12.6.2014

Appellant in person and Mr. Mir Faraz, Inspector Legal on behalf of respondents with AAG present. Written reply received on behalf of the appellant, copy whereof is handed over to the appellant for rejoinder on 25.9.2014.

Chairman

25.09.2014

Appellant with counsel and Mr. Mir Faraz, Inspector (legal) on behalf of respondents with Mr. Muhammad Adeel Butt, AAG present. Rejoinder received on behalf of the appellant, copy whereof is handed over to the learned AAG for arguments alongwith connected appeals on 01.04.2015.

Chairman

26.02.2015

Appellant with counsel present. Application for withdrawal of the appeal submitted and on the basis of the said, appeal of the appellant fixed for 1.4.2015 requisitioned.

In the light of application and submission of the learned counsel for the appellant, the appeal is dismissed as withdrawn. File be consigned to the record.

ANNOUNCED 26.02.2015.

01.04.2014

Appeal No. 412/2014.
Who Thubber Ali.
Counsel for the appellant present and submitted an

application for early hearing. Application accepted. To come up for preliminary hearing on 03.04.2014 instead of 09.05.2014.

03.04.2014

Appellant Deposited Society & Process FeeBank Receipt is Attached with File.

Counsel for the appellant present. Preliminary arguments heard and case file perused. Counsel for the appellant contended that the appellant has not been treated in accordance with law/rules. Against the original order dated 31.12.2013, he filed departmental appeal on 15.01.2014, which has been rejected on 10.03.2014, hence the present appeal on 24.03.2014. He further contended that the appellant treated under wrong law. No final show cause notice has been issued to the appellant. The impugned order dated 10.03.2014, has been issued in violation of Rule-5 of the Civil Servant (Appeal) Rules 1986. Points raised at the Bar need consideration. The appeal is admitted to regular hearing subject to all legal objections. The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, Notices be issued to the respondents for submission of written reply/comments on 12.06.2014.

This case be put before the Final Bench_

for further proceedings.

Mem

Chairman

03.04.2014

Form- A FORM OF ORDER SHEET

Court of		·
Case No	·	412/2014

•	Case No	412/2014		
S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate		
. 1	2	3		
1	24/03/2014	The appeal of Mr. Ghaffar Ali presented today by Mr. Muhammad Asif Yousafzai Advocate may be entered in the		
		Institution register and put up to the Worthy Chairman fo		
· -		preliminary hearing.		
		ŘĚGIŠTRÁR		
2	25-3-20			
		hearing to be put up there on $9-5-2014$		
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BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 4/2 /2014

Ghafar Ali

V/S

Police Deptt:

INDEX

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9.	Vakalat Nama		. 22

APPELLANT

Ghafar Ali

THROUGH:

M.ASIF YOUSAFZA

&

TAIMUR ALI KHAN

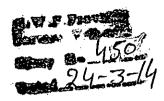
(ADVOCATES, PESHAWAR)

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 4/9 /2014

Ghafar Ali, Ex- HC, NO.1539

District Police, Bannu.



(Appellant)

VERSUS

- 1. The Provincial Police Officer, KPK Peshawar.
- 2. The Regional Police Officer, Bannu Region, Bannu.
- 3. The District Police Officer, Bannu.

(Respondents)

APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER DATED 10.1.2014 WHEREBY, THE APPELLANT HAS BEEN COMPULSORILY RETIRED FROM THE SERVICE AND AGAINST THE ORDER DATED 10.3.2014 WHEREBY, THE DEPARMENTAL APPEAL OF THE APPELLANT HAS BEEN REJECTED FOR NO GOOD GROUNDS.

PRAYER:

THAT THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 10.1.2014 AND 10.3.201 MAY BE SET ASIDE AND THE APPELLANT MAY BE REINSTATED WITH ALL BACK BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPOPRIATE THAT MAY ALSO BE AWARADED IN FAVOUR OF APPELLANT.



RESPECTFULLY SHEWETH:

1. That the appellant joined the police force in 1991 and completed his due trainings etc and also has good service record throughout.

- 2. That all of sudden statement of allegation and charge sheet under police rules (amended vide NWFP gazette 27 januray 1976) in which though the charges of corruption, ill-reputation were leveled against the appellant but without specification of any incident or occurrence which led to formulate such statement of allegation. The appellant submitted his reply and denied all allegations. (copies of charge sheet and statement of allegation and reply are attached as Annexure A,B&C)
- 3. That the one sided inquiry was conducted against the appellant in which neither appellant was associated with enquiry proceedings nor any statement was recorded in the presence of appellant or to cross examine the same. (Copy of the inquiry report is attached as Annexure as D)
- 4. That on 10.1.2014, the penalty of compulsorily retirement from service was imposed on the appellant under police rules (amended vide NWFP gazette,27 January 1976). The appellant filed departmental appeal, which was also rejected on dated 10.3.2014 for no good ground. (Copies of order, departmental appeal and rejection order are attached as Annexure E,F&G).
- 5. That now the appellant come to this august Tribunal on the following grounds amongst others.

GROUNDS:

- A) That the impugned order dated 10.1.2014 and 10.3.2014 are against the law, facts, norms of justice and material on record, therefore not tenable and liable to be set aside.
- B) That the appellant has been condemned unheard and has not been treated according to law and rules.
- C) That neither the appellant was associated with the enquiry proceedings nor has any statement of witnesses have been recorded in the presences of the appellant. Even a chance of cross examination also not provided to the appellant which is violation of norms of justice

D) That even no final show cause notice was served on appellant before imposing major penalty of compulsorily retirement from service which is

the violation of principles of personal hearing and fair play.

E) That the charge sheet and statement of allegation is vague and contains no

specification about incident or nothing which could based to level in

allegation.

F) That the appellant has not been treated under proper law despite he was a

civil servant of the province, therefore, the impugned order is liable to be

set aside on this score alone.

G) That the penalty of compulsory retirement from service is very harsh which

is passed in violation of law and, therefore, the same is not sustainable in

the eyes of law.

H) That the appellant has been discriminated because similar like allegation

which were leveled against other official of District Bannu Police and most

of those official are reinstated while the same benefits were not extended

to the appellant.

I) That the appellant seeks permission to advance others grounds and proofs

at the time of hearing.

It is, therefore most humbly prayed that the appeal of the appellant

may be accepted as prayed for.

APPELLANT

Ghafar-Ali

THROUGH:

M.ASIF YOUSAFZAI

8

TAIMUR ALI KHAN



I, MUHAMMAD IQBAL District Police, Office, Bannu, is competent authority, hereby charge you HC Ghaffar Ali No.87/881 of Bannu Pelice, as you have been suspended by the Regional Police Officer, Bannu on the basis of your tainted reputation and your alleged involvement in anti-social activities. Your activities are against the norms of a disciplined service, morality and impartialness which are badity

police Rules (Amended vide NWFP gazette, 27 January 1976) and have rendered police Rules to all or any of the penalties specified in the said rules:

3. You are therefore, directed to submit your defense within 07 days of the receipt of this Charge-Sheet to the enquiry difficer.

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

You are directed to intimate whether you desire to be hazard in person.

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required for the police force.

(ANAGI GAMMAHUM) District Police Officer, rounsil

ATTESTED

STATEMENT OF ALLEGATIONS:

I, Muhammad Iqbal, District Police Officer, Bannu as competent authority, am of the opinion that HC Ghaffar Ali No.87/BBI of Bannu Police has rendered himself liable to be proceeded against as he has committed the following misconduct within the meaning of Police Rules (amended vide NWFP gazette 27th January 1976).

STATEMENT OF ALLEGATIONS:

- 1. He has been suspended by the Regional Police Officer, Bannu on the basis of his tainted reputation and his alleged involvement in anti-social activities. His activities are against the norms of a disciplined service, morality and impartialness which are badly required for the police force.
- 2. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations Mr. Liaqat Shah, DSP Naurang, District Lakki Marwat, is appointed as Enquiry Officer.
- 3. The Enquiry Officer shall provide reasonable opportunity of hearing to the accused, record statements etc and findings within (25 days) after the receipt of this order.
- 4. The accused shall join the proceedings on the date, time and place fixed by the Enquiry Officer.

(MUHANMAD QBAL)
District Police Officer.

No.668 + 70/5RC dt - 06-12-13

Copies to (1) HC Ghaffar Ali No.87/BBI (2) DSP Naurang, District Lakki

Marwat (3) SRC Bannu.

(MUHAMMAD IQBAL) District Police Office Bannu.

