


15.12.2015

Counsel for the appellant and Mr.Zahoor Khan, Inspector (legal) alongwith Mr.Muhammad Siddique, Sr.G.P for respondents present. Requested for adjournment. To come up for written reply/comments on 17.3.2016 before S.B at Camp Court A/Abad.


Chairman
Camp Court A/Abad

17.03.2016

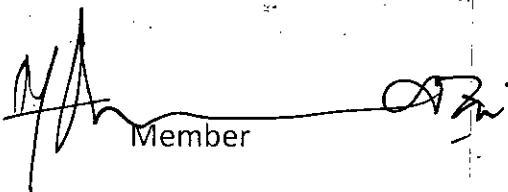
Counsel for the appellant and Mr. Sher Afzal, HC alongwith Mr. Muhammad Saddique, Sr. GP for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing for 18.10.2016 at Camp Court A/Abad.

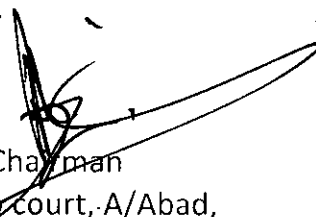

Chairman
Camp Court A/Abad

18.10.2016

Counsel for the appellant and Mr. Muhammad Siddique, Senior Government Pleader alongwith Mr. Muhammad Zahoor Inspector (Legal) for respondents present. Rejoinder Submitted. Arguments heard. Record perused.

Vide our detailed judgment of to-day placed in connected service appeal No. 900/2015, titled "Ahmad Ali Shah Versus Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and 2 others", we accept the instant appeal also as per detailed judgment. Parties are left to bear their own costs. File be consigned to the record room.


Member


Chairman
Camp court, A/Abad,

ANNOUNCED
18.10.2016

19.08.2015

Counsel for the appellant present. Requested for adjournment. Adjourned to 15.09.2015 for preliminary hearing before S.B at camp court A/Aabad.


Chairman

Camp Court Abbottabad

15.9.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was serving as SHO at P.S KTS, Haripur when subjected to inquiry on the allegations of supporting the narcotics sellers and vide impugned order dated 2.12.2014 appellant was awarded major punishment in the shape of reduction in rank from the position of Inspector to that of S.I regarding which he preferred departmental appeal on 10.12.2014 which was partially allowed and punishment converted into reduction in pay for 2 stages vide order dated 27.7.2015 where-after the instant service appeal was preferred on 11.8.2015.

That the appellant was given no show cause notice nor full-fledged inquiry was conducted and that the findings of the inquiry officer were not provided to the appellant for defence. That the punishment of reduction in pay for two stages is contrary to law as laid down by the august Supreme Court of Pakistan in case reported as 2004 SCMR 74.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 15.12. 2015 before S.B at Camp Court A/Abad.


Chairman

Camp Court A/Abad




Appellant Deposited
Security & Process Fee

600-80-11

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 903/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	11.08.2015	<p>The appeal of Mr. Raja Mahboob Khan presented today by Mr. Muhammad Aslam Tanoli Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"> REGISTRAR</p>
2	12-8-15	<p>This case is entrusted to Touring Bench A.Abad for preliminary hearing to be put up thereon <u>19-08-2015</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p style="text-align: right;"></p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Appeal No. 903/2015

Raja Mehboob Khan S/O Mohammad Yaqoob Khan Inspector Police Department presently posted at District Abbottabad (R/O Village Batangi, Tehsil Havelian, District Abbottabad).

Appellant

VERSUS

1. The Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. The Regional Police Officer, Hazara Region, Abbottabad.
3. The District Police Officer, Haripur

Respondents

SERVICE APPEAL

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All Khan
Appellant

M. Aslam

Through

(Mohammad Aslam Tanoli)
Advocate High Court
at Haripur

Dated: 11-08-2015

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Appeal No-903/2015

Raja Mehboob Khan S/O Mohammad Yaqoob Khan Inspector Police Department presently posted at District Abbottabad (R/O Village Batangi, Tehsil Havelian, District Abbottabad).

Appellant

A.W.F. Province
Service Tribunal

Diary No. 953

Dated 11-8-2015

VERSUS

1. The Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. The Regional Police Officer, Hazara Region, Abbottabad.
3. The District Police Officer, Haripur.

Respondents

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST ORDER DATED 27-07-2015 TO THE EXTENT OF PENALTY OF REDUCTION IN PAY FOR 02 STAGES (02 YEARS) PASSED BY THE REGIONAL POLICE OFFICER HAZARA REGION ABBOTTABAD WHILE CONVERTING PENALTY OF THE APPELLANT FROM REDUCTION IN RANK INTO REDUCTION IN PAY.

PRAYER: ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL ORDER DATED 27-07-2015 OF REGIONAL POLICE OFFICER HAZARA RANGE ABBOTTABAD MAY GRACIOUSLY BE SET ASIDE TO THE EXTENT OF AWARD OF PENALTY OF REDUCTION IN PAY FOR 02 STAGES (02 YEARS) AND THE APPELLANT MAY KINDLY BE RESTORED HIS PAY.

11/8/15
Respectfully sheweth,

1. That the Regional Police Officer, Hazara Region, Abbottabad vide his order dated 27-07-2015 has accepted the departmental appeal filed by the appellant, converted the penalty of reduction in rank by

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reinstating him in the rank of Inspector and has awarded the penalty of reduction in pay for 02 stages (02 years).

(Copy of order dated 27-07-2015 is attached herewith as annex-A).

FACTS:

2. That while appellant posted as SHO Police Station KTS, Haripur was served upon with a Charge Sheet along-with statement of allegations by the District Police Officer Haripur alleging therein that "while posted as SHO PS, KTS, it came to his notice through letter No. No.15869-72/PPO dated 03-10-2014 of the Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar that appellant was supporting the narcotics sellers/paddlers and taking 'monthly' from them". Mr. Bilal Zafar Shekh, ASP Headquarters was appointed as Enquiry Officer.

(Copy of the Charge Sheet dated 13-10-2014 is attached herewith as annexure "B").

3. That above Charge Sheet was duly responded by the appellant vide his reply dated 17-10-2014 explaining all facts and circumstance and denied the allegation leveled therein.

(Copy of the reply dated 17-10-2014 is attached herewith as annexure "C").

4. That the allegations mentioned in the above referred Charge Sheet were based on a report of Police Special Branch Haripur. According to the report of Police Special Branch Haripur, "the persons (fathers & sons) were selling narcotics from the times of their forefathers. Sometimes the

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local police took action on receipt of complaint. On release from Jail, they resumed again their activities. Inspector Raja Mehboob SHO(Appellant), Sub. Inspector Zari Khan ASHO, HC Ahmed Ali Shah and Constable Naseer Shah No. 719 were supporting the narcotics sellers & getting "monthly". It is astounding one that appellant was posted at PS KTS only about only 11 months ago but criminals had been selling narcotics from the time of their forefathers. In such a situation as to why the Police Special branch failed to report the matter to the High-Ups to have had rooted them out earlier. For showing their efficiency a baseless report was submitted by the Special Branch on the basis of which appellant was charge-sheeted and ultimately awarded with the penalty of reduction in rank from Inspector into Sub Inspector by the District Police Officer Haripur.

(Copy of report of Police Special Branch dated 30-09-2014 is attached herewith as annexure "D").

5. That the appellant remained posted at PS KTS for about 11 months. During the period appellant carried out actions against the criminals without any discrimination. Within a period of 09 months in 2014 about 86 Kg and 655 Grams of Chas was recovered from different criminals which recovery was 21 Kg more than that of the previous year. Similarly recovery of Heroin, Opium and liquor was also above than that of last year which is a proof of appellant's performance.

Copy of Crime Diary for the year 2013 & 2014 is attached herewith a annexure "E").

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6. That letter No.646/3019 of Inspector General, Special Branch, Peshawar reveals that in the year 2013 & 2014 the Local Police registered 07 cases against Addas No.1 & 2 which assertion is against the facts because the Police PS KTS registered 14 cases against these Addas, hence the report of Special Branch's staff is based on false information.

(Statement showing detail of registered cases is attached herewith as annexure "F").

7. That so far as the allegation of supporting and receiving the monthly from the narcotics peddlers is concerned the same is incorrect, because appellant took every measure against them under relevant sections of law including 3 MPO, their houses were raided after taking search warrant, every two Addas were raided and narcotics substance were recovered and cases registered against them.

(Copies of FIRs & application 3 MPO are attached as annexure "G").

8. That appellant took actions against notorious offenders running narcotics dens or involved in other crimes for the years together. Appellant took to fight against them and exalted the morale of police force. On account of his best performance at PS KTS, the Inspector General of Police Peshawar and D.I.G. Hazara Range Abbottabad as well as District Police Officer, Haripur awarded the appellant with Commendation Certificates and Cash Rewards.

(Copies of certificates are attached as annexure-"H").

9. That appellant was never influenced by toutism or political interference in discharge of his duties on merits and

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without any discrimination despite he was extended threats by political persons on occasions.

