FORM OF ORDER SHEET

Court of

Appeal No. 1914/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/09/2023	The appeal of Mst. Irum Shahzadi resubmitted today by Mr. Waqar Ahmad Khan Jehangri Advocate. It is fixed for preliminary hearing before touring Single Bench at A.Abad on By the order of Chairman REGISTRAR

The appeal of Mst. Irum Shahzadi Ex-FC No. 10 District Police Mansehra received today i.e on 14.09.2023 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Memorandum of appeal is not signed by the appellant.
2- Affidavit be got attested by the Oath Commissioner.
3- Copy of revision petition mentioned in the memo of appeal is not attached with the appeal be placed on it.
4- Chamber/Gmail address and contact number of the counsel engaged is not mentioned on the index of the appeal.

No. 3206 /S.T,

Dt. 15/9 /2023.

REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Waqar Ahmad Khan Jehangiri Adv.
High Court at Mansehra.

Resubmitted after completion

20/9/2023

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No 1914 of 2023

Mst. Irum Shahzadi..... .....**Appellant**

VERSUS

The Inspector General of Police (IGP) Khyber Pakhtunkhwa Peshawar etc....**Respondents**

APPEAL

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Dated 07.09.2023

Irum Shahzadi
(Appellant)

Through:-

WAQAR AHMED KHAN JEHANGRI,
Advocate High Court

IFTIKHAR AHMED
ADVOCATE DISTRICT COURT

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No 1914 of 2023

Mst, Irum Shahzadi, Ex- FC No. 10, District Police District Mansehra.

.....**Appellant**

VERSUS

1) The, Inspector General of Police (IGP) Khyber Paktunkhwa Peshawar.

2) The, Regional Police Officer, Hazara Region, Abbottabad.

3) The, District Police Officer, Manschra.

.....**Respondents**

APPEAL UNDER SECTION. 4 OF KPK SERVICE TRIBUNAL, ACT, 1974 AGAINST THE IMPUGNED ORDERS NO 89 DATED 17.05.2021, PASSED BY RESPONDENTS WHEREBY MAJOR PENALTY OF REMOVAL FROM SERVICE OF APPELLANT ON THE

GROUND OF ALLEGED UNSPECIFIED ABSENCE FROM DUTY WAS IMPOSED AND UPHELD.

PRAYER:-

On acceptance of the instant service appeal, the impugned orders bearing No **89** dated **17.05.2021**, passed by respondent No. 03 and impugned order bearing No. 7041 dated 28.03.2022 passed by respondent No. 02 and impugned order No. 1258-63/23 dated 15.05.2023 may kindly be set-aside declaring them illegal, void and against the law on the subject and appellant be re-instated into service with all back benefits.

Respectfully Sheweth:-

1. That, appellant was appointed in a prescribed manner by competent authority against post of lady constable.

   (copy of service Card annexed as annexure "A").

2. That, during service appellant perform her duty regularly with best performance; during the tenure of her

service she receive performance certificates.

(copies of certificates annexed as annexure "B").

3. That, all of a sudden, respondent No 03 without citing any reason and intimation straightaway, with a single stroke of pen imposed Major penalty of removal from service upon appellant w.e.f. **20.02.2021** on the ground of alleged unspecified absence from duty, vide impugned order No. **89** dated **17.05.2021** on the alleged disciplinary action vide letter No. 20-21 dated 23.02.2021.

(copy of impugned order dated 17.05.2021 and letter No. 20-21 dated 23.02.2021 is annexed as Annexure "C").

4. That, appellant filed a Departmental appeal on dated **13.01.2022**, with respondent No 02, which was rejected vide order No. **7042** dated **28.03.2022.**

(Copies of Departmental appeal dated 13.01.2022 and rejection order dated. 28.03.2022 are annexed as Annexure "D&E" respectively).

5. That, being aggrieved from both the orders appellant also filed a revision petition before the respondent No. 01,

which was also rejected vide impugned order No. 1258-63/23 dated 15.05.2023.

(copy of the impugned order 15.05.2023 is annexed "F").

6. That, felling aggrieved from the impugned orders the appellant having no other remedy files the present service appeal before this Honourable Tribunal for interference inter alia, on the following amongst other grounds.

GROUNDS:-

A) That, appellant absent is not intestinally, she informed her superiors they orally informed him that her leave granted, due to this she went to abroad in emergency because her mother in law serious injured in incident Bahreen and no one is present in abroad to take care of injured due to this appellant went in abroad in emergency and believe that his leave granted. But the superiors officials not grant her leave due to malafide intention.