ATTESTED

عراب و طرك ولس او جو ور (36) Openin 6 13 Ros 668 - 70/SRC 1 1:7, 10/13 ١- ٥ در سال في دولس س دوسرى ورجم ١٩٩١ ١١ عرفي مواكف /ور لا لا لا السيال السيوليس من مقرر مرنس ورا (على مناعد فی من ای فرالوی سرای کی این دورد و فرا م که سامل فی کوستار فیلف می فول میں فیلف وستیول امرایس ره درای دو وزی درای درای شناسی کسی دو سرای کرشا دی الى دُولى ك ودار سامل في والركوا أولا را المراد المراد المراد المراد المراد المراد المرد الم 3 (26) 2 Vy A2 1015 Telewy 2015 1000, سلم الحراد والمراس المعالم المراس الم سادار د افران ولس و کسیم کی سنطایت کا وقع نیس 5-731-1335 Jun 100 Jund 2001,1 120731. 47 de de 333 Junites 100 wip for is This of a ges w de [m min/2016 / m) et 3 (m) et 3 / m m 1 /0 /2 / () 36 Anti Social film 3 cm () de la ma (m) (m) (m) (136)

رہی ہوتی کی ارس یہ بہل مصبور لفور کرنے ہوگؤں كالمرت ع آمود ا ورجان ما كى صفاحت ابنى اولنى ودوقت لفتر رقرا ی ا در بر بات می ارد از کارد سه صاف فامر ؟ كرفلاف الس وفي الرام لين لكا ما بسكا مس للي أس الماليزيد الموسى الموسى المارت في المراح المرايد المرا مرق لوز کسی روی ک اسلال دی و کست می کسی الزرود والحالة على النظام المساهد ورب Acide Dimeria Com to Me with Million 12 in the I calify the firm objunt of mills as I a wiss or winder عرف المساول مي مي مي الراس مي معرف المراس مي الراس مي الروس معربات أو السم مع نوس ها في و و فط و في الما مع 400 m) vindus times 7 res 300 16 Com 1 16 (56/6) 15'0 33C, We on 30 (M) 30 (262) رم کارس نیزوا وی کا کلے وقعہ دی کو آوران رہی واق سے رسی رمان و رمادانسی از کو در با جاتا ہے

1) plus ou ACR de los junifications all 12 5 1 6 1 160100 C C 25 WB 130 mg رس محد کی تو آفر کا طوف ایم ایک شرور کولی Juli vimos en Ellison Doil 3 com viño ?. r & John Je (20) / 100 / 1/20) Elina 13, CTIVE CO NOW (CON) 3 C DOW (bi) cus) = compassibile coconstitues of Cool 2 in 7,00 mg/6/m m/2/ 12/ 10,1 m Calify (Leny) 86 2 Dunger (1) dus com 2 5 m Bir (m) (e) 10 501/11/6/10 June PAPIT Anti Sueud Activité de Cuis Es/11 cu mi 7. 18 ولمر و كروالزان و ال الراع كا فرك او كالموك بسات من 29/0/00 00 mly 23 my 23 my (2) (2) elient Tills die Gies in de la viville 16 8 2 1 Co = Woild on 561/11/1 28 والمركات والرواد المرس المركول عرارس فيلى لور

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. صناب عالی! مووش فروت مول م عارج مشط بهری آف HC L Usu DPO 03 6 12 Po 668.76 1 12 10 عفار على المل للن مؤل ك خدوف الذام عامدُ أن سي كروه سماج وشمن عما عرك الله وقفيم طور بير وللرواسي. حوف کم نوس سُلے مرنا ہی کا سب ہے ، جاراح سیا مرى دَف رسكن من عن على الورائع كو انوارس المعتر فور ر نے کے احقا مات ماری کرتے انوالٹری نوسا فٹ آفران ٹول مذرلع دواك موحول سويي. النرم علی آف نے مورہ صفار میں مارج شہلے ، سی آف اللَّيْن وصول كرده برأما وري فوات دما ، آور اي فلمف النَّا عُرْ الرَّافات كَوْ رُو كُرُ كَ هُوْدُ كُو بِ مِنْ يَقُورِ مِنْ الْمُوافِقِ لِمُعْلِمُ اللَّهِ الْمُرَافِقِ الْمُوافِقِ الْمُؤْفِقِ اللَّهِ اللَّهُ اللَّالِي اللَّلَّ اللَّهُ اللَّهُ اللَّهُ اللَّا اللَّهُ اللَّهُ اللَّا اللَّا اللَّهُ الل دوان اندامری دیل گوائی شمول الزام علیم ا و خیل کے مائر ما ملك المراح على مانات موجود كى الزام عليم أف تعلى الرك الذام عليم كو كوالمن برحم كرن أور اليادفا و/ د : Win in 1. 6 19 196

ATTESTED Up pip Up 3 6 0ASI O

Usi gip 87 HC de lée (9) عمطانی در نارد این محل قدر مان فرنوره میدگاش عفاری ! ورج الهم الكو ف الولى ضلو نبول من لطور كالله ل موى يوا مورم 20 كو رسكوط كورس منگوسے طبع تول ما جهرا كو تھا۔ ماؤن شب ، تھا مرر ، تھا منظان RR. الموت ، تھا ورم mm was , 270 eithis les end , 200 10 fe 24 200 ppc й бы год 14С : мой в АМНС в 02 06 19 - в той п کی مزیر ، ورم: موج الاه ساف می آبی دوی سرای درا منطانی دلسکاری SRC بحد مونس مان انونسگشن شا و طبه سوا SNIBED 10 Good 5 6 87/10 UL HE OFFI کئی نہیں ہے۔ اس ط ہ بھاری صلفے کا عران مان ے قربری ولورط سے مطابی فرکورہ 40 عفار علی 18 کونا اور کا مرب علی آرافی وود اسی طرح فیم سنتی نیک آف بایک ن نون سرخ طی کے 1000,005782-5 j bird 1 de 2 1 by 5/5 1463 روکے سلنس و جوج ہے ۔ آور باقی کسی بند مين الحادث ل سين وور سين ع ١٥٠٠

ATTESTED

عالی ہے ۔: ارزم ملی عفار علی کے ساتی صفیہ ا کسی یا اسلی فنس درانی سے معونات کی گی تو ماما تما کم فدنوره م سعارسی مینا دوں میر نوری کی تھے آور انسی لنستانی کے دوری ساج دشن تنه جرک تو روانظ دکو که معوایی ، کرکش سا به دامن وُدا مندار رُفَّها که فکے ضبع لیا کا ا الدُامات کی گفتری ، کامیر ہوتی ہے . فسکی انگوامری ہیں في توره على منفار على معم عندان فلوروار لفراما فا JUJIMUSE , 4/2 (MATAR) SE Solo Indi Rang 2014

ATTESTED

E E CY

POLICE DEPARTMENT:

DISTRICT BANNU.

ORDER:

HC Ghafar Ali No.1539 of Bannu District Police was placed under suspension vide RPO, Bannu Region, Bannu order Endst No.2654-58/EC dated 08-11-2013 because of his tainted reputation and his alleged involvement in anti-social activities.

Later on, the said Police Officer was charge sheeted and SDPO. Naurang was appointed as Enquiry for initiating proper departmental proceedings under Police Rules 1975.

Meanwhile, recommendations/findings, conducted by the Enquiry Committee, comprising of RPO DI Khan region and DPO, Kohat was received from the PPO KPK Peshawar vide CPO, Peshawar Memo No.221/PA/AIG/E dated 03-01-2013 which status that "The perusal of record as well as intelligence report shows him to be reputed as highly corrupt. The secret probe also affirm the allegations. He was personally heard in the orderly room and his statements recorded but could not negate the allegations. Therefore, keeping in view his long service and family kids, he is recommended for compulsory retirement".

In light of the said recommendation/findings, I, Muhammad Iqbal District Police Officer Bannu in exercise of the powers vested in me, hereby impose upon HC Ghafar Ali No.1539, the Major punishment of compulsory retirement from service with immediate effect.

OB No. 57
Dated: 10 / 01 /2014.

(MUHAMMAD IQBAL)
District Police Officer,

Bannu

No. 453-57 /Dated Bannu, the /0 / / /2014.

Copy of above is submitted to the:

- 1. Regional Police Officer, Bannu Region, Bannu w/r to his Endst number quoted above please.
- 2. Pay Officer.
- 3. SRC
- 4. OASI for completion or record.
- 5. RI/LO Police Line Bannu.

AFFESTED

(MUHAMMAD IQBAL) District Police Officer, Bannu

عورها ويحرا ولس 0B.NO-57) Obland & Solo Color (10.1.14) فَكُمْ رَوِ سِيسَارُ وَجَرِي شَالُونُونُ مَا فَكُمْ مُواجِعًا م من سار فوعد 7 تمل مالرامات السيل د موسى لرود أسم سوسول الموسر من موت م كاملا - درسائل ال الراب كرَفَهِ الْكُ مُضَارِ وَاللَّهِ الْكُرْمِ رَكِ لَكَا الْمُ مُنْفِيرِ وَاللَّهِ مِنْ اللَّهِ مِنْ اللَّهِ مِنْ (زارس کراہے اور آس چاد۔7 سے کو سار ماکر سامل کے عام DSP لوزيد سيلانت شاه وأنوالاك أنسر هورياكم ووال من جارج سب كراتواد ديم عراصات ١٩٥٥ تون كو راي ي أسلم الك الد لفظ محوس سيادت برمنتها ج اودرك المراوق سارت مر برطرف بس مل عي م مر جاد ، السَّا كر واب مرافع كر سن وال ديم جاد ، است ولا عالم الله المالك ال 3- مركم العل ديماريس إموائير بالموائير بالمرك بالمروس بيم كفرا بيم رور ا فكواشرى كمير كسامية أنى الزامات كرا حواب ديم اللي سين موارد المستور الوالري كس عرف بين مول لو كفيركس ووي ك را أهو أنبري كمين يا سأر كو منها دي كفر سال دسم بين با - لويس سار آ الدائرى سي وار كا كريس من الزامات كاسامات إلى والزاريس وسالما P.T.O. ATTASTED

