07.2017 (01 year, 03 months & 21 days) without leave or prior permission of the competent authority.

3. He was issued Charge Sheet and Statement of allegations by SP/Cantt: Peshawar and DSP/Town was appointed as enquiry officer. The inquiry officer after conducting proper departmental enquiry submitted his report. The competent authority after examining the findings of the enquiry officer issued him final show cause notice but he failed to submit his reply within the stipulated period. Hence the competent authority in light of the recommendations of the enquiry officer awarded him the major punishment of dismissal from service.

4. He was heard in person in Q.R. the relevant record perused along with his explanation. During personal hearing the appellant failed to submit any reasonable explanation. Therefore, his appeal is hereby rejected / dismissed being also time barred for 01 year and 05 months.

(QAZI JAMIL UR REHMAN) PSP  
CAPITAL CITY POLICE OFFICER,  
PESHAWAR

No. 432-36/P dated Peshawar the 11.03.2019

Copies for information and to the:-

1. SP/Cantt: Peshawar
2. BO/OASI/CRC for making necessary entry in his S.Roll.
3. FMC along with FM
4. Official concerned.

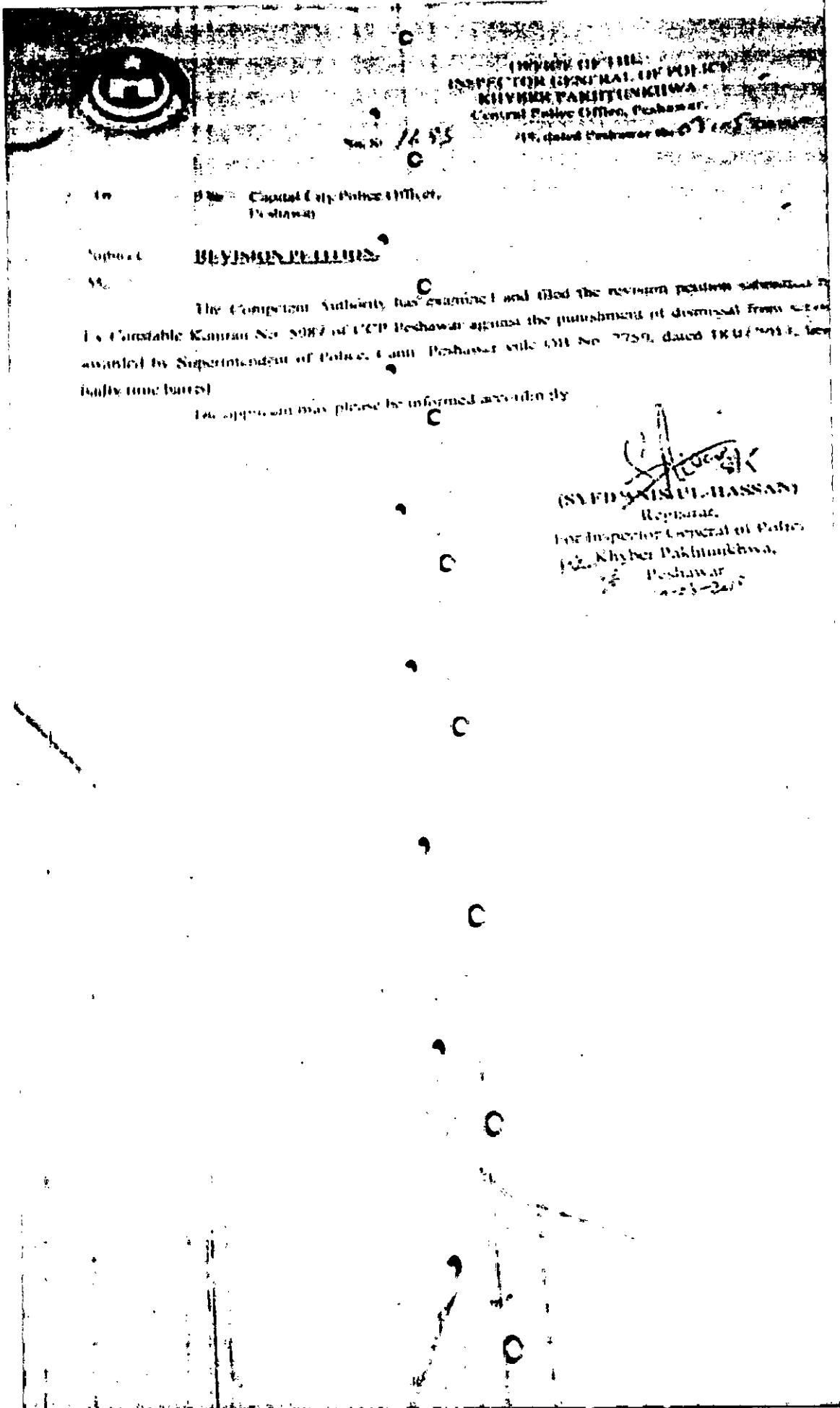
۱۔ سائل سے کہا کہ وہ دفعہ ۱۵۵ میں  
اپنی جائیداد کا ہر حصہ اپنے والدین پر شد پوزیشن میں  
رکھ کر ان کے حقوق کے قائل اور مدوح صالحین  
کے لئے وقف کر دیا ہے۔