(Copy of Daily Diary No.39 dated 10-05-2014 is attached as annexure "I").

10. That in the above mentioned charge sheets though Mr. Bilal Zafar, ASP Headquarters was appointed as Inquiry Officer yet no such inquiry was ever conducted by the said officer, neither any place was selected for appearance before the Inquiry Officer nor appellant was called to appear before the inquiry officer. Nor any witness from special branch was called to appear and record his statement before the inquiry officer against the appellant with regard to charges leveled against him in their report as well as in the charge sheet. No documentary evidence was ever produced against the appellant. Neither appellant was allowed to cross-examine the witness produced, if any, against him nor was he confronted with documentary evidence, if any, advanced as a proof of allegations leveled in the charge sheet issued to the appellant. Neither appellant was issued with findings nor report of inquiry. Appellant was also not provided the opportunity of personal hearing. Even no Final Show Cause Notice was issued before awarding major penalty of reduction in the rank from Inspector to Sub. Inspector through impugned order dated 02-12-2014. Hence entire procedure of departmental inquiry was seriously violated.
11. That Inquiry Officer was bound under the rule to have based his findings on documentary as well as evidence recorded by the witnesses including the defense taken by the appellant in his reply to the charge sheet. But Inquiry

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Officer went on to give findings based on surmises and conjectures and that too without conducting any inquiry or calling witnesses and recording evidence. Even reply to the charge sheet submitted by the appellant was not taken into consideration. Hence the findings of Inquiry were against the Disciplinary Rules 1975 and liable to be turned down on this score alone.

12. That Inquiry Officer vide his report dated 151 dated 27-10-2014 concluded the inquiry with the words “ **that secret information was taken against the accused so that facts could come forward but persons are not ready to give in writing because they afraid, however they are ready to give information secretly who were heard**”. This is the total report on the basis of which the appellant was/is being awarding penalties by the authorities.

(Copy of the Inquiry report dated 27-10-2014 is attached as annex-“J”).

13. That the Inquiry Officer while recording findings and recommending major penalty did not consider the facts that actions were taken against the Narcotics Peddler **Faisal** and in retaliation who submitted application dated 26-12-2013 to the high-ups against the appellant. Hence the findings are in violation of the facts and circumstances of the matter and liable to be turned down.

(Copy of application is attached herewith as annex- “K”).

14. That ultimately appellant was awarded with major penalty of reduction in rank from Inspector to Sub Inspector by the District Police Haripur vide his order dated 02-12-2014.

(Copy of order dated 02-12-14 is attached as annex “L”).

15. That appellant joined the police force as a CONSTABLE and by dint of his devotion, dedication, honesty and tremendous services he was elevated to the rank of INSPECTOR. Appellant always earned good and very good ACRs. Appellant has excellent rather meritorious service record at his credit.
16. That appellant preferred a department appeal against the order dated 02-12-2014 passed by the District Police Officer Haripur. The Regional Police Officer, Hazara Range, Abbottabad while accepting departmental appeal has converted the penalty of reduction in rank into reduction of pay for 02 stages (02 years) vide impugned order dated 27-07-2015, hence instant service appeal, inter alia, on the following grounds. (*Departmental appeal is attached as annex - 'M'*).

GROUND:

- a) That the penalty of reduction in pay for 02 stages (02 years) awarded vide impugned order dated 27-07-2015 is illegal and unlawful against the departmental rules & regulations and natural justice and is liable to be set aside.
- b) That the Inquiry Officer has acted in a flimsy and whimsical manner conducting the so-called inquiry in utter violation and negation of the procedure set forth by the law for the dispensation of justice at the preliminary stages during the course of departmental inquiries, hence the impugned order dated 27-07-2015 is liable to be

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set aside to the extent of awarding penalty of reduction in pay for 02 stages (02 years).

- c) That even no one from the staff of Special Branch Haripur was summoned to appear before the Inquiry Officer and corroborate the allegation of supporting Narcotics peddlers and receiving "monthly" from them as reported against the appellant.
- d) That performance of the appellant has not been taken into consideration by the Inquiry Officer while giving his findings with regard to launching crack-down by appellant against the narcotics peddlers and other criminals and recovery of huge quantity of chars, heroin, liqueur, Klashinkove, pistol, rounds and registration of cases under law and arrest of MDS & POs etc.
- e) That the findings of Inquiry officer are without conducting any inquiry, without calling a witness, without any documentary proof and even taking into consideration the defense taken in reply to the charge sheet by the appellant. Findings of the Inquiry Officers are stereo-type without justification & reasons and that too without conducting any inquiry, hence penalty based on such findings is illegal and against the law, rules, regulations and natural justice.

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- f) That the appellant was never provided with a chance to cross-examine the witnesses, if any, produced against the appellant.
- g) That the appellant was never provided with the findings and report of the so-called inquiry which provision is mandatory under the departmental inquiry procedure.
- h) That the appellant was never served with FINAL SHOW CAUSE NOTICE before awarding major penalty which is mandatory under prevailing disciplinary rules 1975.
- i) That the appellant was also not provided with an opportunity of personal hearing before awarding the penalty which is also necessary and mandatory thus has been condemned unheard.
- j) That the appellate authority (Regional Police Officer, Hazara Range, Abbottabad) vide his impugned order dated 27-07-2015 while accepting departmental appeal and converting the penalty of reduction in rank into that of reduction in pay for 02 stages (02 years) has not taken into consideration the performance and efforts made by the appellant against the narcotics peddlers/sellers rather relied upon inquiry report and influenced by false, fabricated, baseless and concocted report of Special Branch routed through PPO Peshawar. Even Appellate Authority has failed to observe that Inquiry Officer

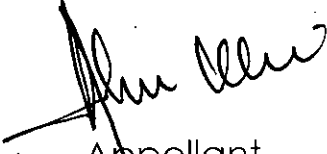
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could not proved the allegation against appellant,
hence penalty awarded by appellate authority is
against the law, rules & regulation and natural
justice and is liable to be set aside.

PRAYER:

It is, therefore, humbly prayed that on acceptance of instant
service appeal order dated 276-07-2015 may graciously be set
aside to the extent of awarding penalty of reduction in pay for 02
stages (02 years) and appellant may kindly be resorted his pay as
usual.

Through:


Appellant
M. Aslam
(Mohammad Aslam Tanoli)
Advocate High Court
At Haripur

Dated // -08-2015

VERIFICATION

It is verified that the contents of instant service appeal are true
and correct to the best of my knowledge and belief and nothing
has been concealed thereof.


Appellant

Dated: // -08-2015

(11)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Raja Mehboob Khan S/O Mohammad Yaqoob Khan Inspector
Police Department presently posted at District Abbottabad (R/O
Village Batangi, Tehsil Havelian, District Abbottabad)

Appellant

VERSUS

1. The Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. The Regional Police Officer, Hazara Region, Abbottabad.
3. The District Police Officer, Haripur

Respondents

SERVICE APPEAL

AFFIDAVIT:

I, Raja Mehboob Khan S/O Mohammad Yaqoob Khan do
hereby solemnly declare and affirm on oath that the contents
of the instant appeal are true and correct to the best of my
knowledge and belief and nothing has been suppressed from
this Honourable Service Tribunal.

[Handwritten Signature]

Deponent/Appellant

Dated: 11-08-2015

Identified By:

[Handwritten Signature: M. Aslam]

Mohammad Aslam Tanoli
Advocate High Court
At Haripur,



[Handwritten Signature]

Appellant

(12)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Raja Mehboob Khan S/O Mohammad Yaqoob Khan Inspector
Police Department presently posted at District Abbottabad (R/O
Village Batangi, Tehsil Havelian, District Abbottabad).

Appellant

VERSUS

1. The Provincial Police Officer, Khyber Paktunkhwa, Peshawar.
2. The Regional Police Officer, Hazara Region, Abbottabad.
3. The District Police Officer, Haripur

Respondents

SERVICE APPEAL

CERTIFICATE

It is certified that no such Appeal on the subject has ever been
filed in this or any other court prior to the instant one.


APPELLANT

Dated: 11-08-2015

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Annex-A

ORDER

This is an order on the representation of *SI Raja Mehboob Khan No.H/17* of Haripur District against the order of major punishment i.e. Reduction in Rank from Inspector to Sub-Inspector by the District Police Officer, Haripur vide his OB No.720 dated 2-12-2014.

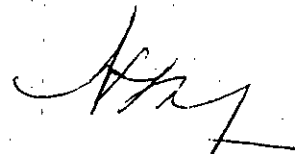
Facts leading to his punishment are that he SHO PS KTS was reported by W/Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar vide letter No.15869-72/PPO dated 03-10-2014 receiving monthly from the drug paddlers/smugglers.

Proper departmental enquiry was conducted by *Mr. Bilal Zafar Sheikh ASP Hqrs Haripur*. After conducting a detail enquiry, the E.O proved him guilty. On the recommendation of E.O, the District Police Officer Haripur awarded him minor punishment of reduction in rank from Inspector to Sub-Inspector.