130 W W W de C das. 600 plus de Con 260 hilland a Sentire Light with show of the المس سال مس تعم ولي ليات المات ليس ملع عقى . حركم بالحيد كذاب -1500 4- أيوالري للرب لفرج بي سوكاد لولسس لر ولفرل كادد الم اله المان أو اعن العراقة سلاك لرى حرح ملك في الدرورف ادار حسى سار وسي ربط و العلركما ج عن الفاف العامل من المعامل عن الفاف المعامل عن العامل ع رُق فَاذَلُ اللَّهِ اللَّهُ اللَّاللَّا اللَّهُ الللَّهُ اللّلْمُ اللَّا اللَّا اللَّهُ اللَّهُ اللَّهُ الللَّهُ اللَّهُ اللّل الماري على على الماري وتفسى آوسر دو فواسرايي وي المراس اور السار المعالم السي دورك بين المراب حق الزان في الوُلْقُونَ على مِن اللهم بسرين دُولُ رَبَّ طاعلام کون رفت آدرطرلق کار آندیش که جب لع کسی ربل کار کوکسی . كوسته كاز لوليس إجار مسط واجانات حسل حواب دى في رداراً بران اردواب لسن حتى به سراس سر صاف المالا أه أسرى التراع كل جا في ال المات في دوستن و إي لوطلب كا مائے ارزن گواعن رور الزا (فرحرح کرم کے الدر عب الزامات عجم كانت موط على فوريم الزار) أفرنزا سے خرار مان سان سر او گھا الی الیں ہے P.T.0 ATTESTED

) من الرك أنسك على من آموانه ي موفي . ا رسيم الركوال الما فعن علوت كفركس وهربالموت كربانا و مرافعات ما فراج كروروسها Jum 2 2 56 1/2 00 5 10 100 DPO رصرى رفي الروك و وقت ما فال كافن فيرت اور الوالم طرکی کار کے الکی کارند کا اللہ کی کا اللہ کا کہ کا اللہ کا اللہ کا اللہ کا اللہ کا اللہ کا اللہ کا کہ کا اللہ کا کہ کا اللہ کا کہ ک في ذر الدرس نم حققت ليده فيم صاري حسم نه سامل کو بینی بسائل کے فاہدان کو کی سنوں ارنٹ بس فسلہ کی م عاد ن آمواندی کے دم می لی و در آموانسری آور اس ماللاً المسلام المعادف أو يعما من الراف المادف أن الرافا اودا تعوالم مردسال الساح کے والے مور وطالعم رکا السطانواس أو المران الما الرامة كارت من مس الوق وفرمران أبر و برده ما المالي أبر الم أبر الم المران الم (او ره بریس آنواسی در ساد برسترا بس ی ماسی . اگانواس على كامانسان كورك لنه (توانس كفور كام . قرا ساليساد بر على المراج المست دنيا في سي كل الرجاد 7 سيك كا ورن على الكلسلى الخسس المرام الكلوك كورمس رسندلى المركو حَلَى سَارِيرٍ فِي رَسْنَ لِ الرَّبِي الْمُ اللَّهِ الْمُرْانِ لِنَا لَمْ اللَّهِ الْمُرْانِ لِنَا لَمْ اللَّهِ اللَّهُ اللَّهِ اللَّلَّمِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ الللَّهِ اللَّهِ الللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ الللَّهِ اللَّهِ الللَّهِ الللللَّا الللللَّاللَّهِ اللللللَّمِي الللَّهِ الللللَّمِي الللَّلْمِ الللللَّمِلْ الللَّلْ Man 1. 4 36 i) (- 38 / 60 vous in the ولا فا تنه أن انكوالله ي آور الفي . زموالم كا كومانط (كفت و رًا . كسن كوفر الم من الموفر الم من الموت ك الجنب لمن كافري الفورو ما D. T. O

مين ور ان مارس مرس المعلى ا دفا تد ار اثمر م مدوفيات كول الساع المركادي لفوروا . صفاملما ولول الم مر الدروق مل درسار تسر أموام ف صير عرب سر سر او الحائن برد او در الرام او المرام الورم ال من وقع قرام ن على . نير عافر في اردند افلرقي لفورس هار ا در الفارقي لا الله ي بين معنى دلارتس رفي الله يعنى 6. 17 6/6 LONN right 1990 00 -9 الراس و . كوالمهما وفي الورامي الريم ما وقع مزدان المردان و من رسم انور المران مزام المردان المران و المردان و ال مُ فَرَكُورُ لِي اللَّهُ مِنْ اللَّهُ اللَّهُلَّ اللَّهُ اللَّهُ اللَّهُ اللَّهُ اللَّهُ اللَّهُ اللَّهُ اللَّ E Wingit 6 Die 18 No of Colors of the Serial isline En 1,00,000 (Wis) (pls - \$30), 12 Will DSP 102 0 ppo 1,1 (will des (w) (w) . 6 20 6 السام والمالاس مع ما معلى المالية الما ال- وفول وقت من (له كول تيم رك قام) (دهال مزية جان رسم) ساد در الله ملی میاری ما حقوط وافقاتی ایس کر مین مزیو مین میر کردن رسی رسی این اور کی دور کومیسار مناک

نے میں و کر سرا الفیافی لے در مدمنی سر فسی ہے PS OB. NO: 57 LOGUEDPO مع عنه فالا المرض مل الله الله الله الله الله الله الله في س اله عوس روع ت سمم نع مح حكوساده كسار كوكر كنش كذال امات كساتد الرامات مس عمر الرامات وری دوس کی از در ایمانداری سے سرائی می ک ا موسس لولس لا تمان كور نه وافى د نرگى بر حرف كى كس بع من فيد للني من في دور في إلى ما ري في كم فيد لدوم فاران 500 10/4 DU OBNO 57 Cello 0/3/6/ رط س محمد الرس من كال سام س لوديد فالله سيرى عرا كو قدعادها و هسط 15/4 2 25 m 62 10 1539 i 16 seice . pm

ATTESTED.



My this order will dispose of departmental appeal preferred by Ex: HC Ghafar Ali 1539 of Operation Staff, Bannu against the order of Major Punishment of Compulsory retirement from service by DPO/Bannu vide OB No. 57 dated 10-01-2014 for committing of the following omissions:-

> That his reputation was reported to be tainted as well as charged for anti social activities

The said EX: HC was proceeded against departmentally for the above misconduct. Mr. Liaqat Shah, DSP/Naurang, District Lakki Marwat was appointed as Enquiry Officer, who conducted proper departmental enquiry into the allegations and submitted his findings. The delinquent Police HC was reported to be guilty of the charges. Hence, he was awarded major punishment of Compulsory retirement from service by the competent authority under police rule-1975 vide Order Book No and dated quoted above.

The appellant preferred departmental appeal before the undersigned for set asiding the awarded punishment. The undersigned, besides perusing the departmental enquiry file and contents of the appeal, also verified the allegations through various sources which were found accurate. Opportunity of personal hearing was also afforded to the appellant but failed to satisfy the undersigned regarding the allegations leveled against him.

Keeping in view the above, therefore, I SAJID ALI KHAN, Regional Police Officer, Bannu Region, Bannu in exercise of the powers vested in me under Police Rules 1975. hereby file the instant appeal with immediate effect. Order announced.

> (Sajid Ali Khan)PSP Regional Police Officer. Bannu Region, Bannu.

605-66 /EC, dated Bannu the 10 / 63 /2014.

Copy to:-

1. The District Police Officer, Bannu along with service record containing departmental proceeding file for information and necessary action w/r to his office memo: No. 1896 dated 12-02-2014.

2. ∕Ex:"Ghafar Ali 1539.

> (Saiid Ali/Khan)PSP Regional Police Officer. Bannu Region, Bannu



VAKALAT NAMA

NO.	/20
IN THE COURT OF <u>See wice</u>	Tribemal Peshawas
Ghafae Ali	(Appellant) (Petitioner) (Plaintiff)
Police Dep	(Respondent) (Defendant)
I/We	Li
to appear, plead, act, compromise, was my/our Counsel/Advocate in the after this default and with the authority Counsel on my/our costs. I/we authorize the said Advocate to company and amounts payable and amounts payable.	Asif Yousafzai, Advocate, Peshawar, withdraw or refer to arbitration for me/us above noted matter, without any liability to engage/appoint any other Advocate/deposit, withdraw and receive on my/our e or deposited on my/our account in the Counsel is also at liberty to leave my/our
case at any stage of the proceed outstanding against me/us.	dings, if his any fee left unpaid or is
Dated/20	(CLIENT)
	ACCEPTED Jav
	M. ASIF YOUSAFZAI Advocate
	TAINING THE WHIM

M. ASIF YOUSAFZAI Advocate High Court, Peshawar

OFFICE:

Room No.1, Upper Floor, Islamia Club Building, Khyber Bazar Peshawar. Ph.091-2211391-0333-9103240

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

APPEAL NO. 412 /2014.

Ghafar Ali

VS

Police Deptt:

APPLICATION FOR FIXING AN EARLY DATE OF HEARTING INSTEAD OF 09.5.2014.

R.SHEWETH.

- 1- That the above noted appeal is pending in preliminary hearing and fixed for 09.5.2014.
- 2- That the main issue in appeal is regarding the termination in violation of Law and rules due to which the appellant suffers a lot both mentally and financially.
- 3- That the urgent hearing of the case is requested because the appellant is facing great financial hardships due to illegal actions of the respondents.
- 4- That since the above mentioned issue is involved in the appeal and the date fixed for preliminary hearing is too far.

Therefore to meet the ends of justice, it is prayed that the appeal may be fixed on an early date instead of 09.5 .2014.