B) That, before imposing the impugned penalty, no publication as required

under rule 9 of E&D, Rules, 2011, was ever made in the leading newspapers, commonly available in the District of the appellant. Hence, the impugned order is wholly illegal, unlawful, without lawful authority and of having no legal effect.

C) That, no show cause notice was ever issued and the entire proceedings were fictitiously conducted by respondent No 03 at the back of the appellant.

D) That, no inquiry into the alleged allegations was ever conducted and the impugned penalty was imposed without having the allegations proved.

E) That, appellant was never confronted with the alleged allegations at any point of time, condemning her unheard.

F) That, before passing the impugned order, appellant was not put on notice to present his view point/explanation under the Doctrine of ***AUDI AULTERM PARTEM***, hence, the impugned order is not sustainable and maintainable under the law on this very sole ground.

G) That, appellant had a long un-blemished service record at her credit and she has been removed from service with a single stroke of pen without

observing due process of law and having the allegations proved.

H) That, no complaint was ever filed by any one against the appellant for her being absent from duty as alleged on any working day with any authority.

I) That, the impugned order on its very face value, is illegal, unlawful, without lawful authority, without jurisdiction and of having no legal effect.

PRAYER:-

On acceptance of the instant service appeal, the impugned orders bearing No **89** dated **17.05.2021**, passed by respondent No. 03 and impugned order bearing No. 7041 dated 28.03.2022 passed by respondent No. 02 and impugned order No. 1258-63/23 dated **15.05.2023** may kindly be set-aside declaring them illegal, void and against the law on the subject and appellant be re-instated into service with all back benefits.

Dated 07.09.2023

Mst, Irum Shahzadi
(Appellant)

Through:-

WAQAR AHMED KHAN JEHANGRI,
Advocate High Court

IFTIKHAR AHMED
ADVOCATE DISTRICT COURT

VERIFICATION :

I, Mst, Irum Shahzadi, Ex- FC No. 10, District Police District Mansehra, do hereby solemnly affirm and declare that the contents of fore-going Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed or suppressed form this Honorable Tribunal.

Mst, Irum Shahzadi
(DEPONENT)

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No _____ of 2023

Mst. Irum Shahzadi..... .....**Appellant**

VERSUS

The Inspector General of Police (IGP) Khyber Pakhtunkhwa Peshawar etc....**Respondents**

APPEAL

AFFIDAVIT

I, Mst, Irum Shahzadi, Ex- FC No. 10, District Police District Mansehra, do herby solemnly affirm and declare on oath that the no such subject matter appeal has ever been filed before this honorable court nor pending nor decided. That the contents of fore-going affidavit are true and correct to the best of my knowledge and belief and nothing has been concealed or suppressed from this Honourable tribunal.

Dated: 07.09.2023

Irum Shahzadi
(DEPONENT)

ATTESTED
EJAZ ALI SHAH
Advocate High Court
Notary Public
Distt. Mansehra

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No ____ of 2023

Mst. Irum Shahzadi..... .....**Appellant**

VERSUS

The Inspector General of Police (IGP) Khyber Pakhtunkhwa Peshawar etc....**Respondents**

APPEAL

APPLICATION FOR CONDONATION OF DELAY IN FILING SERVICE APPEAL BEFORE THIS HON'BLE TRIBUNAL.

Respectfully Sheweth:-

1. That, this application may kindly be treated as part and parcel of the main appeal.

2. That, initially against the appellant ex party order impugned order issued on 17.05.2021 after the knowledge the said order appellant field an appeal on 13.01.2022 which was declined/rejected then appellant filed revision petition before the IGP which

was also rejected on 15.05.2023. the IGP appeal is consider as departmental appeal but after deciding the same the appellant kept on visiting the office of respondent No. 01 time and again for obtaining the record of order but in vain. Now appellate in personally sources the receive the unattested order.

3. That, appellant has brought a good prima face case and a balance of connivance also lies in a favour of the appellant. Appellant valuable right of reinstatement in a service of the appellant as leady constable are involved.

4. That, the delay in filing the company appeal is a not deliberate nor was in a control or reach of the appellant but was due to non communicate by respondent No. 01 and department till to date to the appellant.