After receiving the appeal, the comments of DPO Haripur were obtained. The enquiry file, appeal & the comments of the DPO were perused. The appellant was also heard in person in the orderly room where he explained no plausible reason.

The enquiry is based on Special Branch report and the ASP/Hqrs Haripur did not substantiate it as to with whom he had relation regarding monthlies in drugs etc. The reputation of the officer is not above board.

However, keeping in view his previous record of service the punishment of reversion from Inspector to SI awarded by the DPO Haripur is converted to major punishment of "*Reduction in Pay for 2 Stages (2 Years)*". He is also reprimanded with a warning to be careful in future.


REGIONAL POLICE OFFICER
Hazara Region Abbottabad

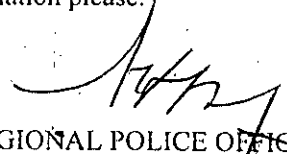
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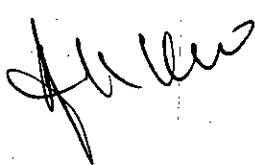
/PA Dated Abbottabad the 27/7

/2015.

Copy of above is forwarded to:-

1. The District Police Officer, Haripur for information and necessary action with reference to his Memo: No.8401 dated 29-12-2014. The enquiry file of the appellant are returned herewith.
2. The District Police Officer, Abbottabad for information and necessary action.
3. The EA Region Office Abbottabad for information please.


REGIONAL POLICE OFFICER
Hazara Region Abbottabad



CHARGE SHEET

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Annex-B

(1) I, Muhammad Khurram Rashid (PSP), District Police Officer, Haripur as-competent authority, hereby charge you Inspector Raja Mehboob as enclosed statement of allegations.

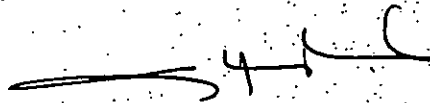
(2) You appear to be guilty of misconduct under Police Efficiency & Discipline Rules 1975 and have rendered yourself liable to all or any of the penalties specified in the said Rules.

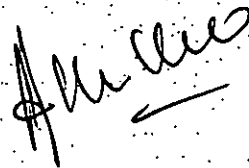
(3) You are, therefore, required to submit your written defense within 07 days of the receipt of this charge sheet and statement of allegation to the Committee/Enquiry Officer as the case may be.

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

(5) Intimate whether you desire to be heard in person or otherwise.

(6) A statement of allegations is enclosed.


(Muhammad Khurram Rashid) PSP
District Police Officer
Haripur



DISCIPLINARY ACTION

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B/1

I, **Muhammad Khurram Rashid (PSP)**, District Police Officer, Haripur as competent authority of the opinion that you **Inspector Raja Mehboob** have rendered yourself liable to be proceeded against as you committed the following acts/omissions within the meaning of Police Efficiency & Discipline Rules 1975.

STATEMENT OF ALLEGATION

"That while you posted as SHO PS KTS it has come to the notice of the undersigned vide letter No: 15869-72/PPO dated 03.10.2014 by PPO Office, Khyber Pakhtunkhwa, Peshawar that you are supporting the narcotics sellers/paddler and taking "monthly" from them which shows malafidy and dishonesty in discharge of your official duties/responsibilities and is gross misconduct on your part in terms of Police Rules 1975"

(2) For the purpose of scrutinizing the conduct of the said accused officer with reference to the above allegations, an Enquiry Committee consisting of the following is constituted.

ASP HQrs Bilal

(3) The Enquiry Officer/Committee shall in accordance with the provision of this Ordinance, provide reasonable opportunity of hearing to the accused, record finding and make within 25 days of the receipt of this order, recommendation as to punishment or the appropriate action against the accused.

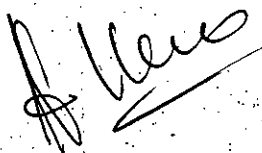
(4) The accused and a well conversant representative of departmental shall in the proceedings on the date, time and place fixed by the Enquiry Officer/Committee.


(Muhammad Khurram Rashid) PSP

District Police Officer
Haripur

No: 148-51 /PA, dated Haripur the 13-10 100/2014.
Copy of above is submitted to the: -

- 1) Regional Police Officer, Hazara Region, Abbottabad please.
- 2) Enquiry Officer for initiating proceedings against the said accused under Police Rules 1975.
- 3) **Inspector Raja Mehboob** with the direction to submit his defense within 7 days of the receipt of this statement of allegations and also to appear before the Enquiry Officer on the date, time and place fixed for the purpose of departmental proceedings.




District Police Officer
Haripur

ہیٹ عالمی

ڈیو ایس او خارج سٹیٹ حدود میں ہونے میں تمام کھلائی

میں آفریقا ایک سال تک بطور SHO تعینات رہا۔ تمام ڈیو ایس او
میں تعیناتی کیدوراں میں نے اپنے تالیف شدہ لکچر پوری نئی نئی
اور دیانتداروں سے سرمایہ دے۔ جرائم ایسٹہ عامہ کی سمجھائی گئی
ہمہ وقت سیکرٹ منسل دیا جرائم ایسٹہ عامہ کے خلاف تلافی
کارروایاں کیں۔ محکمہ کی عزت اور پوسٹ فارم کے لغزش کو کبھی
یا مال میں بچو رہا۔

جب میں بطور SHO تمام آئی س میں تعینات ہوا تو اس
وقت تمام کے ایکارڈ میں 33 درجہ استخباری حدود تمام آئی س
سے اٹھنے والے ورگے میں نے پھر پور محنت اور ترقی کی اسی تعیناتی
کیدوراں حدود تمام اور بیرون تمام و اصلاح سے تعیناتی کے ورگے
33 درجہ استخباری گزار گئے۔ اور جب میں تمام کا چارج
ایکارڈ تمام پر 19 درجہ استخباری چھوڑ کر آیا جو میری بطور SHO
کامیاب رہا ہے۔ میں نے درجہ تعیناتی P. 05 درجہ کی
کے تحریک میں دو دفعہ پراسن معاہدے کیے خوب اور دھتکت کی
کچھ کارروائی کے طور پر اہل جو 6 اشخاص کے منل میں پولس کو
مطلوب تھا کو گرفتار کیا اسی طے کے اشخاص کے اتحاد میں
پولس معاہدے کے بعد ذہنی کر کے گزار کیا اور معوی کان
حفاظت باز رہا۔ فیو FIR لکھی

اسی طے میں نے اسی تعیناتی کیدوراں میں ہونے کے

سابقہ ٹیپ سیکرڈ گیمبارز کے خلاف بھی پور کارروایاں کیں
لاکھوں روپوں کی کٹی۔ دیکھ کر محکمہ خارجہ کے حوالہ
جوئے کے اڈوں پر جوہر زبیاں کر کے لاکھوں روپوں کا
گزار گئے۔ تعیناتی کے دوران FIR لکھی

میں نے تمام کھلائی میں تعیناتی کیدوراں میں ہونے کے

ص

کے حالات کاروائی میں کوئی سرچیزیں چھوڑی جاہت علم لہر لہر اپنی
حد ہر وقت منہاں زدوں کا بچھا کہا ہر قسم کی کاروائی
کا ذکر کیا 3MPہ کیے درخواست کی سرچ ڈاٹنگ ٹنگ
اور لٹریچر ڈاٹنگ چھاپہ دیاں ہیں لیکن سرچ ڈاٹنگ
آڈیٹ ہائے دریاچہ FIR کی کاپیاں لٹریچر لہا ہیں

تھی 72-15879 ڈیپ PPہ کاروائی میں منہاں
دریاں کا ذکر ہے ایک حالات بھی ذمہ منہاں زدوں کی طرح
کاروائیاں ہدی رہی ہیں ریکارڈ کی کاپیاں لہ قابل ملاحظہ ہیں
من سال 2014 میں منہاں زدوں کے حالات لہوا کاروائیاں
کرتے ہیں 35 کے حالات 35 خدمات NSA کے تحت رر
رہا ہے 35 ہر 86 کلو گرام جس 4 کلو گرام ہر
اک کلو 400 گرام اقبوں اور 974 کپی شاپ برآمدگی
جو پچھلے کئی سالوں سے کہیں ڈاٹنگ قابل کی کافی لہوا
من منہاں زدوں کو رپورٹ کرنا ہر الزام ہے ایسے حالات
من ہر طرح کی کاروائیاں من خدمات رر کے تحت
میرے حالات ہائی کورٹ سپریم کورٹ ہر درخواستیں لٹریچر
کاپیاں ہراہ لہ ہیں

من ایسی اخلاقی کیدوں میں ثابت اور نکلن سے ایسی ڈی
سہا کام دی ایک سال اخلاقی کیدوں ڈی رانی رانی کائی
دھوم ہرا جیکے پچھلے سال ڈی ڈی ڈی ڈی ڈی ڈی ڈی
رانی اور لہوا کی حدود وارنٹ ہیں من لہوا رانی
سال 2014 میں ایک کے دھابے میں ہر کلاسنگ میں ہراہ ہیں