APPELLANT

THROUGH:

M.ASIF YOUSAFZAI

ADVOCATE.

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR.

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APPELLANT

THROUGH:

M.ASIF YOUSAFZAI

ADVOCATE.

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN KHWA PESHAWAR Appeal No. 412/2014

Ghafar Ali, Ex-HC, NO.1539 District Police, Bannu.

(Appellant)

VERSUS

- 1) The Provincial Police Officer Khyber Pakhtunkhwa Peshawar.
- 2) The Regional Police Officer, Bannu Region, Bannu.
- 3) The District Police Officer, Bannu.

(Respondents)

REPLY BY RESPONDENT NO.1,2 & 3

Respectfully Sheweth:

PRELIMINARY OBJECTIONS:

1) That the appeal is not maintainable in its present form.

- 2) That the appellant has concealed the material facts from the Honorable Tribunal.
- 3) That the appeal of appellant is time barred.
- 4) That the appeal is not maintainable as the appellant has no cause of action.
- 5) That the appellant has no locus standi to file the appeal.
- 6) That the appellant has been estopped by his own conduct to file the appeal.

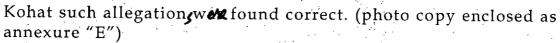
OBJECTIONS ON FACTS:

الم المحتود ا

- 2) In wake of initiatives of Khyber Pakhtunkhwa government regarding checking and verification record of tainted reputation and corrupt officer/official through intelligence sources, the appellant, and others were found involved in such bad practice and proper inquiry followed by charge-sheet/statement of allegation was initiated in accordance with law/rules. Copies of Charge sheet/statement of allegation and reply are as annexure "A" & "B".
- 3) Incorrect. The inquiry was conducted by inquiry officer in the presence of appellant and all the opportunities of self defense and cross examination etc were provided to him. Enquiry report enclosed as annexure "C".
- 4) Pertains to record.
- 5) The appellant has come to the Honorable Tribunal with unsound grounds.

OBJECTIONS ON GROUNDS.

- (A) Incorrect. The orders are based on facts, merits, justice and in accordance with existing law/rules.
- (B) Incorrect. All the opportunities defense, cross examination etc have provided to the appellant.
- (C) Incorrect. The appellant has associated with the inquiry proceeding as evident from the statement of witness (photo copy enclosed as annexure "D")
- (D) Incorrect. All the codal formalities were observed during the course of inquiry in accordance with Khyber Pakhtunkhwa Police Rule 1975 wherein issuance of final show-cause notice is not mandatory.
- (E) Incorrect. Allegations of tainted reputation and alleged involvement in anti social activities have been specifically mentioned. During the preliminary inquiry conducted by Deputy Inspector General of D.I.Khan Range and District Police Officer



- Incorrect. Special law Khyber Pakhtunkhwa Police Rule 1975 is **(F)** applicable to the Police fofficials. The appellant has been treated under the said law.
- Incorrect. The competent authority has already taken lenient (G) view against the appellant taking into consideration his long
- Incorrect. The facts and circumstances of appellant is different (H) from other officials and he has not been discriminated in any way.
- **(I)** That the respondents may be allowed to advance other grounds and proofs at the time of hearing.

Prayer:

In view of the above facts and circumstances, it is humbly prayed that appeal of appellant, being not maintainable, may kindly be dismissed with costs.

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

> > Regional Police Whiter, Bannu Region, Bannu (Respondent No.2)

District Police Officer, Bannu.

(Respondent No.3)



BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN KHWA PESHAWAR Appeal No. 412/2014

Ghafar Ali, Ex-HC, NO.1539 District Police, Bannu.

(Appellant)

VERSUS

- 1) The Provincial Police Officer Khyber Pakhtunkhwa Peshawar.
- 2) The Regional Police Officer, Bannu Region, Bannu.
- 3) The District Police Officer, Bannu.

(Respondents)

COUNTER AFFIDAVIT

We the following respondents, do hereby solemnly affirm and declare that the contents of the attached para wise comments are true and correct to the best of our knowledge and belief and nothing has been with held or concealed from this Honorable Tribunal.

Provincial Police Officer,, Khyber Pakhtunkhwa, Peshawak

(Respondent No.1)

Regional Police officer, Bannu Region, Bannu (Respondent No.2)

District Police Officer,
Bannu.
(Bannudant No. 3)

(Respondent No.3)

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN KHWA PESHAWAR Appeal No. 412/2014

Ghafar Ali, Ex-HC, NO.1539 District Police, Bannu.

(Appellant)

VERSUS

- 1) The Provincial Police Officer Khyber Pakhtunkhwa Peshawar.
- 2) The Regional Police Officer, Bannu Region, Bannu.
- 3) The District Police Officer, Bannu.

(Respondents)

AUTHORITY LETTER.

Mr. Mir Faraz Khan Inspector Incharge legal cell Office of DPO Bannu, is hereby authorized to appear before the Service Tribunal Khyber Pakhtunkhwa Peshawar on behalf of the undersigned in the above cited appeal.

He is authorized to submit and sign all documents pertaining to the present appeal.

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

> Regional Police (#sicer, Bannu Region, Bannu (Respondent No.2)

District Police Officer, Bannu. (Respondent No.3)

Annezeure "A"

CHARGE SHEET

AUHAMMAD IQBAL District Police Office, Bannu, as competent at the policy charge you HC Ghaffar Ali No.87/BBI of Bannu Police, as you have been suspended by the Regional Police Officer. Bannu on the basis of your tainted reputation and your alleged involvement in anti-social activities. Your activities are against the norms of a disciplined service, morality and impartialness which are badly require for the police force.

- 2. By reason of the above you appear to be guilty of misconduct under the petice lules (Amended vide NWFP gazette, 27 January 1976) and have rendered yourself-liable to all or any of the penalties specified in the said rules.
- 3. 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 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 an ex-parte action shall be taken against you.
- You are directed to intimate whether you desire to be heard in person.

A statement of allegations is enclosed.

(MUMAMMAD IQBAL)
District Police Officer,
Baunu

NO 3274 de 0.12 263

STATEMENT OF ALLEGATIONS:

I, Muhammad Iqbal, District Police Officer, Bannu as competent authority, am of the opinion that HC Ghaffar Ali No.87/BBI of Bannu Police has rendered himself liable to be proceeded against as he has committed the following misconduct within the meaning of Police Rules (amended vide NWFP gazette 27th January 1976).

STATEMENT OF ALLEGATIONS:

- He has been suspended by the Regional Police Officer, Bannu on the briss of his tainted reputation and his alleged involvement in anti-social activities. His activities are against the norms of a disciplined service, morality and importialness which are badly required for the police force.
- 2. For the purpose of scrutinizing the conduct of the said accused with relevance to the above allegations Mr. Liaqat Shah, DSP Naurang, District Lakki . Marwat, is appointed as Enquiry Officer.
- The Enquiry Officer shall provide reasonable opportunity of hearing to the accused, record statements etc and findings within (25 days) after the receipt of this order.
- 4. The accused shall join the proceedings on the date, time and place fixed by the Enquiry Officer.

(MUHAMMAD IOPAL)
District Police Officer,
Bannu.

No 662-70/12e dt-06-12-13

Copies to (1) HC Ghaffar Ali No.87/BBI (2) DSP Naurang, District Lakki Ma wat (3) SRC Bannu.

(MUHAMMAD 106AL) District Police Officer, Bannu

nnexure حصراب و الله ولس المرافع ول () Eli-sic 7 md () () () 12. 00 13 Ros 668 - 70/SRC 1 1- 7 sie 113 لمراور المرابعة السولس من مقرر الرنس في إلى السولس السولس من من المالية سلفون سي ايئ فرالي مراي الحرالي مراي الحرالي مَا كُونَا وَ سَنَا لَقَلَقَ عَلَى فِينَ فَيْلُونَ فِي فِينَ فَيْلُونِ فِي مِنْ كُونِ فَيْلُونِ وَ سِنْ كَالْمُ ده والل دو الله والله وا ر الإسران المعربية ال U 63 Ce 2- I Typ A2 1015 1016 1015 2019 سار در دور المعالم الم الماريد افرال ولس و رسيم ال معظمين كا رقع ميس دا م w 200 - - win 19 & vile 11) Epte s ava 11:1130 1533 (W) exer him de b 1 6 5 1 ()36 3 10) in ()36 Anti Sour I, pin الم ول العلى الما يس كر ست - سوس في المولس ال