5. That, impugned removal order is a void has been issued with retrospective effect which is void order and according to this Honourable tribunal larger bench Judgment Titled Raheem ud din Vs IG Police and others Appeal No. 562/2016 decided on 02.03.2018 and Shoukat Ali Versus SPRFP Malakand Region appeal No. 957/2019

decided on 07.12.2017 and Muhammad Saleem versus District Police Officer Manshera. Appeal No. 265/17 decided on 29.07.2021 etc. delivered that retrospective order is void order and no limitation run against the void order.

6. That, the Apex court held the various judgment the cases may be decided on merit rather than technicalities.

IT IS THEREFORE VERY HUMBLY PRAYED that on acceptance of the instant application the delay, if any, caused in filing the instant service appeal before this Hon'ble tribunal may graciously be condoned and the case of the appellant be heard and decided on merits.

Dated 07.09.2023

Mst, Iram Shahzadi
(Appellant)

Through:-

WAQAR AHMED KHAN JEHANGRI,
Advocate High Court

IFTIKHAR AHMED
ADVOCATE DISTRICT COURT

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No _____of 2023

Mst. Irum Shahzadi..... .....**Appellant**

VERSUS

The Inspector General of Police (IGP) Khyber Pakhtunkhwa Peshawar etc....**Respondents**

APPEAL

AFFIDAVIT

I, Mst, Irum Shahzadi, Ex- FC No. 10, District Police District Mansehra do herby solemnly affirm and declare on oath that the contents of fore-going application are true and correct to the best of my knowledge and belief and nothing has been concealed or suppressed from this Hon'ble tribunal.

Dated: 07.09.2023

Irum Shahzadi
DEPONENT

ATTESTED
EJAZ ALI SHAH
Advocate High Court
Notary Public
Distt. Mansehra
Date
07-09-23

BEFORE THE SERVICE TRIBUNAL K.P.K PESHAWAR

Service appeal No _____of 2023

Mst. Irum Shahzadi..... .....**Appellant**

VERSUS

The Inspector General of Police (IGP) Khyber Pakhtunkhwa Peshawar etc....**Respondents**

APPEAL

CORRECT ADDRESSES OF THE PARTIES

APPELLANT:
Mst, Irum Shahzadi, Ex- FC No. 10, District Police District Mansehra.

RESPONDENTS:
1) The, Inspector General of Police (IGP) Khyber Paktunkhwa Peshawar.

2) The, Regional Police Officer, Hazara Region, Abbottabad.

The, District Police Officer, Manschra

Dated 07.09.2023

Irum Shahzadi
(Appellant)

Through:-

WAQAR AHMED KHAN JEHANGRI,
Advocate High Court

IFTIKHAR AHMED
ADVOCATE DISTRICT COURT

(14)

Annex -A

Khyber Pakhtunkhwa
POLICE
District Mansehra
SERVICE CARD

Sr. No. _____

IRUM SHAHZADI
CONSTABLE NO:10

_____
Seal & Signature of
Issuing Authority

(B)
15

Annexure "B"

KHYBER PAKHTUNKHAWA POLICE

DISTRICT MANSHERA
COMMENDATION CERTIFICATE
Class III

Granted To LFC Irum Shazadi No 10

Son of _____

Police Station _____

In Recognition of Her assistance/ cooperation to a lady in her delivery case.

OB No 171

Dated 11-07-2020

District Police Officer
Manshera

16

POLICE TRAINING SCHOOL MANSEHRA

Commendation Certificate III
is awarded to

IRAM SHEHZADI 20 RS2001-

In recognition of

Best Turnout in Parade

OB No. 166

Date. 16-03-2017

Principal,
PTS, Mansehra

17

POLICE TRAINING SCHOOL MANSEHRA

Commendation Certificate III
is awarded to

IRAM SHAHZAD 20

In recognition of

Good Turnout in Parade

OB No. 162

Date. 16-03-2017

Principal,
PTS, Mansehra

(18)

POLICE TRAINING SCHOOL MANSEHRA

Commendation Certificate III Rs100/-
is awarded to

Arum Shazadi 10

In recognition of

Good Performed in ATS Demo

OB No. 243

Date. 14-7-2017

Principal,
PTS, Mansehra

POLICE DEPARTMENT

MANSEHRA DISTRICT

Annex

19

ORDER

This office order will dispose off the departmental enquiry proceeding against lady Constable Irum Shahzadi No. 10 who was proceeded against departmentally with the allegation that while she was posted as GD Police Lines Mansehra she absented herself from duty with effect from 20-02-2021 to todate without any leave or permission:-