۲۔ سائل نے کہا کہ میں نے اپنے والدین کو  
اپنی جائیداد کا ہر حصہ اپنے والدین پر شد پوزیشن میں  
رکھ کر ان کے حقوق کے قائل اور مدوح صالحین  
کے لئے وقف کر دیا ہے۔

۳۔ سائل نے کہا کہ میں نے اپنے والدین کو  
اپنی جائیداد کا ہر حصہ اپنے والدین پر شد پوزیشن میں  
رکھ کر ان کے حقوق کے قائل اور مدوح صالحین  
کے لئے وقف کر دیا ہے۔

۴۔ سائل نے کہا کہ میں نے اپنے والدین کو  
اپنی جائیداد کا ہر حصہ اپنے والدین پر شد پوزیشن میں  
رکھ کر ان کے حقوق کے قائل اور مدوح صالحین  
کے لئے وقف کر دیا ہے۔

۵۔ سائل نے کہا کہ میں نے اپنے والدین کو  
اپنی جائیداد کا ہر حصہ اپنے والدین پر شد پوزیشن میں  
رکھ کر ان کے حقوق کے قائل اور مدوح صالحین  
کے لئے وقف کر دیا ہے۔



INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar.  
14, dated Peshawar the 07/05/2010

No. 14/55

To: Capital City Police Officer,  
Peshawar

Subject: BEYIMON PELLUS

The Competent Authority has examined and filed the revision petition submitted by  
1. Constable Kamran No. 5087 of CCP Peshawar against the punishment of dismissal from service  
awarded by Superintendent of Police, Peshawar vide O.O. No. 7750, dated 18/11/2008, (see  
in file no. 14/55)

The applicant may please be informed accordingly

*(Signature)*  
(SYED) AISI ULLAH HASSANI  
Revenue,  
For Inspector General of Police,  
P.O. Khyber Pakhtunkhwa,  
Peshawar  
14-55-2010



[ Better Copy ]

13/A

ATTESTED  
KALEEM ULLAH  
ADVOCATE  
Peshawar High Court

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

To,

The Capital City Police Officer,  
Peshawar

Subject: **REVISION PETITIONS.**

The competent authority has examined and filed the revision petition submitted by Ex-Constable Kamran No. 5987 of CCP Peshawar against the punishment of dismissal from his service awarded by Superintendent of Police, Cantt Peshawar vide OB No. 2759 dated 18.02.2019, badly time barred.

The applicant may also be informed accordingly.

(SYED ANIS UL HASSAN)

Registrar  
For Inspector General of Police  
Khyber Pakhtunkhwa,  
Peshawar

# Dr. Hussain Ahmad

MBBS, Ph.D (Neurology)  
Certification in Epilepsy (ILAE, Germany)  
Medical & Neurophysician

Neurology Deptt:  
Lady Reading Hospital Peshawar.

CLINIC:  
Room #: 1,2-A Rahim Medical Center  
G.T. Road, Peshawar.

# ڈاکٹر حسین احمد

ایم بی بی ایس، پی ایچ ڈی (نیورالوجی)  
سرٹیفکیشن ان اپیلپسی (جرمنی) پوریا، جرمنی  
سیڈیکل اینڈ نیورالوجسٹ  
سیڈ ونگ ایڈی ریڈنگ ہسپتال، پشاور  
کلینک: کمرہ نمبر 1,2-اے راحیم میڈیکل سنٹر  
ریڈنگ ہسپتال، پی ایچ ڈی، پشاور

Name *محمد علی* Age *30* Sex *M* Date *10.05.16*

**Clinical Record**  
*EA*  
*Impress*  
*theft*  
*...*  
*...*  
*...*  
*Decreased*  
*flexion*  
*...*

**Rx**  
*...*  
*...*  
*...*  
*...*  
*...*  
*...*  
*...*  
*...*

**Tab**  
*Alnamone*  
*...*  
*...*  
*...*  
*...*  
*...*  
*...*  
*...*

# PLASTIC SURGERY CLINIC CMH PESHAWAR



Date: 28/5/15

Col. Muhammad Rizwan Aslam  
FCP (Plast), FCPS (Surg)  
Assistant Professor  
of the  
Lt Col Muhammad Zia ul Islam  
FRCS (Plast) FCPS (Plast), FCPS (Gen Surg)  
Consultant Plastic Surgery

Mr. ~~\_\_\_\_\_~~

CSW thigh with Sciatic nerve injury & (17/15)  
of Sciatic nerve repair and tendons  
transfer done on 28/5/15

Adv.