فعال توقول عار مال عند كالعالمات في قد الم رس بودی یا کردس کی تبرل مصور لفور کے لوگ المشرك عامود ا ورصان مال كل صافك ابني الملا) في وفرا اعرزتن ما در بم) بات فها الرد الركارة عام او الم 3, 2/1 DV & P. Wolf & DV 67-4 عَارِقَ السَّ وَقِيَّالُمُ لِسَ لَكَانِ مِنْ لِكَانِمُ لِسَ لَكَانِ مِنْ لِكَانِمُ لِسَّ لَكُانِهُ مِنْ اللَّهِ الللَّهِ اللَّهِ الللَّهِ الللَّهِ اللَّهِ اللَّهِ اللَّهِ اللَّهِ الللَّهِ اللَّهِ الللَّهِ اللَّهِ اللَّهِ الللْمُ اللَّهِ اللْمِلْمِ الللْمِلْمِ الللَّهِ اللْمِلْمِ الللْمِلْمُ الللِّهِ الللْمُلِمِ الللْمُلِي الللْمُ اللَّهِ اللْمُلْمِ الللْمُلْمِ الللْمُلْمِ اللْمُلْمِ الللْمُلْمِ اللْمُلْمِ الللْمُلْمِ اللْمُلْمِ اللْمُلْمِ اللْمُلْمِ اللْمُلِمِ اللْمُلْمِ اللْمُلْمِ اللْمُلْمِ الللْمُلْمِ اللْمُلْمِ اللْمُلِمِ اللْمُلْمِ اللْمُلْمِ اللْمُلْمِ اللْمُلْمِ اللْمُلْمُ الل 16-16 Com Con Con St. 1961, 1/8/6/ مرف ليز كن وفي كن الميلات عوارح سوتي بي الزيوت والتي النظام حصرات المساكم المراق الما الما ور ألافت فظائم كسيا لوكو في در المراس ما الراقة Me you, I will an a little of تِ وَمَالَى كُسِي الْكِيرِ جَرِينَ مِن عَلَيْ الْكِيرِ الْكِيرِ الْكِيرِ جَرِينَ مِن عَلَيْ الْسَلِيلِ وَقَ وَ الْ a willy (11/1) co Co Co C/10(m) d co; C/202. 3 -10(8) 100 8 (30 (m) & mil) C-10 160 my Sim Jewil Prefix Just 1 100 1 56-6, 150,330, Le monte (W)30 (262 رم كالمواق عام كلي المعرور لم ألو روز به راو سے اسی امکار فرالمرالاس (الی دیا جات ک

1) John C. ACR Joble Cum ? inder in 0 3 12 3457 1 :- 1 duison C Cos (web 1) 9 (m) 1 35 (W) 2 35 (W) 2 5 (W) 1 = 10 Jan Junio - 20 20113 Con the Cont Jose / 100 1/00 1/00 1/00 1/00 1/000 1/000 pos du (v (a O a 2) po and o O Brain Eliter Port of Con with the Day of Con with The could Elisa passibili Go Chisto, July 1 (500 Cim () 120 Lind) 2500 (12) (3=00) 260 30 COCOCOCO (MICHOCOCO) COCO THE SENDAMENTE CONTRACTION OF THE سرور (ما موس لروولیل 33 سالم سرول کی کراف وارسال مان و و یک استان کی کران و دیا کی کاران در ایک کار 10 1 d d Co = will a co - 10/1/1/1/2 والما كمات والرزاد على كريون عراد رس على لدر

12, più (m) (m) co 2 0 -33603/1 15 1 (Was / 10) S C 1 2 mg/ / 10 -10, J JOUNE 10 10 JUS 3362 200 الله الله عادوع وما حال 87 13-16- Willy

Annexure C " 11.01.2014 - 410 12 فأننل رانورط أنكوامري أوز صنب عالی! مووش ضرمت سول ، عارج سرطی بری رون HC L. U. M. Dl-> C. 3 6 12 Po 668-7 i chung عفار على الله للمان مول ك خدود الذع عاماً أن سي كروه سماج وشمن عما هركر كو وعني ور بير وللهوا ب حوف الموس مُلاع مرنافی کا سب عدد الان سوط، سری وی رسکت میں من حاج موراث کو ایورائی اف سر اور كرنے كے اصفامات جارى كركے إنوارى ایسافلہ: انسانوں ىدرلى درك موجول سويى. النرام عليم أف ني يوره صفار سي عارج شيط سي آف اللَّيْن و صول كرده برأيا وري قوا-- ديا، أور ال ع فلرف ووران انداری ذیل گوالی شرک الزام عنه اون طلب می مهار ما جار کے جاتے سامات کو جورگی البرا میں اور قل الرا م النام عليم كو كوالن برحم كريد أور اليادفار لوند کا بورا بورا هی احتیار دیا تیا . Chi die cier 30 pt 0ASI O

(عن المولس مان عرفارك منية على الوليسين الوالم الوليسين الوالي الوليسين المولي الوليسين المولي الوليسين المول الله على الأنكس الانكس الله على الموالي المال الله على المال الموالي Usi gip 87 HC While (4) مطالی در ای در OASi کی قدر قان فاتوره میگرانی علی ماه ورج اله في الو في الول عمل مول عن لطور عالم لي المور عالم الم المور عالم المو مراع دوم و المرافع المرس منافع سے ضبع مؤل ما و راما عرفات 17 - NE 16 801 2004 PD 10 CIPIC & Bumm (C) 14C . 19 2004 PMHG 302 06 1910 . 19 - 10 2004 عرفانی در ماری علی الدین مان الوسطانش را ماف وال CINIBED 18 Crood of 6 87/10 Us He office ے قربری رابواط سے مطابق فاکررہ عالم نفار ملی آ? کونام روی مور تعمادی میں @ مراے اور @ سر کی آرای وور س. ایم 1882 ا اسی طرح میم سنت لی شک آف رایان مون از خرای کے (1) (b) (b) (d) 5 / 62-5 / b) (d) (d) (d) (d) (d) مين المان و يو سي المان و و د سي المان و و الم

15 1 min ole 1 87 HC Cle wie mis 6/11: 36 le اسم من درائع سے معون کے کی او ماما کما کم فیلورہ ا سفارسی بنیا دوں میراندری کی تھے آور اس لعمانی کے توران ساج دسی ساجر کسا تو دوالط دکو کر دو دای ، کرنو (Chidi) to E By Wil and & I will ور توره عدم نفار علی زهم گذاد کار. عوروار ورال ا B(Klew (c, o sti CNAJAR) Lo e J. M. John Rang. John

Annexure D3 ille july The Sky Sky was Obin japon Je Uisi Uh. Currol. Contibe 056/11 7 200 871 Ut like Here - C- Bir & Blow pour wir & with I will Out Just en Le p.T.e & 203 in in o sois ()-19 (15 m) & DT. c & 20 = 6 1/2 in volo) sin pretour cours solgion of the color of Company to an entre of the Company to and the contraction 199 /91 Char & epte (P) super 3/ 05 60 0/ 3/2 (1 6 2) (pri 0/1) Elis 2005 Chay Colle and & pro Civil Lower school Course() 1200 4 (1 gi RPO 2030 / Certs) 1/5/1 28 97 200 5013/2 1 1 1 26/01/014. We C'ALLENX XX الم المسرود و الما الما المورال . Alexan,

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سان ازان عون الله فال صفح عنه ما الله الله كالله الله فالله الله فالله الله فالله فالله فالله في الله في الله في الله في الله الله في @ 0 = Bat 11 Z Po 87 0 604 be HK 65 اور ویرک کی تیم یا فتم ہے کی مراز مور فی قام لسرمل کا سکر نتی ہے 2443-44, 10 1 10 y UDOR PO 2500 2500 2500 ورم في الم الروى ساى بون اله في لا ي الم الم · 6 Che 110 16 14 - 12 13 13 P10 5/1000 اس دوران فرکوره کے خلاف کسی ضم ی شکادی و فر ل نس 810 mil 10 28 1/3 8 100 01300 300 300 800 18 معطل مرش الحرك ولي مرت مول عبى م الرافي الرافي على - 45019166 THE INV. Pr INDU REAL SOIL

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- (33) Anne sure E (3)

S#	Name & Rank		FINDING REPORT / RECOM	E DATION	A Section 1	
· · ·	Inspector Shabir	Good Entries	Bad Entries	Intelligence Report	Registrks	
	APECCO Stiabili	03-Good Intries	A POST ENGINES INCIDEND	THE MENON	Remains	
		C-II dt: 22.06.05 C-I dt: 03.57.10	Compulsory retirement vide OB # 205 dt: 28.04:08 on the allegations of found in league	No ill reputation	Though the intelligence report does not point any corruption yet his service record site.	
•		C-111	Compulsory retirement vide		adverse. The record bears 10-bad enti- including two time compulsory retirements serious allegations. Similarly, as per secret are	
		sie Proceins	No.3261-62/EC, dated 26.12.2012.		and information be is involved in receiving share from the smugglers of non custom	
		Section 1	The two states of the states o		vehicles and other smuggled items as ver morally no good regutation, therefore keeping view his long service & family kids the	
	Inspector Gul Nawaz	06-Good Entries	09-Bad Entries including Dismissal from service vide OB # 531 dt: 13.12.06.	Reputed as Highly Corrupt	• The perusal of the record as well as intellig reports shows aim to be ill reputed corruption. The pecret probe also attism allegations. He peas personally heard an	
- -		7 4	प्रभावता प्रमासिक		orderly room & his statement recorded his conditions. Therefore keeping view his long pervice & rangey king management to be a statement of the conditions of the conditions are conditions.	
1	Inspector Inayat Ali Amjid	14-Good Entries	06-Bad Entries	Reputed as fair	 The perusal of the record shows 14-good entrinormal nature & no extra ordinary perform 	
-			Tenoresper		officer. The record as well as secret probe report to be an average officer. No report of corru	
					posting as SDPO Ontt: Bannu, his reputation is r	
					vehicles and other items through inspector solutions and other items through inspector solutions (already under expulsy). He was personally her	

			(37)					CO. hours on
			To see the second secon		-			wearing uniform with badges of DSP being an inspector which is against the discipline and order of Supreme Court as circulated vide IGP Office Memo: No.8794-8808/E-I dated 16.04.2013 & No.13829-74/E-I, dated 13.06.2013. Therefore mirror punishment is recommended against him. • The perusal of record shows him to have
	4.	Sub Inspector Kh	anan	08-Good Entries	04-Bad Entries		a Reputed as fair officer	performed acts of bravery & courage during this service. The intelligence reports also indicate him as fair officer he was personally heard in the orderly room & his statement recorded.
		3			And the second s		• Reputed as Highly	 There may be some element of corruption but keeping in view his good performance he may be exonerated of the charges. Though the intelligence reports indicates him to be highly corrupt but perusal of record shows his
:	5.	ASI Saadullah		20-Good Entries including 04-CC-I	05-8ad Entries		Corrupt	extra ordinary performance of bravery & courage particularly in thwarting attack of miscreants on PP Mamaskhel Bannu & other arrest of Miscreants. He was personally heard in the orderly room.
3					The second secon			The reputation of corruption is based on hearsay which may be ignored keeping in view his coursecus role in the performance of duty at the risk of his life. The perusal of the record shows no extra ordinary
. i.	6	MHC Ghaffar A	Mi 1539	02-Good Entries	September 1	"NIL"	o Reputed as Highly Corrupt	corrupt. The secret probe allegation. He was personally heard in the orderly
e de la companya de l	29:			-			77.	give satisfactory account for the same.