The Enquiry Officer i.e. Addl: SP Mansehra after conducting proper departmental enquiry has submitted his report stating therein that, he being enquiry officer after confirmation that accused official had gone abroad, he wrote letter to Assistant Director Passport Office Mansehra for clarification of Passport Number and profession mentioned in the last box of the passport vide letter No. 67/PA dated 12-03-2021. Enquiry Officer also made correspondence with the Director, Federal Investigation Agency (FIA) Immigration Islamabad vide his office letter No. 72/PA dated 25-03-2021, for the provision of travel history of the accused official. After receiving reply from both the offices/agencies enquiry officer found following three misconduct on the part of accused Lady Constable Irum Shahzadi No. 10.

1. Accused official deliberately, willfully absented herself from duty.
2. She neither got NOC from the department for making of Passport nor mentioned her profession in the last box of the Passport as government servant.
3. Accused official went abroad without prior permission of her senior and without getting Ex-Pakistan Leave/NOC for traveling abroad.

After all proceeding enquiry officer summoned the alleged official time and again for appearance in connection of her departmental enquiry, despite several summons the delinquent Lady Constable did not appear before the enquiry officer for recording her statement. Enquiry officer proved the charges leveled against delinquent Lady Constable and recommended her for taking ex-party action and major punishment of removal from service".

A final show cause notice was also issued to the delinquent Lady Constable Irum Shahzadi No. 10 and sent to Police Lines Mansehra for service upon her. Lines Officer tried to contact the delinquent Lady Constable on her personal cell number 0349-9053367 which was switched off. From all proceeding it is crystal clear that delinquent Lady Constable is still absent which shows her ill-will towards performing her duty.

I, the District Police Officer, Mansehra, therefore agreed with the recommendation of enquiry officer and award major punishment of "Removal from service" to the delinquent Lady Constable Irum Shahzadi No. 10 under Khyber Pakhtunkhawa Police, Disciplinary Rules 1975 (amended in 2014). The total period 02 months and 16 days (76 days) she spent without permission and leaves is treated as the period without duty so it does not attract any salary and other allowances.

Ordered announced.

OB
17-05-2021

District Police Officer
Mansehra

(10) (C)

20

DISCIPLINARY ACTION

I, Asif Bahader (PSP), District Police Officer Mansehra, as Competent Authority of the opinion that **Lady Constable Irum No. 10 (Police Lines)** has rendered himself liable to be proceeded against as he committed the following act/omissions within the meaning of Khyber Pakhtunkhawa Police Disciplinary Rules 1975 (amended in 2014).

Vide DD. No. 23 dated 21-02-2021 of Police Lines Mansehra it has been reported that while you were posted as GD Police Lines Mansehra you absented yourself from duty with effect from 20-02-2021 todate. You were contacted on your personal Cell number which is going switched off. It shows that you have no interest in the discharge of your official duty. It amounts to gross misconduct on your part.

For the purpose of scrutinizing the conduct of the said accused Officer with reference to the above allegations **Addl: SP Mansehra** is deputed to conduct formal departmental enquiry against **Lady Constable Irum No. 10 (Police Lines).**

The Enquiry Officer shall in accordance with the provisions of the Khyber Pakhtunkhawa Police Disciplinary Rules 1975 (amended in 2014), provide reasonable opportunity of hearing the accused, record findings and make recommendations as to punishment or other appropriate action against the accused.

The accused and a well conversant representative of the department shall in the proceedings on the date, time and place fixed by the Enquiry Officer.

District Police Officer,
Mansehra

No 20-21 /SRC dated Mansehra the 23-02-2021

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

1. The Enquiry Officer for initiating proceedings against the defaulter officer under the provisions of the Khyber Pakhtunkhawa Police Disciplinary Rules 1975.
2. **Lady Constable Irum No. 10 (Police Lines)** with the direction to submit his written statement to the Enquiry Officer within 07 days of the receipt of this charge sheet/statement of allegations and also to appear before the Enquiry Officer on the date, time and place fixed for the purposes of departmental proceedings.