Rec. 5 months  
bed leave  
& Bed Rest

Jy. Ketipone  
1cm NP 12hly. (17)  
Tab. Voltal SR 10mg/07

Show on  
10 days

3) Tab. ~~the~~ L. zole 60mg / 17  
CS  
stay

لینڈنٹ کرنل محمد ضیاء الاسلام  
ایف آر سی ایس (پلاسٹک سرجری)  
ایف سی بی ایس (پلاسٹک سرجری)  
ایف سی بی ایس (جنرل سرجری)

Col. RIZWAN ASLAM  
FCP (Plast) FCPS (Surg)  
Assistant Professor  
of the  
Cosmetic  
Peshawar

گرنٹن محمد رضوان اسلم  
ایف سی بی ایس (پلاسٹک سرجری)  
ایف سی بی ایس (جنرل سرجری)  
اسسٹنٹ پروفیسر  
سربراہ شعبہ پلاسٹک سرجری

# Dr. Hussain Ahmad

MBBS, Ph.D (Neurology)

Certification in Epilepsy (ILAE, Germany)

Medical & Neurophysician

Neurology Deptt:

Lady Reading Hospital Peshawar.

CLINIC:

Room #: 1,2-A Rahim Medical Center

G.T. Road, Peshawar.

## ڈاکٹر حسین احمد

ایم بی بی ایس، پی ایچ ڈی (نورالوجی)

سرٹیفائیڈ ان اپیلپسی (جرمنی) یورپیہ، جرمنی

میڈیکل اینڈ نیوروفزیشن

نیورولاجک لیڈی ریڈنگ ہسپتال، پشاور

کلینک: کمرہ نمبر 1,2-A پہلی منزل

رحیم میڈیکل سنٹر، جی ٹی روڈ پشاور

Name

Age

Sex

Date

### Clinical Record

### Rx

Tab Alnam...

Op. Preg...

Tab Cal...

Op. D...

Tab Sep...

# PLASTIC SURGERY CLINIC CMH PESHAWAR



Date: 23/07/05

**Col. Muhammad Rizwan ul Islam**  
FCPS(Plast), FCPS(Gen Surg)  
Associate Professor  
Head of Plastic Surgery

**Lt. Col. Muhammad Zia ul Islam**  
FRCS(Plast)FCPS(Plast), FCPS(Gen Surg)  
Consultant Plastic Surgery

*Shw To Rehab Sp/15*

*Handwritten signature or initials*

لیٹننٹ کرنل محمد ضیاء الاسلام  
ایف آر سی ایس (پلاسٹک سرجری)  
ایف سی پی ایس (پلاسٹک سرجری)  
ایف سی پی ایس (جنرل سرجری)

کرنل محمد رضوان اسلم  
ایف سی پی ایس (پلاسٹک سرجری)  
ایف سی پی ایس (جنرل سرجری)  
سربراہ شعبہ پلاسٹک سرجری

Appointment & Emergency: 0332 4447 009

[www.plasticsurgeons.com.pk](http://www.plasticsurgeons.com.pk)

HUSSAIN NEURO-DIAGNOSTIC CLINIC  
PAK MEDICAL MEDICAL CENTER  
ROOM NO 307 KHYBER BAZAR PESHAWAR

Patient MUHAMMAD KAMARAN

Birth Date 1/1/1979

Gender M

Recording Type NCS EXAM

Recording Date 18/02/2017 11:33:15 AM

Impression:

- Neurophysiological Study of Right Tibial / Peroneal nerves show → Severe Neuropathy (Axonal & Demyelinating type) of both nerves
- Sensory Study normal

Report: Severe Tibial / Peroneal Axonal & demyelinating Polyneuropathy (Rt) side. Basis Clinically

NOT - Valid for Court Purposes

*[Signature]*

10-02-2017

# Dr. Hussain Ahmad

MBBS Ph.D (Neurology)

Certification in Epilepsy (ILAE, Germany)

Medical & Neurophysician

CLINIC:

Room#: 1,2-A Rahim Medical Center

G.T. Road, Peshawar.

# ڈاکٹر حسین احمد

ایم بی بی ایس، پی ایچ ڈی (نیورالوجی)

سرٹیفائیڈ ان اپیلیپسی (جرمنی) یورپیہ، جرمنی

میڈیکل اینڈ نیوروفزیشن

کلینک: پہلی منزل کمرہ نمبر 1,2-A رحیم میڈیکل سنٹر جی ٹی روڈ پشاور

Name

حسین احمد

Age

Sex

M

Date

31-05-16

## Clinical Record

Head turns  
Paroxysmal  
LTS leg

11/1/16

Level 815

Ref / Spina

cerebella

## RX

1. Valproate  
 2. P. V. M. X  
 3. Engabzo  
 4. Septra  
 5. Paracetamol  
 6. Dexamethasone  
 7. ...

# Dr. Hussain Ahmad

MBBS Ph.D (Neurology)

Certification in Epilepsy (ILAE, Germany)

Medical & Neurophysician

CLINIC:

Room#: 1,2-A Rahim Medical Center

G.T. Road, Peshawar.