عالمیہ
من 28 سال لٹری کاجاں لٹری آئیں لٹری لٹری لٹری
کھی ہر ایک نکلن اور رانی سے کی اور جاہت علم لٹری لٹری
نسل اللہ

کھانڈ میں کرتے دی۔ جسے حالات شکایت علیٰ اذراں بلا اکر
کاروانی پتے تحریر کیا۔ میں اسی مکتوبات فروش سے منقلی بنا لکھ
درکنار مات کرنا بھی حردی کی نوٹیں سمجھا پھوں۔ میں ایک
ماہر پولیس آفیسر اسی حرکت کا سوچ میں بیٹا۔

کھانا، ۱۳۲۶ میں ایشیائی کیردرال ہسپتال کا آرڈر ڈی
حساب ۱۶۲۱۰ و دیگر کچھ حساب - حساب ۱۵۱۶ و براہ ارحاب
۰DP و بڑی پورے کے بعد الحام اور شولہ کے ساتھ لیا گیا
حکمی کا پتل کو میں یہی ہے اجاڑا اور... محبت اور
کارڈرڈی کا ثبوت ہے۔
خیر بر ما با گیا الزام دلائی بے بسا دے ہے جو اب
کی بڑے سے اقدار کی جارکتی ہے۔ اسی پوری سرور میں کچھ
کی جرائم اتنے شخص سے لواتی رہیں گے۔ میں نے میرٹ
رہا مہا ہے فرالین مدھی کی ادانگی میں کچھ جسم پوئی میں کی
اور حساب سے بھی الرقات کی امید رکھتا ہوں۔ جواب دہ ہے

محمد طاہر اللہ
18/8
محمد طاہر اللہ
18/8

19

16:25

0052-91-9223488

PEO TO DEO PESHAWAR

PAGE 02

1254

CR# 2675/PSO

From: - The Addl: Inspector General of Police,
Special Branch, Khyber Pakhtunkhwa,
Peshawar.

Phone: 9218173
Fax : 9218073

To: - The Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar.

No: 646 /PA/SB, dated Peshawar the 30/9 /2014.

Subject: - COMPLAINT AGAINST LOCAL ADDAS & P.S KHALABAT DISTRICT HARIPUR.

Memo: - Kindly refer to your office memo NO. 14705-06/PPO dated 15.09 2014.

The matter was enquired into through G.O Special Branch Haripur, which revealed as under:-

Reportedly the following persons are running narcotics dens at Sector No. 4

Khalabat Town Ship Haripur:-

Adda No. 1

- i. Bashir Khan s/o Abdul Ghaffar Khan r/o Mohallah Khabal
- ii. Shah Zeb Khan s/o Bashir Khan r/o -do-
- iii. Tariq Khan s/o Bashir Khan r/o -do-

Adda No. 2

- i. Jehanzeb s/o Hamesh Gul r/o Mohallah Civil Hospital
- ii. Babar Zeb s/o Jehanzeb r/o -do-
- iii. Faisal Zeb s/o Jehanzeb r/o -do-

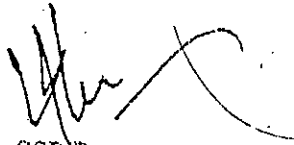
1) During 2013, two cases u/s 74 PEHO and 9-CNSA have been registered at P.S/K halabat Township against Bashir Khan and Tariq Khan of Adda No. 1, while one case u/s 9-C has been registered against Shah Zeb of Adda No. 1 during 2014.

Similarly during 2013 three cases u/s 74 EHO and 9-C have been registered at P.S/Khalabat Township against Babar Zeb and Faisal Zeb sons of Jehanzeb, while one case u/s 9-C has been registered against Babar Zeb in 2014.

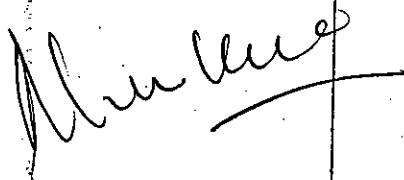
[Handwritten signature]

20

3. The persons (fathers and sons) at the above Addas are running narcotics dens from the times of their forefathers. Sometimes the local Police take action on receipt of complaint. On release from Jail, they again resume their activities.
4. Inspector Raja Mehboob SHO, S.I Zari Khan ASHO, H.C Ahmed Ali Shah and Constable Naeem Shah Rider are supporting the narcotics sellers and get "monthly".
5. Notables and elders of the area demand action against the criminals.

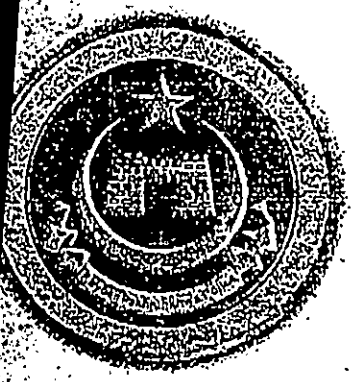


SSPP,
FOR ADDL; INSPECTOR GENERAL OF POLICE,
SPECIAL BRANCH, KHYBER PAKHTUNKHWA,
PESHAWAR.



21

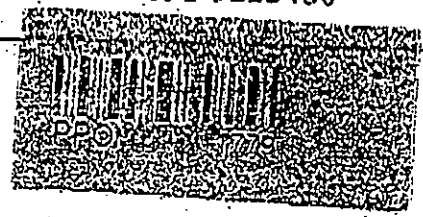
204-C



OFFICE OF THE
INSPECTOR GENERAL OF POLICE, (PPO)
KHYBER PAKHTUNKHWA, PESHAWAR

No. 15864-72/PPO
Dated: 03/10/2014

Ph # 091-9213261
Fax# 091-9223480



To: The District Police Officer,
Haripur

Subject: Complaint against Local Addas & PS Kalabat District Haripur

Dear Sir,

Enclosed please find herewith a letter received from Addl: IGP/Special Branch Khyber Pakhtunkhwa vide No. 646/PA/SB, dated: 30.09.2014 on the subject cited above. The Police Chief Khyber Pakhtunkhwa has desired for you to take strict legal action, ensure conviction of identified drug peddlers and also probe into the allegation against police officials and report by 25.10.2014

45/C
09.10.14

[Signature]
(Principal Staff Officer)
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

SHO PS RIS
for n/actin
arrest culprits
& report

[Signature]
SDPO - SADAR
HARIPUR

- cc:-
- i. The W/IGP Khyber Pakhtunkhwa for favour of information.
 - ii. The Addl: IGP/Special Branch Khyber Pakhtunkhwa w/r to his letter quoted above.
 - iii. The RPO Hazara Region, Abbottabad

PA
Departmental
proceedings
No 375-76/cell
09.10.2014

DSP Saldar
Ensure
arrest of
culprits &
report

کراچی آب لوڈنگ ڈیپارٹمنٹ کے سالانہ منشیات

تفصیل ریگوری منشیات اسلحہ کارروائی کے بارے میں

برآمدگی منشیات			
تفصیل		ماہ بالمتقابل	
سال بالمتقابل	سال بالمتقابل	2014	2013
تفصیل	سال بالمتقابل	2014	2013
تفصیل منشیات	سال بالمتقابل	2014	2013
پیسے	سال بالمتقابل	86655	65810
پیرول	سال بالمتقابل	4516	3352
اقبوں	سال بالمتقابل	1900	1050
شراب	سال بالمتقابل	974	671
دیگر	سال بالمتقابل	-	-

ریگوری اسلحہ کی پیشین گوئی

تفصیل			
تفصیل		ماہ بالمتقابل	
سال بالمتقابل	سال بالمتقابل	2014	2013
کلاشنکوف	سال بالمتقابل	9	-
کلاکوف	سال بالمتقابل	-	-
رائفل	سال بالمتقابل	2	3
بندوق	سال بالمتقابل	8	8
پستول	سال بالمتقابل	63	78
چھری سکرپتی	سال بالمتقابل	1	-
کاربوس	سال بالمتقابل	948	658

البراری کارروائی

تفصیل			
تفصیل		ماہ بالمتقابل	
سال بالمتقابل	سال بالمتقابل	2014	2013
106/107	سال بالمتقابل	-	-
107/151	سال بالمتقابل	278	229
55/109	سال بالمتقابل	291	181
55/110	سال بالمتقابل	-	-
13/14	سال بالمتقابل	-	-

تفصیل کرائم	ماہ بالمتقابل		سال بالمتقابل	
	2014	2013	2014	2013
1. تھیل	2	3	-	-
2. اقدام تھیل	9	7	-	2
3. ضرر	19	9	2	-
4. زنا	3	-	1	-
5. اغواء	10	4	1	2
6. مزاحمت پولیس	2	-	-	-
7. مزاحمت دیگر	-	-	-	-
8. پولیسی	-	1	-	-
9. ریسرچی	-	2	-	1
10. نقب زنی	-	3	-	0
11. ستر عام	6	1	-	-
12. ستر گاڑیاں	-	-	-	-
13. گاڑی چھینا	-	-	-	-
14. ستر ڈور بیکار	1	-	-	-
15. ہیک حادثات	1	-	-	-
16. غیر ہیک حادثات	3	4	1	-
17. تیز رفتاری	34	12	1	-
18. اسلحہ	45	83	2	6
19. منشیات	168	162	28	11
20. لوکل	58	10	-	-
21. متفرق	113	41	10	5
22. میزان	474	339	46	27

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Annex-F

STATEMENT SHOWING REGISTRATION OF CASES AGAINST CRIMINALS BY RAJA MEHBOOB KHAN SHO, POLICE STATION, KTS. DURING 2013-2014.