ĭ.4.	<u></u>	T			
					• Therefore keeping in view his long service & family kids he is recommended for compulsory retirement.
	7.)	HC Jamshed No.782	07-Good Entries	03-Bad Entries	 The intelligence reports as well as secret probe Reputed as indicates him to be highly corrupt. He was personally heard in the orderly room & his
į					statement was also recorded but he could not give satisfactory account for the same.
1	· 				Therefore keeping in view his long service & family kids he is recommended for compulsory retirement.
:	8.	Constable Farooq No.1219	02-Good Entries	03-Bad Entries	 As per intelligence reports he has served as Not in position of orderly / Gunman with the officers for most part corruption. of his service and not remained posted at
				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	significant place. He was personally heard in the orderly room & his statement was also recorded:
:					 As he remained posted as orderly for the most part of his service, therefore no direct chance of his corruption. However, it is recommended that
					for the remaining service he may not be posted a orderly / Gunman with any officer and may be deployed for general duty.
		· i /	•		

(MOHAMMAD SALERM MARWAT)

DISTRICT POLICE OFFICER

KOHAT

Dy: Inspector General of Police,

Dera Ismail Khan Range

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN KHWA PESHAWAR · Appeal No. 412/2014

' Ghafar Ali, Ex-HC, NO.1539 District Police, Bannu

(Appellant)

VERSUS

- 1) The Provincial Police Officer Khyber Pakhtunkhwa Peshawar.
- 2) The Regional Police Officer, Bannu Region, Bannu.

3) The District Police Officer, Bannu.

(Respondents)

REPLY BY RESPONDENT NO.1,2 & 3

Respectfully Sheweth:

PRELIMINARY OBJECTIONS:

1) That the appeal is not maintainable in its present form.

2) That the appellant has concealed the material facts from the Honorable Tribunal.

3) That the appeal of appellant is time barred.

4) That the appeal is not maintainable as the appellant has no cause of action.

5) That the appellant has no locus standi to file the appeal.

6) That the appellant has been estopped by his own conduct to file the appeal.

OBJECTIONS ON FACTS:

Incorrect. The appellant/tainted reputation and indifference record.

2) In wake of initiatives of Khyber Pakhtunkhwa government regarding checking and verification record of tainted reputation and corrupt officer/official through intelligence sources, the appellant, and others were found involved in such had practice and proper inquiry followed by charge-sheet/statement of allegation was initiated in accordance law/rules. Copies of Charge sheet/statement of allegation and reply are as annexure "A" & "B".

3) Incorrect. The inquiry was conducted by inquiry officer in the presence of appellant and all the opportunities of self defense and cross examination etc were provided to him. Enquiry report enclosed as annexure "C".

4) Pertains to record.

5) The appellant has come to the Honorable Tribunal with unsound grounds.

OBJECTIONS ON GROUNDS.

Incorrect. The orders are based on facts, merits, justice and in

accordance with existing law/rules.
Incorrect. All the opportunities defense, cross examination etc (B)

have provided to the appellant.

Incorrect. The appellant has associated with the inquiry (C) proceeding as evident from the statement of witness (photo copy enclosed as annexure "D")

Incorrect. All the codal formalities were observed during the (D) course of inquiry in accordance with Khyber Pakhtunkhwa Police Rule 1975 wherein issuance of final show-cause notice is not mandatory.

reputation tainted Allegation 5 of (E) Incorrect. involvement in anti social activities have been specifically mentioned. During the preliminary inquiry conducted by Deputy Inspector General of D.I.Khan Range and District Police Officer Kohat such allegations well found correct. (photo copy enclosed as annexure "E")

(F) Incorrect. Special law Khyber Pakhtunkhwa Police Rule 1975 is applicable to the Police officials. The appellant has been treated under the said law.

(G) Incorrect. The competent authority has already taken lenient view against the appellant taking into consideration his long service.

(H) Incorrect. The facts and circumstances of appellant is different from other officials and he has not been discriminated in any way.

(I) That the respondent may be allowed to advance other grounds and proofs at the time of hearing.

Prayer:

In view of the above facts and circumstances, it is humbly prayed that appeal of appellant, being not maintainable, may kindly be dismissed with costs.

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

> Regional Police Afficer, Bannu Region, Bannu (Respondent No.2)

District Police Officer,
Bannu.
(Respondent No.3)

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN KHWA PESHAWAR Appeal No. 412/2014

Ghafar Ali, Ex-HC, NO.1539 District Police, Bannu.

(Appellant)

VERSUS

- 1) The Provincial Police Officer Khyber Pakhtunkhwa Peshawar.
- 2) The Regional Police Officer, Bannu Region, Bannu.
- 3) The District Police Officer, Bannu.

(Respondents)

COUNTER AFFIDAVIT

We the following respondents, do hereby solemnly affirm and declare that the contents of the attached para wise comments are true and correct to the best of our knowledge and belief and nothing has been with held or concealed from this Honorable Tribunal.

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

> Regional Police officer, Bannu Region, Bannu (Respondent No.2)

> > District Police Officer, Bannu. | (Respondent No.3)

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN KHWA PESHAWAR Appeal No. 412/2014

Ghafar Ali, Ex-HC, NO.1539 District Police, Bannu.

(Appellant)

VERSUS

- 1) The Provincial Police Officer Khyber Pakhtunkhwa Peshawar.
- 2) The Regional Police Officer, Bannu Region, Bannu.
- 3) The District Police Officer, Bannu.

(Respondents)

AUTHORITY LETTER.

Mr. Mir Faraz Khan Inspector Incharge legal cell Office of DPO Bannu, is hereby authorized to appear before the Service Tribunal Khyber Pakhtunkhwa Peshawar on behalf of the undersigned in the above cited appeal.

He is authorized to submit and sign all documents pertaining to the present appeal.

Provincial Police Officer,, Klyber Pakhtankhwa, Peshawar (1914), (Respondent No.1)

> Regional Police Officer, Bannu Region, Bannu (Respondent No.2)

District Police Officer,
Bannu.

(Respondent No.3),



CHARGE SHEET

I, MUHAMMAD IQBAL District Police Office, Bannu, as competent uthor ty, hereby charge you HC Ghaffar Ali No.87/BBI of Bannu Police, as you have een a spended by the Regional Police Officer, Bannu on the basis of your tainted aputa ion and your alleged involvement in anti-social activities. Your activities are gainst the norms of a disciplined service, morality and impartialness which are badly equired for the police force.

By reason of the above you appear to be guilty of misconduct under the clice Rules (Amended vide NWFP gazette, 27 January 1976) and have rendered ourself 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 ne receipt of this Charge Sheet to the enquiry officer.

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

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

A statement of allegations is enclosed.

(MUNAMMAD (QBAL) District Police Officer, (Bamu)

10 2274 de 8.10 2815

WERFEL JE VETEGFLIONZE

I, Muhanimad Idbal, District Police Officer, Bennu as competent in hority, an of the opinion that HC Chalfar Ali No.87/BBl of Bronu Police has in dered himself liable to be proceeded against as he has committed the following in conduct within the meaning of Police Rules (amended vide NWFP gazette 27th to uary 1976).

STATEMENT OF ALLEGATIONS:

He has been suspended by the Regional Police Officer, Bann on the activities are against the norms of a disciplined service, morality and importialness will the activities are against the norms of a disciplined service, morality and importialness will the activities are against the norms of a disciplined service, morality and importialness will the activities are against the norms of a disciplined service, morality and importialness will the activities are against the police force.

As a propose of scrutinizing the conduct of the said accured with represent to the above allegations Mr. Litigat Shah, DSP Maurang, District Lakki Mr. wat, is appointed as Enquiry Officer.

3. The Enquiry Officer shall provide reasonable opportunity of in arting to the accused, record statements etc and findings within (25 days) after the morph of the corder.

4. The accused shall join the proceedings on the date; time and place fixed by the Enquiry Officer.

. (WHMAMMAD 10P ACE The Police Officer, Sammer Park Mary W. (Mary W.)

No 568-7 6482 to (1) HC Ghaffar Ali No.87/8BI (2) DSP Naurang, District Dakld

Ma wat (3) SRC Bannu.