ڈاکٹر حسین احمد

ایم بی بی ایس، پی ایچ ڈی (نیورالوجی)

سرٹیفکیشن ان اپیلپسی (جرمنی) یورپیاء، جرمنی

میڈیکل اینڈ نیوروفزیشن

کلینک: پہلی منزل کمرہ نمبر 1,2-A رحیم میڈیکل سنٹر جی ٹی روڈ پشاور

Name محمد عرفان Age 16 Sex M Date 19-10-16

Clinical Record

RX

FAP  
 weakness  
 in l/s leg  
 + wasting  
 DE  
 Pain in l/s leg  
 E/S  
 Weakness

a. Cap

Evergabam  
 1000mg  
 10



# Dr. Hussain Ahmad

MBBS, Ph.D (Neurology)

Certification in Epilepsy (ILAE, Germany)

Medical & Neurophysician

Neurology Deptt:

Lady Reading Hospital Peshawar.

CLINIC:

Room #: 1,2-A Rahim Medical Center

G.T. Road, Peshawar.

# ڈاکٹر حسین احمد

ایم بی بی ایس، پی ایچ ڈی (نیورالوجی)

سرٹیفائیڈ ان اپیلپسی (جرمنی) یورپیا، جرمنی

میڈیکل اینڈ نیوروفزیشن

نیورولاجک لیڈی ریڈنگ ہسپتال، پشاور

کلینک: کمرہ نمبر 1,2-A پہلی منزل

رجیم میڈیکل سنٹر، جی ٹی روڈ پشاور

Name \_\_\_\_\_ Age \_\_\_\_\_ Sex \_\_\_\_\_ Date \_\_\_\_\_

## Clinical Record

### Rx

Ms. Emizone  
500 mg

Ms. Gabapentin  
500 mg

Ms. Meprobamate  
500 mg

Ms. T. S. ...



23

**ANC NEUROPHYSIOLOGY CENTER  
DABGARI GARDENS PESHAWAR  
EMG/NCS REPORT**

**Name:** Muhammad Kamran  
**Age:** 28 Years

**Ref by:** Dr Col. Muhammad Rizwan Aslam (Plastic Surgeon)  
**Address:** Peshawar  
**Date:** 10-05-2016

**FINDINGS:**

1. The right common peroneal motor nerve response is unobtainable.
2. The right tibial motor nerve response shows prolonged distal latency, reduced amplitude and slow conduction velocity.
3. The left common peroneal motor nerve response shows normal distal latency, normal amplitude and normal conduction velocity.
4. The left tibial motor nerve response shows normal distal latency, normal amplitude and normal conduction velocity.
5. The right tibial F-wave response is prolonged.
6. The left tibial F-wave response is normal.
7. The right sural sensory nerve response is unobtainable.
8. The left sural sensory nerve response shows normal distal latency, normal amplitude and normal conduction velocity.
9. Needle EMG shows evidence of denervation with inter/simple recruitment pattern with polyphasic potentials in the right tibialis anterior muscle. There is also decrease recruitment pattern in the right gastrocnemius muscle. All other muscles examined are normal.


**FINAL REPORT:**


This electrophysiologic study shows evidence of:

- Right sciatic neuropathy at the lower thigh (In the phase of recovery).