S/No.	FIR No.	Date	U/Section	Recovery	Name of criminal
1.	05	06-01-13	3/4 EHO 26(2)	560 Grm	Babar zeb S/O Jehanzeb
2.	16	13-01-13	9C/CNSA	1245 Grm	Babar S/O Jehanzeb
3.	219	26-05-13	3/4 EHO 26(2)	420 Grm	Babar S/O Jehanzeb
4.	318	02-09-13	9B/CNSA	645 Grm	Faisal S/O Jehanzeb
5.	247	12-06-23	3/4 EHO 26(2)		Shahzeb S/O M.Bashir
6.	254	17-06-13	9C/CNSA	1550 Grm	Tariq S/O Bashir
7.	260	26-06-13	3/4 EHO 26(2)	445 Grm	Babar S/O Jehanzeb
8.	278	20-07-13	3/4 EHO 26(2)		Tariq S/O Bashir
9.	90	11-03-13	3/4 EHO 26(2)		Faisal S/O Jehanzeb
10.	449	28-12-13	3/4 EHO		Bashir S/O Ghaffar
11.	05	06-01-14	9C/CNSA		Babar S/O Jehanzeb
12.	243	03-05-14	9C/CNSA		1. Faisal S/O Jehanzeb 2. Alam S/O Jehanzeb 3. Jehanzeb S/O Ramish Gul
13.	257	10-05-14	3/4 EHO 26(2)		Bashir S/O Ghaffar
14.	91	04-03-14	9C/CNSA		1. Shahzeb S/O M.Bashir 2. Bashir S/O Ghaffar

Mehboob Khan

نقل ریٹ حد 44 روز 28/9

ضلع برکات پور

میں راجہ محبوب خان انسپکٹر S400 28/9 وقت 05:00 بج میں مع میزبان کے
 جو اہل حقہ 30 بالا واپس آئیوں گشت حدود خانہ پور کی لیدیں کیشل لکھنؤ جی پی 13 کو
 ہڈیوں کے تقریباً ڈھائی گشت عبدالقدیر صاحب و کنیشنل کے P5 سماج واد عاشق حسین
 درپردہ جاگل جو اہل حقہ ملک 9/13 11 4894 55 خانہ و ملزم مقدمہ ملک
 28/9 3658 خانہ ڈاک گشتوں کی عمر جن سے ماہر ولد میاں زوریں سکندر جاگل
 ر حجاج زئی کی P6 پوسٹ کی آمدنی امداد کارڈ پوسٹ پوسٹ ہو گیا ناہر مذکورہ کو
 دینے کے الزام میں گرفتار کر کے ہراسہ خانہ روانہ کیا مقدمہ ملک 17/9 27/9
 P6 خانہ ڈاک کاٹم یوکر پوسٹ ملزم برائے بندش حوالات خانہ پور یا اس طرح P5
 ولد جاگل سکندر حاکم جو اہل مقدمہ ملک 309/3378 352 خانہ ڈاک کے گورچ حجاج زئی
 دستیاب نہ ہوا دوران خانہ ملک کوئی بھی غیر ممنوع اشیاء نہ آئیں دوران گشت
 ک فریڈاں فضیل، باہر لکھنؤ چاندیوں اور طارق، شاہ زین لکھنؤ محمد بشیر ساکنان
 سکریٹری خانہ ڈاک کے گورچ بھی حجاج زئی کی لیدیں کیشل کی سرانہ میں خانہ پور میں
 عمل میں لائی کچھ آگے نہ ہوا دوران گشت جنک چوکیدان و کارکنان پانے کے چوکیدار جنک
 الٹ رہنے کی جھڑپ ہوئی اور ڈھنڈہ ہو یا کچھ اور اشد گشت بھی میرا میرا
 کے میں جملہ تقریب کو چھوڑتے رہ گئے اس امر اچھے نہیں داخل جانے کرتے

صاحب خان

نقل عیال لکھنؤ

M. Khan

mm.ps-1615
 15-10-14

میرزا 37 واہی رانہ جموں خان اسپیکٹر SH 0.14 21 9 وقت 00115 بجے میں آمد
 میرا بیاں کے وقت جموں والا واپس آریا بیوں مقام سے روانہ ہو کر
 سیکرٹری کے ڈھنڈے کالیس، رانا، سلیم، جاگل، کپ پاپے، پدھانہ، اور
 مقامات میں گئے تھے بیگ کے جویداران صاحب کے جویداران اور ایس جی
 بارگشیاں بیگ کی گئی جو درست طور پر اپنی ڈیوٹی پر موجود تھے دوران
 گرتن مشیات فرورشتیاں سفینا و لارنر محمد قویا انوان سکندر، قاضیان
 رفیق خان ولد سیکرٹری احمد ولد گلا منصفی سکندر، جھویر گانوں سکندر، محمد احمد
 ولد چوہان خان، قویا بھگوان سکندر، بابر زویب ولد جھانزویب، جھانزویب
 ولد بیٹن گل، فیصل ولد جھانزویب سکندر، محمد کبیل سکندر پیر پور ایس کے
 گرووں پر چھاپہ رکھا گیا تھا جو کہ خود دستیاب نہ ہو سکے تھے ان کی تلاش
 کی گئی جو کہ غیر جانوری ہیں پیر پور نہ ہوئے اور جھانزویب کے تھے تھراہی
 جاری ہے۔ جملہ لٹری سے اسکی ایجنٹس داخلہ ملخانہ کیا گیا۔ اس طرح
 ڈھنڈے لا موراکیل نشت را اور دست یونٹی نرا نا کہ بندی واپس آ گیا ہیں
 اسکی ایجنٹس داخلہ ملخانہ ہو اور گھریت نترری۔

نقل مطابق اصل ہے

(Signature)

M.M.P.S.K.T.S

21-09-014

(Large Signature)

صوبہ سندھ

(30)

تھانہ عتبات

تشریحی نوٹ کا روزنامہ 6/13

مدیر اعلیٰ دارالحیضیات اینڈ ہسپتال 6/13/60 وقت 12:50 بجے میں جمع ہوا۔ اس وقت
 پروفیسر / پروفیسر 12 ملازمین کو ساتھ لے کر حضور فقہانی سے ملائے اور انہیں گھنٹہ
 حضور فقہانی سے ملنے کے لئے یہ فرمایا کہ پروفیسر اور کونسی ملازمین کے لئے گھنٹہ
 ایسا نہیں ہے جو جو رہا ہے۔ سب کو ساتھ لے کر 12:30 بجے پندرہ منٹ
 ایسٹ۔ 13 بجے سے گھنٹہ بیٹھا اور ان گھنٹہ میں پروفیسر نے شکایت کی
 کہ میں نے یہ سب نہیں بیان کیا تھا۔ ان کا کہنا تھا کہ میں نے یہ سب نہیں کہا ہے۔
 دوسرے گھنٹہ میں پروفیسر نے کہا کہ یہ سب نہیں ہے۔ جو اس وقت تک
 نہیں دیا گیا ہے۔ پروفیسر نے کہا کہ میں نے یہ سب نہیں کہا ہے۔
 12:50 بجے اس گھنٹہ سے پروفیسر نے کہا کہ میں نے یہ سب نہیں کہا ہے۔
 وقت یہاں تک کہ پروفیسر نے کہا کہ میں نے یہ سب نہیں کہا ہے۔
 گئی۔ اس کے بعد پروفیسر نے کہا کہ میں نے یہ سب نہیں کہا ہے۔