District Police Officer,
Mansehra

Reader

For further proceedings

Addl: SP (MN)
01-03-021

Annx-"D"

21

بخدمت جناب ریجنل پولیس افسیر صاحب ہزارہ ریجن ایبٹ آباد

اپیل برائے بحالی سروس

جناب عالی:

مودبانہ گزارش ہے کہ:

۱۔ سائلہ بطور لیڈی کنسٹیبل GD پولیس لائن مانسہرہ تعینات تھی کہ اطلاع ملی کہ میری ساس جو بحرین میں مقیم ہے ایک حادثہ میں شدید زخمی ہوگئی۔ اس کی دیکھ بھال اور علاج معالجہ میں مدد کے لیے کوئی وہاں پر موجود نہ تھا۔

۲۔ سائلہ نے اسی پریشانی کے باعث افسران بالا سے چھٹی لینے کی کوشش کی لیکن نہ حاصل کرسکی اور ایمرجنسی میں بیرون ملک چلی گئی۔

۳۔ اسی دوران سائلہ کی غیر حاضری ہوگئی۔ اور سائلہ بیرون ملک اپنی ساس کی تیمارداری اور دیکھ بھال کرتی رہی۔ اس دوران مجھے کوئی شوکاز نوٹس / چارج شیٹ وغیرہ نہ ملی۔

۴۔ یہ کہ سائلہ اپنی ساس کی تیمارداری اور علاج معالجہ وغیرہ سے جب واپس آئی تو علم ہوا کہ جناب DPO صاحب مانسہرہ نے بحوالہ آرڈر بک نمبر:89 مورخہ 17-05-2021 کو مجھے سروس سے برخاست کردیا ہے۔ (آرڈر برخاستگی تصدیق شدہ لف ہے)

عالی جاہ:

میں نے دیدہ دانستہ رولز کی خلاف ورزی نہ کی ہے۔ اور انتہائی مجبوری / پریشانی کے عالم میں افسران بالا سے اجازت نہ ملنے کی وجہ سے غیر حاضر ہوئی۔ میرے چھوٹے تین بچے ہیں جن کی کفالت میرے ذمہ ہے انسانی ہمدردی کے تحت درگزر فرما کر جناب DPO صاحب مانسہرہ کے حکم برخاستگی کو ختم کرکے سائلہ کو سروس پر بحال فرمایا جاوے۔

سائلہ تمام عمر دعا گو رہے گی۔

Ex لیڈی کانسٹیبل ارم شہزادی نمبر 10 ڈسٹرکٹ مانسہرہ۔

0349 905 3367

Office Of The Regional Police Officer
Dy.No. 528
Dated 13/1/22
Abbottabad

No. 823/PA
13-1-22

DPO Mansehra
For comments alongwith service record pl.
13/01/2022

PA/RPO Hz
13/01

22

Annex "E"

OFFICE OF THE REGIONAL POLICE OFFICER
HAZARA REGION, ABBOTTABAD
0992-9310021-22
0992-9310023
r.rpohazara@gmail.com
0345-9560687

NO: 7041 /PA DATED 23/3/2022

ORDER

This order will dispose off departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rules, 1975 submitted by Ex. LFC Irum Shahzadi No.10 of district Mansehra against the order of punishment i.e. ***removal from service*** awarded by DPO Mansehra vide OB No.89 dated 17.05.2021.

Brief facts leading to the punishment are that the appellant while posted at Police Lines Mansehra absented herself from duty without any leave or permission with effect from 20.02.2021 to 17.05.2021 **(total 86 days).**

The appellant was issued charge sheet alongwith summary of allegations and Addl: SP, Mansehra was deputed to conduct departmental enquiry. However, she failed to join the enquiry process as a result *ex-parte* enquiry proceedings were initiated against her and EO held the appellant responsible of misconduct on following grounds:

1. The appellant deliberately and willfully absented herself from duty.
2. She went abroad without prior permission or ex-Pakistan leave.
3. She neither got NOC from the department for issuance of passport nor mentioned profession in her passport.

The appellant was issued final show cause notice however, neither she submitted reply of the show cause notice nor appeared in person before the competent authority. Consequently, DPO Manshera awarded him major punishment of removal from service. Hence, the appellant submitted this present appeal.

After receiving her appeal, comments of DPO Mansehra were sought and examined/perused. The undersigned called the appellant in OR and heard her in person. However, she failed to advance any plausible justification in her defense. The allegations leveled against the appellant were proved beyond reasonable doubt. She despite been part and parcel of a disciplinary force deliberately violated the rules/procedures and without permission went abroad. Such practices are unacceptable in a disciplined force. In addition to this, the appeal submitted by the appellant is also badly time barred. Thus, the disciplinary action taken by the competent authority seems suitable and the appeal is liable to be dismissed. Therefore, in exercise of the powers conferred upon the undersigned under Rule 11-4 (a) of Khyber Pakhtunkhwa Police Rules, 1975 the instant appeal is hereby ***filed/rejected*** with immediate effect.