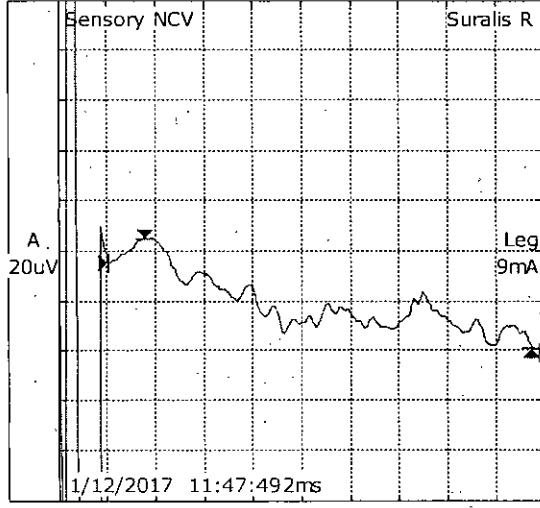
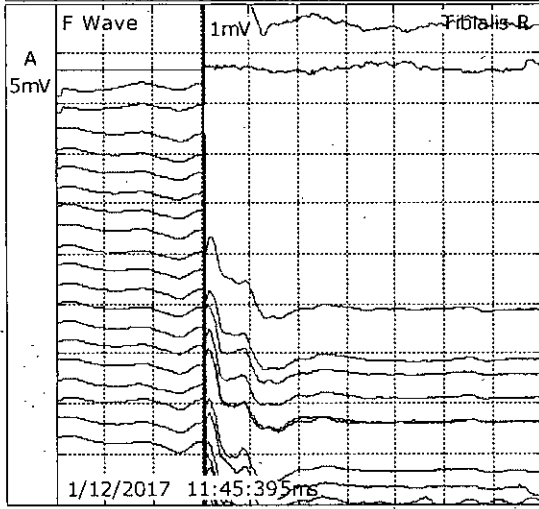
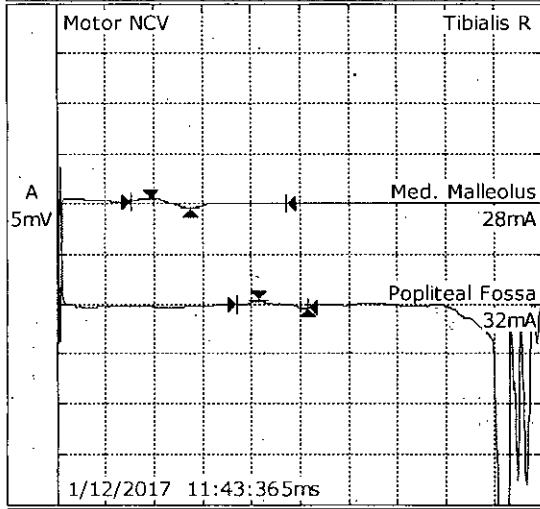
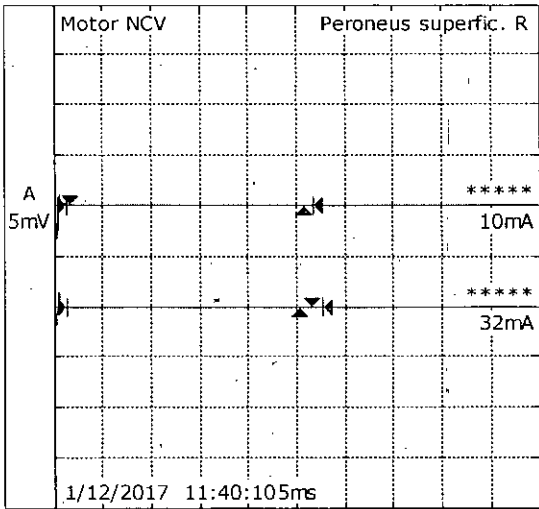
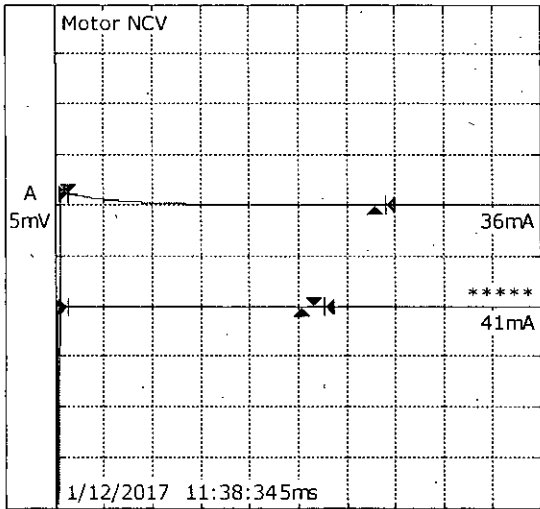
Clinical correlation is suggested.

**NOTE:** *This document is not valid for medico-legal purpose.*

  
**DR S.M ANWAR SHAH**  
Consultant Neurologist &  
Clinical Neurophysiologist  
MBBS, MCPS, FCPS-Neurology (PAK)  
FAAN, FAANEM (USA), MRCP (UK)  
**DR SADAF QAZI, MBBS, CNP (AANEM)**

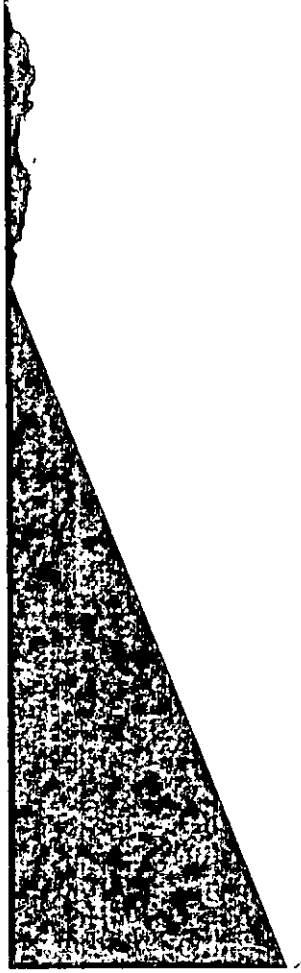
  
**MUMTAZ AHMAD SHAH**  
Neurophysiology Technologist  
Bsc Pre Med (PU)  
Diploma in computer Science  
Diploma in Neurophysiology  
JPMC & AGHA KHAN

Wave	M latency	F-M latency	F min latency	F max latency	F mean latency	F
	ms	ms	ms	ms	ms	%
Tibialis R	2.1	44.8	10.2	140	67.4	17.7