کتاب خانہ

تشریحی نوٹ

دکتر محمد رفیع

6/11/60

M. R. Khan

نقل ریٹ صد 44 اور 28 9/14

ضلع نیکو پور

صد 44۔ والیس رام محبوب خان ایگریکلچرل 5450 28 9/14 وقت کہ 50:50 بج میں مع پھرنیوں کے
 رضہ جو الر صد 30 مالادیس آریا سوں گشت صدر نقارہ میں لیدی کیشن لیسری میں 31 کو
 پیمہ رکھ کر مع تقری ڈھنڈہ گشت کے ساتھ صد 14 ڈکٹیشن کے 50 پیما ولڈ ماشق میں
 مکنتہ در سداں جاگل جو الر صد 19 9 11/13 4894 نقارہ ڈاکٹر ولڈ ماشق
 4758 7 14 نقارہ 3658 ڈاکٹر ایگرمنٹا کی عمر ہی سے ماہر ولڈ ماشق دروس مکنتہ جاگل
 کے گھر جمایم ذلی کی 50 پیما کی لادنی اقلدع یا کر شین ویشن پیو گیا ماہر ولڈ ماشق
 پیما دینے کے الزام میں گشتار کر کے ہر اسلہ نقارہ روانہ کیا مقدمہ عدلت 477 فرم 27 9/14
 216 پیما ڈاکٹر کالم پیو کر شین ملزم لڑنے کی سروس حوالات نقارہ پیمہ ولڈ ماشق میں 50
 ماہر ولڈ ماشق مکنتہ کالس جو الر مقدمہ عدلت 309 7 12 352/3378 نقارہ ڈاکٹر جمایم ذلی
 کی 50 دستیاب نہ ہوا دوران خانہ ملاش کوئی بھی مندر منوع اشیاء لہذا ذمہ میں دوران گشت
 غشیات فروشاں فیصل، بابیر لیسراں جماند میں اور طارق، شاہ زبیر لیسراں جماند لیسراں مکان
 محل کھیل سکیر بنو ڈاکٹر کے گھر لہی جمایم ذلی کی لیدی کیشن کی سیرانیت میں خانہ ملاش میں
 ضابطہ عمل میں ملاش کی جو لادنے ہوا دوران گشت میں جو لادنے ومار کیت یا کے جو لادنے چیک
 کے اور الرٹ میں لہی لادنے میں اور ڈھنڈہ جو مال جو لادنے گشت میں لہی پیمہ
 واپس آجے میں جملہ تقری کو حوالیت دل کی اسٹرا لیسراں واصل حاجی نہ کرتے

صواب عالی

نقل عطا لعل

mm. ps. kts

15-10-14

صواب عالی

درخواست بر حسب وارڈ زیر رقم 3 MPO

- 1) شہید ولد سیر فیہم قطعی مکہ بنو کامران
- 2) شاہ زیب ولد شہید شہید مکہ بنو کھیل سکر 4 کٹس
- 3) طارق عرف طارق ولد شہید شہید
- 4) بابر ولد جہانزیب مکہ بنو کھیل
- 5) فیصل
- 6) جہانزیب ولد شہید شہید مکہ
- 7) فضل الرحمن ولد عثمان رقم کھان
- 8) عزیز الرحمن ولد عبد الرحمن
- 9) خالد ولد انور مکہ داؤد جوگ کٹس 3

جناحی 1

متذکرہ بالا اشخاص جو عادی جرائم پیشہ منشیات فروش ہیں متعدد بار منشیات کے مقدمات میں گرفتار ہوئے ہیں پھر بھی باز نہیں آتے ہیں اسلئے سماجی برائیاں پھیلانے میں اور نوجوان نسل کو منشیات کا عادی بنانے میں معاون بن رہے ہیں۔ ان کے اس فعل سے عوام الناس سخت بے چینی کا شکار ہو رہے ہیں۔ جو ان عام میں ختم کا باعث بن سکتا ہے۔

اسد عاھکہ جو ان نسل کو منشیات کا عادی بنانے میں معاون ہے اور سماجی برائیوں کے خاتمہ کے لئے اس نسل کو روکنے کے لئے متذکرہ بالا اشخاص کی خلاف کارروائی زیر رقم 3 MPO عمل میں لائی جائے تاکہ حکم صادر فرمایا جائے۔

WSP SHO PS-1KTS
02-12-013

صالح

نوٹس

بنام - چھانزیب ولد سمیت گل سنگہ ولد کھیل سنگہ 4

آپکو بذریعہ نوٹس ہذا مطلع کیا جاتا ہے کہ آپ منیٹات
دھڑہ میں عرصہ دراز سے ملوث ہیں اپنی عوامی شکایت
کی رپورٹوں کے مطابق آپ منیٹات فروشی جاری رکھی ہوئی ہے
نئی نسل کی بیابھی کا باعث بن رہا ہے عوام الناس میں آگے
سے سرتے چھینی پائی جاتی ہے۔ جو امن عام میں خلل کا باعث
ہے۔ لہذا آپ نوٹس ہذا کی وصولی کے تین روز کے اندر
نیا چھلنی دیں کیوں نہ آپ کے خلاف کارروائی زیر دفعہ 3MPD عمل
میں

Ps-KTS

محمد نواز DF خانہ کھیل کریں
العد چھانزیب ولد سنگہ 4
0340-7 - چھانزیب

SWO - Ps-KTS

SWO

نوٹس

بنام :- بابر ولد جہانزیب سکہ 34 کھیل سکڑ 4 KTS

اپکو بذر کچھ نوٹس ہذا مطلع کیا جاتا ہے کہ آپ منیبات
دھڑہ میں عرصہ دراز سے ملوث ہیں اب بھی عوامی شکایت
کی رپورٹوں کے مطابق آپ نے منیبات فروشی جاری رکھی ہوئی ہے
نئی نسل کی بیابھی کا باعث بن رہا ہے عوام الناس میں آپ
سے سخت بے چینی پائی جاتی ہے۔ جو امن عامہ میں خلل کا باعث
ہذا آپ نوٹس ہذا کی وصولی کے تین³ یوم کے اندر
نیک چلی دیں کیوں نہ آپ کے خلاف کارروائی زیر رقم 3MP0 عمل
میں

Ps KTS

غریب کوٹوالہ ڈپٹی کمشنر میں العبد بابر ولد جہانزیب سکہ
34 کھیل سکڑ 4 KTS

بابر

SHD - Ps - KTS

Meela

35

IN THE COURT OF MIAN ZAHID ULLAH JAN,
JUDICIAL MAGISTRATE-I, HARIPUR

ORDER

11.12.2013

Mr. Safdar Khan, Sub-Inspector Police Station KTS, appeared and submitted an application for grant of search warrant of the house of Shahzeb S/O Mohammad Basheer R/O Mohallah Khabal Sector No.4 KTS, Haripur. It is contended by the police that the suspected persons is drug smuggler/peddler and possesses huge quantity of drug/narcotics in his house. The application is also supported by sketch of the house along with previous record of narcotics offences.

According to Section 22 of Prohibition Order (IV) of 1979, this court is vested with powers to issue search warrant. Keeping in view the request of police, search warrant is hereby issued and the house of suspected person be searched keeping in mind the privacy of women folk in the presence of lady police. The search warrant shall remain operative for 24 hours, however, no search should be carried out after sun set and before sun rise. The police should submit detailed report with respect to the search to this court on 12.12.2013 during court hours and any articles/narcotics recovered should be produced before this court. File to come up for report on 12.12.2013.

(MIAN ZAHID ULLAH JAN)
Judicial Magistrate-I,
Haripur

M. Ullah

36

IN THE COURT OF MIAN ZAHID ULLAH JAN,
JUDICIAL MAGISTRATE-I, HARIPUR

ORDER

11.12.2013

Mr. Safdar Khan, Sub-Inspector Police Station KTS, appeared and submitted an application for grant of search warrant of the house of Tariq S/O Mohammad Basheer R/O Mohallah Khabal Sector No.4 KTS, Haripur. It is contended by the police that the suspected persons is drug smuggler/peddler and possesses huge quantity of drug/narcotics in his house. The application is also supported by sketch of the house along with previous record of narcotics offences.

According to Section 22 of Prohibition Order (IV) of 1979, this court is vested with powers to issue search warrant. Keeping in view the request of police, search warrant is hereby issued and the house of suspected person be searched keeping in mind the privacy of women folk in the presence of lady police. The search warrant shall remain operative for 24 hours, however, no search should be carried out after sun set and before sun rise. The police should submit detailed report with respect to the search to this court on 12.12.2013 during court hours and any articles/narcotics recovered should be produced before this court. File to come up for report on 12.12.2013.

(MIAN ZAHID ULLAH JAN)
Judicial Magistrate-I,
Haripur

WD Ullah

37

IN THE COURT OF MIAN ZAHID ULLAH JAN,
JUDICIAL MAGISTRATE-I, HARIPUR

ORDER

11.12.2013

Mr. Safdar Khan, Sub-Inspector Police Station KTS, appeared and submitted an application for grant of search warrant of the house of Faisal S/O Jahanzeb R/O Mohallah Khabal Sector No.4 KTS, Haripur. It is contended by the police that the suspected persons is drug smuggler/peddler and possesses huge quantity of drug/narcotics in his house. The application is also supported by sketch of the house along with previous record of narcotics offences.

According to Section 22 of Prohibition Order (IV) of 1979, this court is vested with powers to issue search warrant. Keeping in view the request of police, search warrant is hereby issued and the house of suspected person be searched keeping in mind the privacy of women folk in the presence of lady police. The search warrant shall remain operative for 24 hours, however, no search should be carried out after sun set and before sun rise. The police should submit detailed report with respect to the search to this court on 12.12.2013 during court hours and any articles/narcotics recovered should be produced before this court. File to come up for report on 12.12.2013.

(MIAN ZAHID ULLAH JAN)
Judicial Magistrate-I,
Haripur

M. Ullah

IN THE COURT OF MIAN ZAHID ULLAH JAN,
JUDICIAL MAGISTRATE-I, HARIPUR.