Attested copy

PSO/RPO HZR
DSP 07/04

Mirvais Niaz (PSP)
REGIONAL POLICE OFFICER
HAZARA REGION, ABBOTTABAD

No. 7043 /PA, dated Abbottabad the 28/3/2022.

Cc.

DPO Mansehra for information and necessary action with reference to his office Memo No 2134/PI dated 22-02-2022. Service Roll and Fuji Missal containing enquiry file of the appellant is returned herewith for record.

Annx-"F" A

23

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 by Ex-Lady FC Irum Shahzadi No. 10. The petitioner was dismissed from service by District Police Officer, Manschra; vide OB No. 89, dated 12.05.2021 on the allegations of absence from duty w.e.f 20.02.2021 till date of dismissal from service i.e. 17.05.2021 for total period of 02-months, 03-weeks & 06-days. Her appeal was rejected by RPO/Hazara, vide order Endst: No. 7041-42/PA, dated 28.03.2022.

Meeting of Appellate Board was held on 18.04.2023 wherein petitioner was heard in person. Petitioner contended that she went abroad to take care of her injured mother-in-law.

Perusal of enquiry papers reveals that the petitioner willfully absented herself from her lawful duty and went abroad without getting Ex-Pakistan leave, NOC from the department for issuance of passport nor mentioned her profession in her passport. The Board sees no ground and reasons for acceptance of her petition; therefore, the Board decided that her petition is hereby rejected.

Sd/-
SABIR AHMED, PSP
Additional Inspector General of Police,
HQrs: Khyber Pakhtunkhwa, Peshawar.

No. S/ 1258-63 /23, dated Peshawar, the 15-05 /2023.

Copy of the above is forwarded to the:

1. Regional Police Officer, Hazara. One Service Roll and one Fuji-Missal (Containing enquiry file) of the above named Ex-Lady FC received vide your office Memo: No. 13101/PA, dated 09.06.2022 is returned herewith for your office record.
2. District Police Officer, Manschra.
3. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. Office Supdt: E-IV CPO Peshawar.

15/5/23

(MUHAMMAD AZHAR) PSP
AIG/Establishment.
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

ADVOCATE DETAILS

Full Name: WAQAR Ahmed Khan ADVOCATE High COURT,

Father Name: MUHAMMAD PERVEZ KHAN JEHANGIR

Date of Birth: 20.12.1973 CNIC # 13503-0567789-3

Permanent Address: MOHALLAH USMAN ABAD, POSTIA,

,TEHSIL & DISTRICT MANSEHRA

Present Address: JEHANGIRI LAW CHAMBER, DISTRICT COURT, MANSEHRA

Email: Waqar.Khanadv@gmail.com District: MANSEHRA

Mobile #: 0333-5022111

License No BC: 102816 Issue Date:15.01.2000

License No HC Issue Date: 03.07.2004

License No SC: NIL Is sue Date: Nil

Signature

9223/22

بخدمت جناب IGP صاحب خیبر پختون خواہ پشاور

اپیل برائے بحالی سروس

جناب عالی:

گزارش ہے کہ:

۱۔ من سائلہ ضلع مانسہرہ بطور لیڈی کنسٹیبل تعینات تھی کہ اطلاع ملی کہ میری ساس جو بحرین میں مقیم ہے وہاں پر ایک ٹریفک حادثہ میں شدید زخمی ہوگئی تھی جس کی دیکھ بھال کے لئے جانا ضروری تھا۔

۲۔ من سائلہ نے لاعلمی کی وجہ سے بغیر NOC کے پاسپورٹ بنایا اور پریشانی کے باعث افسران بالا سے چھٹی لینے کی کوشش کی جو نہ ملی اور ایمرجنسی میں بیرون ملک چلی گئی۔

۳۔ بیرون ملک کرونا کی سفری پابندیوں کی وجہ سے وہاں پھنس گئی۔ اور بروقت واپس نہ آسکی جس کی وجہ سے سائلہ کی غیر حاضری ہوئی۔