MNCV	Site/Segment	Latency	Amplitude PP	Amplitude P	Distance	NCV	Duration	Area	
		ms	mV	mV	mm	m/s	ms	mVms	
Peroneus superfic. R	*****	1.3	0.1	0.0			25.4	0.4	
	*****_*****	1.3	0.0	0.0			26.3	0.4	
Tibialis R	Med. Malleolus-Abd Hallucis	7.6	7.6	1.1	0.3			16.0	3.4
	Popliteal Fossa-Med. Malleolus	18.6	18.6	0.8	0.4			7.3	1.7

NCV	Site/Segment	Latency	Amplitude PP	Amplitude PP	Distance	NCV	Duration	Area
		ms	uV	uV	mm	m/s	ms	uVms
Duralis R	Leg-Lat. Malleolus	2.1	44.8	10.2	140	67.4	17.7	382.6



**(-WAKALAT NAMA-)**

In The Service Tribunal KPIC Pass

Case No. \_\_\_\_\_

Muhammad Kamran

Plaintiff / Appellant / Petitioner / Complainant

**VERSUS**

Govt etc.

Defendant / Respondent / Accused

KNOW ALL to whom these presents shall come that I/We, the under appoint **Mr. Kaleem Ullah**, High Court Peshawar having Bar Council Enrollment No. **BC-11-1923**.

To be the advocate for the Appellant in the above mentioned case to do all the following acts, deeds and things or any of these that is to say:

- 1) To act, appear and plead in the above mentioned case in this Court or any other Court in which the same may be tried or heard in the first instance or in appeal or review or revision or execution or in any other stage of its progress until its final decision.
- 2) To present pleadings, appeals cross objections or petitions for execution, review, revision, withdrawal, compromised or other petitions or affidavits or other documents as shall be deemed necessary or advisable for the prosecution/ defense of the said case at all its stage,
- 3) To withdraw or compromise the said case or submit to arbitration any differences or disputes that shall arise touching or in any manner relating to the said case.
- 4) To receive monies and grant receipts therefore and to do all other act and things which may be necessary to be done for the progress in the courses of the prosecution / defense of the case.
- 5) To employee, authorize any other legal practitioner to assist or exercise the power and authority hereby conferred on the Advocate whenever he may think to do so.

And I/WE hereby agree to ratify whatever the Advocate for his substitute shall do in this behalf, and I/We hereby agree not to hold the Advocate or his substitute responsible for the result of the said case consequence of his absence from the court when the said case is called up for hearing.

And I/WE hereby agree that in the event of the whole or any part of the fee agreed by me/us to be paid to the Advocate remaining unpaid he shall be entitled to withdraw from the prosecution/defense of the said case until the same is paid.

WHEREFORE I/We hereunder set my/our hands to these present the contents of which have been explained to and understood by me/us.

The 21<sup>st</sup> day of Oct in the year 2020 accepted subject to the above terms, and payment of the Full Fee.

[Signature]

[Signature]  
Signature / Thumb Impression

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA**

**VAR.**

**Service Appeal No. 13577 /2020.**

Muhammad Kamran No.5987 of CCP, Peshawar.....Appellant.

**VERSUS**

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others.....Respondents.

**REPLY BY RESPONDENTS NO. 1, 2, 3& 4.**

**Respectfully Sheweth:-**

**PRELIMINARY OBJECTIONS:-**

1. That the appeal is badly barred by law & limitation.
2. That the appeal is bad for mis-joinder and non-joinder of necessary parties.
3. That the appellant has not come to Hon'able Tribunal with clean hands.
4. That the appellant has no cause of action and locus standi to file the instant appeal.
5. That the appellant is estopped by his own conduct to file the instant appeal.
6. That the appellant has concealed the material facts from Honorable Tribunal.
7. That the appeal is not maintainable being devoid of any merit.

**REPLY ON FACTS:-**

- 1) Incorrect. The appellant was appointed as constable in the year 2011 in the respondent department.
- 2) Incorrect. The appellant has not a clean service record and contains 02 bad entries, on different occasions in his service.
- 3) Para needs to be proved.
- 4) Para needs to be proved.
- 5) Para pertains to record.
- 6) Incorrect. In fact the appellant was posted at PS tehkal, Peshawar absented from his lawful duty w.e.from 27.03.2016 to 18.07.2017(total 01 year, 03 months and 21 days) without taking any Leave/Permission. In this regard, he was issued Charge Sheet with Statement of Allegations. SDPO Town was appointed as Enquiry Officer. The enquiry officer finalized the enquiry and submitted finding report, wherein the allegations of wilful absence were proved against him. Upon receipt of the findings report, Final Show Cause Notice was issued to him. After observing all codal formalities, he was awarded major punishment of dismissal from service.(copy of charge sheet, statement of allegations, enquiry report and FSCN are annexure as B,,C,D,E)
- 7) Incorrect. The appellant was issued charge sheet with summary of allegations, proper enquiry was conducted and final show cause notice was issued before passing the punishment order. He was provided full opportunity of defense but he failed to do so.

himself. After fulfilling all codal formalities appellant was found guilty, hence awarded major punishment of dismissal from service under the rules.