ORDER

11.12.2013

Mr. Safdar Khan, Sub-Inspector Police Station KTS, appeared and submitted an application for grant of search warrant of the house of Babar S/O Jahanzeb R/O Mohallah Khabal Sector No.4 KTS, Haripur. It is contended by the police that the suspected persons is drug smuggler/peddler and possesses huge quantity of drug/narcotics in his house. The application is also supported by sketch of the house along with previous record of narcotics offences.

According to Section 22 of Prohibition Order (IV) of 1979, this court is vested with powers to issue search warrant. Keeping in view the request of police, search warrant is hereby issued and the house of suspected person be searched keeping in mind the privacy of women folk in the presence of lady police. The search warrant shall remain operative for 24 hours, however, no search should be carried out after sun set and before sun rise. The police should submit detailed report with respect to the search to this court on 12.12.2013 during court hours and any articles/narcotics recovered should be produced before this court. File to come up for report on 12.12.2013.

(MIAN ZAHID ULLAH JAN)
Judicial Magistrate-I,
Haripur

Safdar Khan

39

IN THE COURT OF MIAN ZAHID ULLAH JAN,
JUDICIAL MAGISTRATE-I, HARIPUR

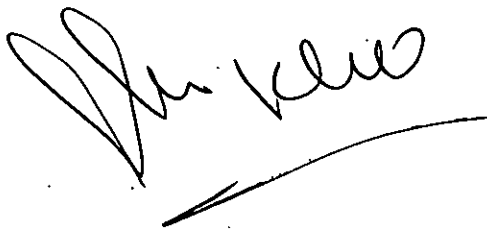
ORDER

11.12.2013

Mr. Safdar Khan, Sub-Inspector Police Station KTS, appeared and submitted an application for grant of search warrant of the house of Jahanzeb S/O Hamaish Gul R/O Mohallah Khabal Sector No.4 KTS, Haripur. It is contended by the police that the suspected persons is drug smuggler/peddler and possesses huge quantity of drug/narcotics in his house. The application is also supported by sketch of the house along with previous record of narcotics offences.

According to Section 22 of Prohibition Order (IV) of 1979, this court is vested with powers to issue search warrant. Keeping in view the request of police, search warrant is hereby issued and the house of suspected person be searched keeping in mind the privacy of women folk in the presence of lady police. The search warrant shall remain operative for 24 hours, however, no search should be carried out after sun set and before sun rise. The police should submit detailed report with respect to the search to this court on 12.12.2013 during court hours and any articles/narcotics recovered should be produced before this court. File to come up for report on 12.12.2013.

(MIAN ZAHID ULLAH JAN)
Judicial Magistrate-I,
Haripur



40

Annex H

Higher Rank Police



Commendation Certificate
Class III
Granted by

Muhammad Ijaz Khan (PSP)
DISTRICT POLICE OFFICER HARIPUR

To Inspector Raja Mehboob Khan
Son of SHO, PS KTS
District Haripur

in Recognition of

For his excellent performance in
arrest of notorious proclaimed offenders
with cash reward Rs. 500/-

OB No. 141
Dated 12.03.2014

District Police Officer
District Haripur

M. U.

41

Higher Rank Police



Commendation Certificate

Class III

Granted by

Makhsud Ijaz Khan (Rsp)
DISTRICT POLICE OFFICER HARIPUR

To Inspector Mehbod Khan S/O
Son of P. Iqbal
District Haripur

in Recognition of

For their good performance in
recovering of abducted.

OB No. 283

Dated 07.05.2014

District Police Officer
Haripur

MW

42

HYDER ABAD POLICE



Commendation Certificate CLASS II Granted by

DEPUTY INSPECTOR GENERAL OF POLICE HAZARA RANGE
ABBOTTABAD

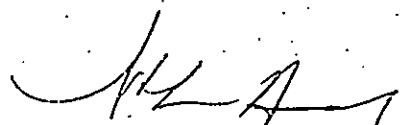
To INSP: Raja Mehboub
Son of SHO P.S K.T.S
District Harijpur

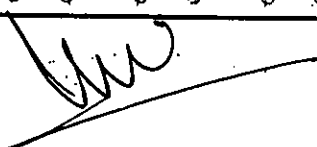
In Recognition of

For his good performance in case FIR No.
44/14 u/s 365/34 PPC P.S K.T.S, with Cash

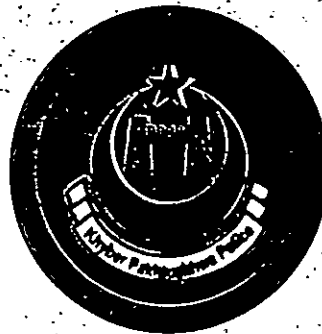
Reward Rs-1000/-
No. 9415-26/A

Dated 03 - 06 - 2014


Deputy Inspector General of Police
Hazara Range Abbottabad.



Khyber Pakhtunkhwa Police



Commendation Certificate

CLASS I
Granted by

Inspector General of Police, Khyber Pakhtunkhwa

To MEHBOOB KHAN SHO PS KTS

Son of

District

HARIPUR

in Recognition of
GOOD PERFORMANCE IN CASE FIR NO.408 DT:17.8.2014 E/S 365 PS KTS

HARIPUR. (CASH REWARD OF RS.5000/-).

Dated 26/09/2014

Inspector General of Police
KHYBER PAKHTUNKHWA PESHAWAR.

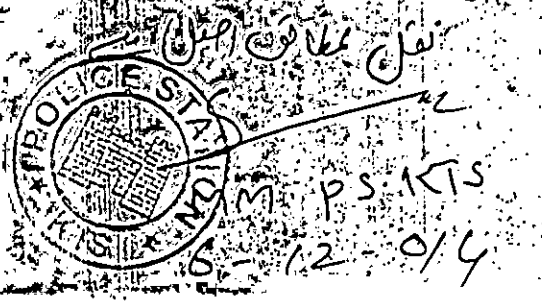
43

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Annex-9

عد 39 والی ایڈاج محبوب خان ایسٹیم SHS 15/14 وقت 23:00 کے میں 4 بجے آستان کے درخت
 کوالم دیوالہ لہذا آرٹیف حد درختان سے واپس آیا تو ٹھکانے سے دو آنے ہوئے تھے
 سیکڑیا کے پھیل دود و غیرہ کیئی دوران آستان دود و غیرہ کے درختوں کو دکھانے کے لئے
 خاص نے اطلاع دی کہ وہ 40 چاؤ بیروں کے لئے نذرہ پانڈیا نے مین جو جوڑے میں ہی اطلاع
 کو مقدمہ چان کر ڈیڑھ گھنٹہ کے لئے 14/10/14 - سب سے پہلے سے لیکڑیا کے درختوں کے لئے
 گھنٹہ 40 چاؤ بیروں کے لئے نذرہ پانڈیا کوالم مقدمہ علت 348 مورخہ 12/10/14 کو
 گھانہ KTS ہیڈ کوارٹر میں موجود ہے جس کا نام OB/APO ہے گھانہ میں موجود ہے جس کا نام
 دوران چھوڑنے والی 40 چاؤ بیروں کے لئے نذرہ پانڈیا کوالم مقدمہ علت 348 مورخہ 12/10/14 کو
 دوران ماس تھائی کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 موجود تھا کہ یہ عنوان ہے جیسا کہ اس کے لئے نذرہ پانڈیا کوالم مقدمہ علت 348 مورخہ 12/10/14 کو
 منشن سے جو اسٹینڈ AD بھیجوا گیا ہے شادی والے کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 ٹائٹل نہیں ہونی چاہیے جو اسٹینڈ ASI کے لئے ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 دیا کہ کسی قسم کی ٹائٹل آگے نہیں کرے اگر صرف ضروری تھی تو وہ توئی کے لئے کوئی بھی عنوان نہیں ہے
 طے ہی اس لئے ہے جو اسٹینڈ AD واپس آ رہا تھا کہ اورہ کوڑے میں MPAA کے لئے کوئی بھی عنوان نہیں ہے
 کے سرکاری سٹریٹری اور جو اسٹینڈ AD کے لئے ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 پورے علاقے کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 کیا تھا کہ یہ عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 شادی والے کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 شادی کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 ٹائٹل کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 آپ کے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 شادی کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 صورت میں براہ کرم کارروائی کرنا ہے جس کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 فون نمبر کرنا دوران آستان کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی
 واپس آئی اس کے لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی عنوان نہیں ہے اس لئے کوئی بھی

جی۔ ای۔ ایم



[Handwritten signature]

اسسٹنٹ سپرنٹنڈنٹ آف پولیس، (ہیڈ کوارٹر) ہری پور۔

ڈسٹرکٹ پولیس آفیسر، ہری پور۔

151 مورخہ 27-10-2014

انکوائری برخلاف انسپکٹر راجہ محبوب

مشورہ انکوائری نمبر 51-148 مورخہ 13.10.2014 برخلاف انسپکٹر راجہ محبوب پرا انکوائری ہو کر ذیل معروض ہوں۔