AND AND TO THE POST OF THE POS

0 1 360) 100 My (-0 10 N & 25 (m))" 14.240 - W p. 10 6 174 980 3 10 6 0161 a Com mol 2016, IM & E. 2 (C) & 111. 1 1 8 3/0 10 50 50 May 16 10 146 DISTON IN MA CONTROLLES The standard of the same of th an ICICAL CLUSTEDE COM VINING OF THE COM いりにはいかいのできては、一大ので MEET COMMINE OF FEET SINGE 10 (11) EEE DEST (20) (7m) (mor) (1) (Em) Sibul Semi Sold Sold Semi Direction からいかからのから ENERGY (SERVED) O CONTRACTOR (SERVED) 22 ... 18 [25 La) w (4 = 1) & (1/2) 1/2/2 [27 .] 60 FIGGE LING T >85/06-893 00 En Policia Elinar Jim MNESCUNE



BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 412/2014

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VS

Police Deptt:

<u>REJOINDER ON BEHALF OF APPELLANT</u>

RESPECTFULLY SHEWETH:

Preliminary Objections:

(1-6) All objections raised by the respondents are incorrect and baseless. Rather the respondents are estopped to raise any objection due to their own conduct.

FACTS:

- 1 Denied due to want of knowledge.
- Incorrect. The appellant was never involved bad practices and charge sheet and statement of allegations which was served to the appellant contain no specific incident or evidence which led the authorities to formulate charge sheet and statement of allegations. Moreover no proper inquiy was conducted which is against the law and rules.
- Incorrect. One sided inquiry was conducted by the inquiry office with out providing chance of self defense and cross examination to the appellant.
- Admitted correct by the respondents as the service record of the appellant is in the custody of the appellant.

- Incorrect. The departmental appeal of the appellant was rejected for no good grounds.
- Incorrect the appellant has genuine cause of action and come this Hon'able Tribunal on the following grounds.

GROUNDS:

- A) Incorrect. While para A of the appeal is correct.
- B) Incorrect. No opportunities of defense, cross examination etc were provided to the appellant during the course of inquiry.
- C) Incorrect. While para C of the appeal is correct.
- D) Incorrect. Final showcase notice is necessary before imposing major penalty of dismissal from the service which was not served to appellant, hence it is the violation of principles of personal hearing and fair play and the impugned order is liable to be set aside.
- E) Incorrect. While para E of the appeal is correct.
- F) Incorrect. While para F of the appeal is correct.
- G) Incorrect. The appellant has not been treated under proper law despite he was a civil servant of the province; therefore the impugned order is liable to be set aside.
- H) Incorrect. The penalty imposed upon the appellant is very harsh; therefore, the same is not sustainable in the eyes of law. Moreover the appellant could not be punished for past and close decided issues.
- I) Incorrect. The facts and circumstances of the appellant's case are same to the others official of District Bannu Police and most of these officials are reinstated. Hence the appellant has been discriminated by not extending the benefits of those officials who were reinstated.

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

APPELLANT

Ghafar Ali

Through:

(M. ASIF YOUSAFZAI)

ÀDVOCATE, PESHAWAR.

&

(TAIMUR ALI KHAN)

ADVOCATE, PESHAWAR.

AFFIDAVIT

It is affirmed and declared that the contents of rejoinder are true and correct to the best of my knowledge and belief.

NOTARY PUBLIC TO

DEPONENT

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 412/2014

Ghafar Ali

VS

Police Deptt:

REJOINDER ON BEHALF OF APPELLANT

RESPECTFULLY SHEWETH:

Preliminary Objections:

(1-6) All objections raised by the respondents are incorrect and baseless. Rather the respondents are estopped to raise any objection due to their own conduct.

FACTS:

- 1 Denied due to want of knowledge.
- Incorrect. The appellant was never involved bad practices and charge sheet and statement of allegations which was served to the appellant contain no specific incident or evidence which led the authorities to formulate charge sheet and statement of allegations. Moreover no proper inquiy was conducted which is against the law and rules.
- Incorrect. One sided inquiry was conducted by the inquiry office with out providing chance of self defense and cross examination to the appellant.
- Admitted correct by the respondents as the service record of the appellant is in the custody of the appellant.

- 5 Incorrect. The departmental appeal of the appellant was rejected for no good grounds.
- Incorrect the appellant has genuine cause of action and come this Hon'able Tribunal on the following grounds.

GROUNDS:

- A) Incorrect. While para A of the appeal is correct.
- B) Incorrect. No opportunities of defense, cross examination etc were provided to the appellant during the course of inquiry.
- C) Incorrect. While para C of the appeal is correct.
- D) Incorrect. Final showcase notice is necessary before imposing major penalty of dismissal from the service which was not served to appellant, hence it is the violation of principles of personal hearing and fair play and the impugned order is liable to be set aside.
- E) Incorrect. While para E of the appeal is correct.
- F) Incorrect. While para F of the appeal is correct.
- G) Incorrect. The appellant has not been treated under proper law despite he was a civil servant of the province; therefore the impugned order is liable to be set aside.
- H) Incorrect. The penalty imposed upon the appellant is very harsh; therefore, the same is not sustainable in the eyes of law. Moreover the appellant could not be punished for past and close decided issues.
- Incorrect. The facts and circumstances of the appellant's case are same to the others official of District Bannu Police and most of these officials are reinstated. Hence the appellant has been discriminated by not extending the benefits of those officials who were reinstated.

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

APPELLANT

Ghafar Ali

Through:

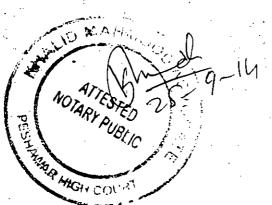
(M. ASIF YOUSAFZAI) ADVOCATE, PESHAWAR.

(TAIMUR ALI KHAN)

ADVOCATE, PESHAWAR.

AFFIDAVIT

It is affirmed and declared that the contents of rejoinder are true and correct to the best of my knowledge and belief.



BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 412/2014

Ghafar Ali

VS

Police Deptt:

REJOINDER ON BEHALF OF APPELLANT

RESPECTFULLY SHEWETH:

Preliminary Objections:

(1-6) All objections raised by the respondents are incorrect and baseless. Rather the respondents are estopped to raise any objection due to their own conduct.

FACTS:

- Denied due to want of knowledge.
- Incorrect. The appellant was never involved bad practices and charge sheet and statement of allegations which was served to the appellant contain no specific incident or evidence which led the authorities to formulate charge sheet and statement of allegations. Moreover no proper inquiy was conducted which is against the law and rules.
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- D) Incorrect. Final showcase notice is necessary before imposing major penalty of dismissal from the service which was not served to appellant, hence it is the violation of principles of personal hearing and fair play and the impugned order is liable to be set aside.
- E) Incorrect. While para E of the appeal is correct.
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- Incorrect. The facts and circumstances of the appellant's case are same to the others official of District Bannu Police and most of these officials are reinstated. Hence the appellant has been discriminated by not extending the benefits of those officials who were reinstated.

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

APPELLANT Ghafar Ali

Through:

(M. ASIF YOUSAFZAI)
ADVOCATE, PESHAWAR.
&

(TAIMUR ALI KHAN) ADVOCATE, PESHAWAR.

<u>AFFIDAVIT</u>

It is affirmed and declared that the contents of rejoinder are true and correct to the best of my knowledge and belief.

NOTARY PUBLIC

DEPONENT

نهان الوقول على مال عبد كراك فات الله عرب الم دين وفق على الروس من المرك مسود لفور عدوا في المارك عام و اورجال ماركى صفاحت اي اولين في رقي الفتوركس ما الديم بات عمي الردن در كارد عمور ال المرف اللي وفي النام لين لكابام بين الكابام بين الكابام بين الكابام بين الكابام بين الكابام بين الله المالية الم 15-1, 196, 100 Com Ser - 196 J. 1196 أَ وَهُو لَمْ اللَّهِ اللَّهِ عَلَى اللَّهِ ال 6,012 M COMOCIED 1 = 125 2001) فالافت و فالم كسا لو كوفى در الرمان به بدالريا 16)00, - For We will of 196. P - edly) my (hus gow de wo de o my () my) a words or Lander (-(4(3) D) (3(3) (2) (1) (1) (1) 60 m) 1 cm 5 1 cm 5 2000 0000 (36, 60, 156, 33C, in Cong (will 3) 2,02 سام سی را معارف المردانس از کون دیا جات ے

25) plu 0 ACR / 1601 (m/ midem 0.331) 24 2 1 2 1 16010 C C 25 (Wb 1) 2 (W) الله على العرال طوف العرال المواد الوف المرداد الوك Ju / Vin 100 - Ell 100 115 Com 100 100 Jan 13 (Call Can Can Colo) = 10 3 16 1, 60, 60 CO CO CO CO CO CO Elistic (Non / Col) 3 or iam (1) (m) 3) E () partini () (1) (1) (1) (1) (July Cim. 7) igh July 16 gim au 12/ 16 mil Colice Colice (Colice) man with the colice Col (Whit And Sie Drehute de Cal Cili Com Com Co ولمر والرال = ۱۱) الراق كا فرك و الموت بسالون سرور از ما مور المورس 33 سادر رس می از م دارسی میں دیا ہے اس تعالی کریں واقعی کا ماریس 2 2 d - 1 CV = cv 3/13 6 56/110/2 واله كان والمرول المراس المراس

Ev 12 / 1 m Cm/ (m) co 2 0 366036 () 11 (11 cm. () 5 Co de o 13 325 36 30 1 2016 Michel - 1000/2 12 1/10 The 6 3364 10,4 10 july 311 اور سسے م فع ویا 0 ہ