8) Incorrect. The appellant preferred time barred departmental appeal on 31.12.2018 after inordinate delay of about 01 year, 05 months and 13 days, meaning thereby that he was not interested and his departmental appeal was filed/ rejected on the grounds of facts and limitation.

9) Incorrect. Appellant preferred revision petition before the appellate authority, which after due consideration was also filed/rejected being time barred.

10) That appeal of the appellant being devoid of merits and limitation may be dismissed on the following grounds.

**REPLY ON GROUNDS:**

A) Incorrect. The punishment orders are in accordance with law/rules and liable to be upheld.

B) Incorrect. The competent authority before imposing the major punishment had completed all codal formalities and an ample opportunity of self defense was provided, but appellant being not interested in his official duty remained continuously absented from lawful duty for long period without any leave. The respondents department has not been violated any provision of Constitution of Pakistan 1973.

C) Incorrect. Proper departmental enquiry was conducted against the appellant. The enquiry officer called time and again but he did not turn up. The allegations were proved against him; thereafter a final show cause notice was issued before passing the punishment order, after fulfilling of all codal formalities he was awarded appropriate punishment in accordance with facts and rules.

D) Incorrect. The appellant was provided the opportunities of defense, but he willfully avoided. The charges of deliberately absence were proved against him. Therefore, the punishment order was passed by competent authority in pursuance of his long absence period which is not tolerable in the disciplined force.

E) Incorrect. Being a member of a disciplined force the appellant was well aware about the proceedings and its consequences. However he deliberately absented from his lawful duty without any leave /permission. The punishment order passed by the competent authority is in accordance with law/rules.

F) Incorrect. The appellant availed the opportunities of defense, but he could not prove his innocence with plausible grounds.

G) Respondents also seek permission of this Honorable Tribunal to raise additional grounds at the time of arguments.



Prayers:-

Keeping in view the above stated facts & reasons it is, most humbly prayed that the appeal of the appellant being devoid of merits and limitation, may kindly be dismissed with costs please.

10/3/2022

Secretary Home & Tribal Affairs,  
Government of Khyber Pakhtunkhwa,  
Peshawar.

Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar.

Capital City Police Officer,  
Peshawar.

Superintendent of Police,  
Cantt: Peshawar.

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

**Service Appeal No. 13577 /2020.**

Muhammad Kamran No.5987 of CCP, Peshawar.....Appellant.

**VERSUS**

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others.....Respondents.

**AFFIDAVIT.**

We respondents 1, 2, 3 and 4 do hereby solemnly affirm and declare that the contents of the written reply are true and correct to the best of our knowledge and belief and nothing has concealed/kept secret from this Honorable Tribunal.

*JJ  
10/3/2020*

**Secretary Home & Tribal Affairs,  
Government of Khyber Pakhtunkhwa,  
Peshawar.**

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

*JJ*  
**Capital City Police Officer,  
Peshawar.**

*JJ*  
**Superintendent of Police,  
Cantt: Peshawar.**

1. Name of Official MUHAMMAD KAMRAN No.5987 S/O BANAT GUL  
R/O Kandi dilawer P.O Budai P.S Chamkani District Peshawar
2. Date of Birth 15.01.1989
3. Date of enlistment 30.12.2011
4. Education 10<sup>th</sup>
5. Courses Passed Nil
6. Total qualifying service 05 years, 05 months & 28 days.
7. Good Entries Nil

8. Punishment (previous)

Bad Entries (L.W.O Pay, E/Drill & Warning)

1. 04 days leave without pay vide OB No.105 dt: 17.03.2015
2. 12 days leave without pay vide OB No.262 dt: 28.06.2013
3. 06 days leave without pay vide OB No.4441 dt: 30.12.2016

Minor Punishment

Nil

Major Punishment

Nil

09. Punishment (Current)

- Awarded major punishment of dismissal from service on the charge of absence w.e.f 27.03.2016 to till date vide OB No.2759 dated 18.07.2017 by SP/Cantt: Peshawar.

10. Leave Account

Total leave at his credit

260 days

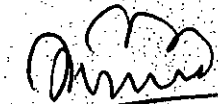
Availed leaves

Nil

Balance

260 Days

PA  


  
CRC 27-2

W/CCPO

## CHARGE SHEET

I, Superintendent of Police, Cantt., Capital City Police Peshawar, as a competent authority, hereby, charge that Constable Kamran No. 5987 of Capital City Police Peshawar with the following irregularities.

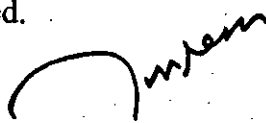
“That you Constable Kamran No. 5987 remained absent from lawful duty w.e.f 27.03.2016 to till date without permission from their senior. This amounts to gross misconduct on your part and against the discipline of the force.”