۴۔ من سائلہ کو کوئی شوکاز نوٹس / چارج شیٹ موصول نہ ہوئی اور میری عدم موجودگی میں جناب DPO صاحب مانسہرہ نے مجھے dismissel کی سزا سنادی۔ (آرڈر کی کاپی ہمراہ لف ہے)

۵۔ سائلہ نے دیدہ دانستہ رولز کی خلاف ورزی نہ کی ہے۔ اور انتہائی مجبوری / پریشانی کی وجہ سے غیر حاضر ہوئی تھی۔

عالی جاہ:

من سائلہ نے جناب DIG صاحب ہزارہ پر رحم کی اپیل کی جو مسترد کردہ گئی (آرڈر کی کاپی ہمراہ لف ہے) میرے چھوٹے چھوٹے بچے ہیں جن کی میں واحد کفیل ہوں عورت زات ہوں مجبوری کی وجہ سے ملازمت کر رہی تھی۔

استدعا ہے کہ انسانی ہمدردی کی بنا پر میرے ساتھ رحم والا معاملہ کرتے ہوئے میری سزا معاف کی جا کر مجھے دوبارہ سروس پر بحال کیا جائے

سائلہ تا عمر آپ کی درازی عمر کی دعا گو رہے گی۔

13/6/22

ارم شہزادی Ex لیڈی کانسٹیبل نمبر 10 ڈسٹرکٹ مانسہرہ۔

15.04.22

CRC
10:15-22

Police Line Office KPK, Peshawar
(Recruitment Branch)
521 / 22
15 / 04 / 22

(24)

وکالت نامہ

بعدالت جناب سروسز ٹریبونل KPK پشاور

ارم شہزادی بنام IGP وغیرہ

منجانب: اپیلانٹ سروس اپیل

باعث تحریر آنکہ!

اندریں مقدمہ عنوان بالا اپنی طرف سے برائے پیروی وجواب دہی بمقام ایڈیشنل جج KPK سروسز ٹریبونل

وقار احمد خان جہانگیری ایڈووکیٹ ہائی کورٹ، افتخار احمد، نور خان ایڈووکیٹس ڈسٹرکٹ کورٹس مانسہرہ

کو بدیں شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختیار خاص رُوبرُو عدالت حاضر ہوتا رہوں گا اور بوقت پکارے جانے وکیل صاحب موصوف کو اطلاع دیکر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہوا اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ میرے خلاف ہوگیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی اور جگہ کچہری کے مقررہ اوقات سے پہلے یا بروز تعطیل پیروی کرنے کے مجاز نہ ہونگے اگر مقدمہ مقام کچہری کے آگے یا پیچھے ساعت ہونے پر مظہر کو کوئی نقصان پہنچے تو صاحب موصوف ذمہ دار نہ ہوں گے اور صاحب موصوف کو عرضی دعویٰ اور درخواست اجرائے ڈگری ونظر ثانی، اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست پر دستخط تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرانے اور ہر قسم کا روپیہ وصول کرنے اور رسید دینے اور داخل کرنے کا، ہر قسم کا بیان دینے اور سپرد ثالثی وراضی نامہ ودستبرداری واقبال دعویٰ کا اختیار ہوگا اور بصورت اپیل وبرآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا فیصلہ ڈگری واجرائے ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ فیس کرنے کا مجاز ہوگا۔ بصورت ضرورت بدوران مقدمہ یا اپیل ونگرانی کسی دوسرے وکیل یا بیرسٹر کو بجائے خود یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے صاحب موصوف کو، پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی حالت میں میرا مطالبہ صاحب موصوف کے برخلاف نہیں ہوگا۔ مجھے کل ساختہ پرداختہ مثل ذات خود منظور وقبول ہوگا۔ لہذا وکالت نامہ لکھ دیا ہے تا کہ سند رہے۔ مضمون وکالت نامہ سن لیا اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

مورخہ 07.09.2023

ارم شہزادی سابقہ پولیس کانسٹیبل FC نمبر 10 ڈسٹرکٹ پولیس مانسہرہ

Attested & Accepted
وقار احمد خان جہانگیری
ایڈووکیٹ ہائی کورٹ مانسہرہ

Attested & Accepted
افتخار احمد ایڈووکیٹ
ڈسٹرکٹ کورٹ مانسہرہ

Attested & Accepted
نور خان ایڈووکیٹ
ڈسٹرکٹ کورٹ مانسہرہ