آر دھے الالاسرمل لورندے Annexure C"
11.01.2014 - 710 12 / فأنك ولورط إنكوالرى أوز صاب عالی! مروض مرمت مول ، و ج شد بری ن HC L U'MLOI DF> 73 6 12 Po 668-70 i cilus عفار علی الله لیک نول کے صرف ال م عاماً اس سے كروة سماج وهمن سماج كربا تو وسي در دير ولد يواسي. و ف کم لولس کیلے مرنا فی کا سید ؟ . نورن سید ی سری وف رسکت میں من عادر اور الله ایک العدم وز كرنے كول مات مارى كركے إنوارى وسافت أن برازوں ىدولى دواك موجول سويى. النرام علی آف نے مورہ صفار میں عار میں اون اسین وجول کرده بر آما وری دوا- یا اور این فارف دوران انگوایمی ذیل گوایمان شمول الزام عزیم آ نه طاب سے ماک فاجمد الم ي في سانات موجود كي الرد الله , آون على برار لا الذام عليم كو أكوا في مير حسم كر -. أن اينا : فا ، أن ا كالورا لورا في المانورين . Use gio cion 3 de OASI O

على الولى مان عرارك مقد على الوليس الوليس الوليس الوليس الولى الو ای عفارعلی HC باف آ غطانی ولاده ای محل فی مان فانوره می فی ای می مان فانوره می فی ای می می می ای می وره الهم الكو في الولي صلح من في الطور ما في المحال من الم مواع روم و و روس منگو سے طبع نول ما جر آما تو تی س طاون شهر ، تی نام مرر ، تی نازان . ا. RR ماروس ، ای فردس ر ما برا. وراع م 202 م AMH6 في الم همار ، عام الكان ال على مريد ، ورم في الحاص القط ساف وي أني و في مراق وسارها. عرفانی راسار فی مای در در مان اور مان اور مای را در اور مای اول Con sel sel of Crood of of 87/10 de lei He ofice کئی کہیں ہے۔ اس طرح ویوان صلعتر کو عران مان سندھی ے قربری دلولط کے مطابق فالورہ عالم عفار علی 18 کارنام روی مور تعباری میں ک مرائے اور ک سر عی آرای وور سے. برا 182 اسی طرح میم منی کی نیک آف بازی کی کے وراى داورك مع وطابق الماوسط مر 2-28 و 200 ، من من 1463 روک بلنس او جرا سے ۔ اور باقی کسی باک P.T.0 12 0 00 533 0 00 1 5 661 00

1 1 1 1 a Col 2 1 87 HC CH is me city - 3 Col le اسم من درائع سے ملونات کی کی تو زیا تھ کا کارورہ ا سعارسی سا دوں بر نوری کی تھے آور انسی شنان کے دوری ساج دسی ساهر کس نو دوالط دای کر در دای ، کرس 2 1 2 c/w (c/s/ (6) 8. 12. Mar (2) الرامات كى لفدى، كاس كوى كا . فلا ، (الموالم) ؟ في توره على عفار على أحق الله على علوا والروارال G(Him) (C) HI (MATAR) So D. Will Round 2014

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Annexuire D' حالحالي: Je de Chien in a Spirit just in it is it i 1501. C. 16-6 056 11 7 de 874 by live Here . G- Bil best god with a will to Out fit tight we do p.T.e & 203 will ordin 19620.8130 24. C. 196. C. 1950. C. 1950 (7-196/15 20 pT.c. 5 20 95 Use involón Pretour com of 2019 en vision Classory Course 10 4 per sque Charles (19) 57 Char epte () 5 () 10 () 5 () Chair Ce II and PAC Civil Lower selson Course() 1997 2 (19 R/O 2080 / hur shi) 1 28 7 20 501 5/10 Cinille 302-124/pc (3,0) 14 37 (2000 pil NO24/25)

[37 /3/20 / Celass II 3

[37 /3/20 / Celass II 3 Wr CinipuXXX SPE/INV: Banner المراهم و و المراه المام ما ما و المراهم الم 10 /01/01/014.

سان اران عور الله على وقعة عمره الرسى ما في ما في مول 20 2 30 6 11 Z P 37 0 6 65 HK SG اور ویژک یک تعلی فاضم سے سات مرمل مورال مان لسرمل كاسكرنتي ي تعرف في 4 كو الرك سماى بول م الوسى كي ول 60 lie 110 16 11 de 28 16 Provindo اس دوران فرگره کے مدول کسی شم کی تر کاری وم ل نسل 860 mildi mo 58 1/3 prossos ent معطل مرش مور دول مرش بول می و جری ی اور فی کی چ مرد السور لوسنگ کار کا میر ای مرا السور لوسنگ کار کا میر ای مردوران مَا فَي الْجِيرِينِ عَلَيْهِ مِنْ الْجَيْرِينِ عَلَيْهِ مِنْ الْجَيْرِينِ عَلَيْهِ مِنْ الْجَيْرِينِ عَلَيْهِ SHC/INV. Pr 6.1-14 100 med 2014

(B3) Annexure E2

S#	Name & Rank	Good Entries	FINDING REPORT / RECO	MENDATION		San
1.	Inspector Shabir	03-Good Entries	Bad Entries	Intelligence Repo	ort Remarks	
	•	C-II dt: 22.65.05 C-I dt: 0.5.7.10 C-III	• Compulsory retirement vide OB # 205 dt: 28.04.08 on the allegations of found in league with grain smugglers. • Compulsory retirement vide No.3261-62/EC, dated 26.12.2012.	No ill reputation	n Though the intelligence report any corruption yethis set adverse. The report be including two time compuserious allegations. Similarly and information has is involved share from the smugglers vehicles and other smugglers which wiew his long service &	ervice record sears 10-bad entrulsory retirement, as per secret prolived in receiving do non custoric paled items as vell. Therefore keeping
	Inspector Gul Nawaz	06-Good Entries	09-Bad Entries including Dismissal from service vide OB # 531 dt 13.12.06.	Reputed as H	recommended for compulso The perusal of the record a reports shows are to corruption. The secret pro- allegations. He gras persourderly room & his statement not negate the allegations	ory retirement. as well as intelliger be ill reputed obe also affirm to onally heard in to nt recorded but co Therefore keaping
	Inspector Inayat Ali Amjid	14-Good Entries	06-Bad Entries	Reputed as officer	view his long parvice & recommended for compulso The perusal of the record sho normal nature & no extra Similarly, the integrance reporting officer. The record as well as set to be an average officer. It	ory retirement ows 14-good untries ordinary performan orts also report him ecret probe reports
					posting as SDPO Centt: Bannu, vehicles and other items the (already unois enquiry). He w	his reputation is no rough Inspector Shi

₹3-200 / 200 / 400

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.			(34)					
		The state of the first and the	.Satz					wearing uniform with badges of DSP being on Inspector which is against the discipline and order of Supreme Court as circulated vide IGP Office Memor No.8794-8808/E-I dated 16.04.2013 & No.13829-74/E-I, dated 13.06:2013.Therefore minor punishment is recommended against him.
	4.	Sub Inspector Kha	enan	08-Good Entries	04-8ad Entries		Réputed as fair officer	The perusal of record shows him to have performed acts of bravery & courage during his service. The intelligence reports also indicate him as fair officer he was personally heard in the orderly.
· · · · · · · · · · · · · · · · · · ·		ESPA TE APPELLE ALLEGA			April 10 a primaril 10 a prima			room & his statement recorded. There may be some element of corruption but keeping in view his good performance he may be exonerated of the charges. Though the intelligence reports findicates him to
	5.	ASI Saadullah		20-Good Entries including 04-CC-I	05-8ad Entries		Reputed as Highly Corrupt	be highly corrupt but perusal of record shows his extra ordinary performance of bravery & courage particularly in thwarting attack of miscreams on PP Mamaskhel Bannu & other arrest of Miscreants. He was personally heard in the
· ·		White draw of the						orderly room. The reputation of corruption is based on hearsay which may be ignored keeping in view his coursesous role in the performance of duty at the risk of his life.
	6.	MHC Ghaffar Al	i 1539	02-Good Entries	To the state of th	"NIL"	• Reputed as Highly Corrupt	The meritsal of the record shows no extra ordinary
The State of the S	297			3.5		3	100 mm	give satisfactory account for the same.
D. Jak			4 1 1 2 2 2 3 4			er in the desired	and the second	

					• Therefore keeping in view his long service & family kids he is recommended for compulsory retirement.
(2)	HC Jamshed No. 782	07-Good Entries	03-Bad Entries	• Reputed as Highly Corrupt	 The intelligence reports as well as secret probe indicates him to be highly corrupt. He was personally heard in the orderly room & his statement was also recorded but he could not
	u .				give satisfactory account for the same. Therefore keeping in view his long service & family kids he is recommended for compulsory retirement.
8.	Constable Farooq No.1219	02-Good Entries	03-Bad Entries	 Not in position of corruption. 	 As per intelligence reports he has served as orderly / Gunman with the officers for most part of his service and not remained posted at significant place. He was personally heard in the orderly room & his statement was also recorded. As he remained posted as orderly for the most part of his service, therefore no direct chance of his corruption. However, it is recommended that
					for the remaining service he may not be posted as orderly / Gunman with any officer and may be deployed for general duty.

(Mohammad salegei marwat) District police officer Kohat

(ABDUL GHAYOOR AFTITO)

Dy: Inspector General of Police, Dera Ismail Khan Range