You are, therefore, required to submit your written defense within seven days of the receipt of this charge sheet to the Enquiry Officer committee, as the case may be.

Your written defense, if any, should reach the Enquiry Officer/Committee within the specified period, failing which it shall be presumed that have no defense to put in and in that case ex-parte action shall follow against you.

Intimate whether you desire to be heard in person.

A statement of allegation is enclosed.



**SUPERINTENDENT OF POLICE,  
CANTT, PESHAWAR**

**DISCIPLINARY ACTION**

I, Superintendent of Police, Cantt., Capital City Police Peshawar as a competent authority, am of the opinion that Constable Kamran No. 5987 has rendered him-self liable to be proceeded against under the provision of Police Disciplinary Rules-1975.

**STATEMENT OF ALLEGATION**

"That Constable Kamran No. 5987 while posted at PS Tehkal absent from lawful duty w.e.f 27.03.2016 to till date. This amounts to gross misconduct on his part and against the discipline of the force."

For the purpose of scrutinizing the conduct of said accused with reference to the above allegations an enquiry is ordered and SDPO Town is appointed as Enquiry Officer.

2. The Enquiry Officer shall, in accordance with the provisions of the Ordinance, provide reasonable opportunity of hearing to the accused officer, record his finding within 30 days of the receipt of this order, make recommendations as to punishment or other appropriate action against the accused.
3. The accused shall join the proceeding on the date time and place fixed by the Enquiry Officer.

**SUPERINTENDENT OF POLICE,  
CANTT, PESHAWAR**

No. 59 /E/PA, dated Peshawar the 9/06 /2017

1. \_\_\_\_\_ is directed to finalize the aforementioned departmental proceeding within stipulated period under the provision of Police Rules-1975.
2. Official concerned

PA  
Pr. M. A. S.

BY: SUPERINTENDENT OF POLICE  
12/06/17

Town Sub-Division

Capita

To: - Superintendent of Police,  
Peshawar Cantt.

From: - Deputy: Superintendent of Police,  
Town Peshawar.

No. 24-E /PA

Dated.04 July: 2017

Subject: - Departmental Inquiry against Constable Kamran No.5987.  
Memo:

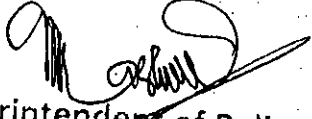
Please refer to your office No.59/E/PA- SPC dated 09/06/2017 on the subject cited above,

A departmental inquiry against Constable Kamran No.5987, was here conducted with the allegations that while he was posted at PS Tehkal Peshawar, he remained absent from his legitimate duty with effect from 27/03/2016 to till date, without any leave or prior permission from his senior officer. Subsequently, proper charge sheet and summary of allegations was issued to him by the W/SP-Cantt Peshawar. The inquiry papers were marked to the undersigned for inquiry and to find out real facts.

Constable Kamran No.5987 was repeatedly summoned to the office. But he did not bother to attend this office for statement and personal hearing.

From the perusal of record and inquiry conducted it revealed that the said constable was remained absent from his duty w.e.f 27/03/2017 to till date. Statement of the said constable was not recorded because he did not bother to attend this office during inquiry process.

In the light of the above circumstances, I the undersigned as inquiry officer recommend Constable Kamran No.5987 for major Punishment after issuance of final show cause notice (Relevant record is attached).

  
Deputy: Superintendent of Police,  
Town Sub-Division Peshawar.

ISSUE final Show cause notice



SP-Cantt

**FINAL SHOW CAUSE NOTICE**

I Superintendent of Police, Cantt, Capital City Police, Peshawar as competent authority, under the provision of Police Disciplinary Rules 1975 do hereby serve you Constable Kamran No. 5987 of Capital City Police, Peshawar as follows.

1 (i) That consequent upon the completion of enquiry conducted against you by the enquiry officer for which you were given opportunity of hearing.

(ii) On going through the findings and recommendation of the enquiry Officer, the material on record and other connected papers produced before the E.O.

I am satisfied that you have committed the following acts/omissions specified in Police Disciplinary Rules 1975 of the said Ordinance.

"That you Constable Kamran No. 5987 while posted at PS/Tehkal, Peshawar were absented from 27.03.2016 till date without taking permission or leave. This act amounts to gross misconduct on your part and against the discipline of the force"

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you the penalty of major punishment under Police Disciplinary Rules 1975 for absence willfully performing duty away from place of posting.

3. You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within 7 days of its delivery, in normal course of circumstances, it shall, be presumed that you have no defence to put in and in that case as ex-parte action be taken against you.

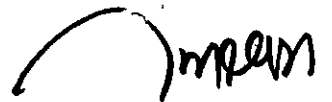
5. The copy of the finding of the enquiry officer is enclosed.

  
SUPERINTENDENT OF POLICE,  
CANTT: PESHAWAR

NO 1604/10

2 12-7-17

P.A  
Issue dismissed  
order



SP/ Cantt