انسپکٹر راجہ محبوب پر الزام ہے کہ اسکی دذران تعیناتی SHO/KTS چھٹی نمبری PPO-72/15869-72 مورخہ 03.10.2014

جناب PPO صاحب، خیر پختوخواہ موصول ہوئی جس کے مطابق وہ منشیات فروشوں کو سپورٹ کرتا ہے اور ان سے Monthly لپتا ہے جو کہ مذکورہ کو قصور دار ٹھہراتا ہے۔

(۱) الزام علیہ انسپکٹر راجہ محبوب کا بیان لیا گیا جس نے چارج شیٹ کے جواب کی تائید کی جس میں مذکورہ نے اپنے خلاف لگائے گئے الزامات کی تردید کی۔ اور اپنی کارکردگی رپورٹ مع FIR پیش کیس۔ مذکورہ کا مفصل بیان لف انکوائری ہے۔

(۲) الزام علیہ کے خلاف درج بالا الزام کی نسبت خفیہ معلومات لی گئیں تاکہ حقائق سامنے آسکیں جو کہ دیگر افراد تحریری طور پر لکھ کر دیئے سے ڈر رہے ہیں تاہم خفیہ معلومات دیئے کو تیار پائے گئے جو کہ ان کو سنا گیا۔

انسپکٹر راجہ محبوب کے خلاف پائے گئے الزامات کی نسبت حقائق معلوم کرنے کیلئے خود الزام علیہ کا بیان لیا گیا اور دیگر ذرائع سے خفیہ طور پر مل کی گئیں تاکہ الزامات کی نسبت حقائق تک رسائی ممکن ہو، اور انکوائری کے تقاضے پورے کیے جاسکیں۔ تمام تر کارروائی سے ایک تو انسپکٹر راجہ محبوب کا اپنے ذالے سے دیا گیا بیان اطمینان بخش اور قابل قبول نہیں پایا گیا۔ دوسرا یہ کہ مذکورہ کے خلاف خفیہ طور پر حاصل کردہ معلومات بھی مذکورہ کو نہ صرف قصور دار لہذا امر کی بھی عکاسی کرتی ہیں کہ واقعی انسپکٹر راجہ محبوب کے تھانہ KTS میں بطور SHO تعیناتی کے دذران منشیات فروشوں سے گہرے روابط رہے

درج بالا صورت میں انسپکٹر راجہ محبوب کے خلاف چارج شیٹ میں لگائے گئے الزامات درست ثابت ہوتے ہیں لہذا مذکورہ کو Major Pü کی سزا کا مستحق جانا جاتا ہے۔ انکوائری رپورٹ ارسال خدمت ہے۔

B. J. M. S.

(ہیڈ کوارٹر) ہری پور۔

Reinstatement
Reduction in Rank
to SI.

CHC/OR

OB. NO 720

02-12-2014

M. S.

DPOR
6/11

فیصل ولد جہانزیب ساکنہ سیکٹر نمبر 4 محلہ کھیل ضلع و تحصیل ہری پور (سائل)

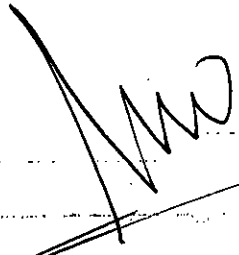
بیانہ

S.H.O راجہ محبوب تھانہ کھلا بٹ ضلع و تحصیل ہری پور (مسئول الیہ)

مقدمہ نمبر 242، مورخہ 03/05/2014 بجرم 9C/CNSA-15AA تھانہ کھلا بٹ ہری پور

درخواست بمراد انکوائری فرمائے جانے بابت مقدمہ عنوان بوجہ ذیل وجوہات

- 1- یہ کہ سائل L.L.B کاسٹوڈنٹ ہے اور ایوب لاء کالج ہری پور میں 3rd ایئر کاسٹوڈنٹ ہے
- 2- یہ کہ سائل الیہ نے مورخہ 03/05/2014 کو سائل کے خلاف ایک من گھڑت و بے بنیاد F.I.R نمبر 242 درج کی ہے نقل FIR لف ہے۔
- 3- یہ کہ سائل نے اس سے پہلے بھی درخواست بمراد صدر حکم قانونی کارروائی برخلاف S.H.O تھانہ کھلا بٹ ٹاؤن شپ راجہ محبوب (مسئول الیہ) کے بعدالت جناب چیف جسٹس پشاور ہائی کورٹ کو مورخہ 26/12/2013 کو دی ہے نقل درخواست لف ہے۔
- 4- یہ کہ من سائل کی درخواست عدالت عالیہ نے سینئر سول جج ہری پور کو مارک فرمائی جس پر عدالت سینئر سول جج صاحب ہری پور نے مورخہ 16/04/2014 کو سائل کے بیان بر خلاف مسئول الیہ قلمبند فرمائے۔
- 5- یہ کہ سائل الیہ نے متذکرہ بالا درخواست کی وجہ سے مقدمہ علت نمبر 242 برخلاف سائل بدینتی سے درج کیا۔
- 6- یہ کہ مسئول الیہ نے اس درخواست کی وجہ نہ صرف سائل کے خلاف بلکہ اس کے چھوٹے بھائی جسکی عمر 15/16 سال ہے۔ کے خلاف پستول کا مقدمہ درج کیا جو کہ لائنس یافتہ تھا اور



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اسکے والد کے خلاف بھی جھوٹا مقدمہ درج کیا۔

7- یہ کہ مسئول الیہ نے نہ صرف سائل کے خلاف ایک جھوٹا بے بنیاد مقدمہ درج کیا ہے بلکہ آئے روز سائل کو دھکمپیاں دیتا ہے اور سائل کے گھر پر چکر لگاتا ہے اور ہراساں کرنا شروع کر رکھا ہے۔

8- یہ کہ مسئول الیہ نے اس درخواست کی وجہ سے پہلے بھی سائل کے بھائی کے خلاف ایک من گھڑت مقدمہ درج کیا۔

9- یہ کہ سائل حلفاً بیانی ہے کہ سائل کے گھر سے کوئی بھی غیر قانونی چیز برآمد نہ ہوئی ہے اور نہ ہی سائل موقع پر موجود تھا۔

10- یہ کہ S.H.O راجہ محبوب تھانہ کھلابٹ کو حاضر عدالت کر کے قرآن پاک پر حلف لیا جائے کہ جو F.I.R اس نے درج کی ہے وہ درست ہے اور حقیقت پڑی ہے۔

استدعا ہے کہ سائل کے خلاف جھوٹی F.I.R کی شفاف انکوائری کر کے سائل کو انصاف فراہم کیا جائے اور سائل کے تعلیمی کیریئر کو تباہ ہونے سے بچایا جائے اور S.H.O راجہ محبوب کے خلاف اختیارات کے ناجائز استعمال اور جھوٹی کارروائی پر قانونی کارروائی عمل میں لائی جائے۔

المرفوعہ: 12/05/2014

فیصل (سائل)

کاپی برائے اطلاع:

شناختی کارڈ نمبر

1- چیف جسٹس سپریم کورٹ آف پاکستان

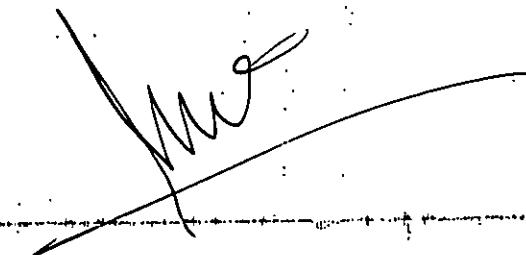
13302-7989142-5

2- وزیر اعلیٰ خیبر پختونخواہ پشاور

موبائل 0444-4466777

3- چیئر مین پاکستان تحریک انصاف عمران خان

4- آئی جی محکمہ پولیس پشاور



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Annex-2

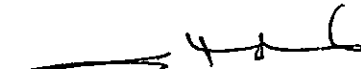
ORDER

Inspector Raja Mehboob Khan No.H/17 SHO PS KTS was reported by worthy Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar vide letter No 15869-72/PPO dated 03.10.2014. As receiving monthly from the drug paddlers/smugglers. The accused police official was suspended and was sought with charge sheet and summery of allegation. This act was found gross misconduct on his part.

ASP/HQ Mr Bilal Zafar Sheikh was deputed as Enquiry Officer, conducted an enquiry and submitted his findings, vide Memo No. 151, dated 27.10.2014 he held the charges of misconduct as proved and recommended to accused police official for major punishment.

Inspector Raja Mehboob was called in orderly Room on 02.12.2014 heard in person. Having perused the enquiry papers and personally hearing and recommendation of the enquiry officer, the charges of misconduct are proved beyond any doubt. Therefore I, Khuram Rashid, District Police Officer, Haripur being competent authority under the police Rules 1975, I am satisfy that the charges of misconduct are fully proved, and awarded him major punishment of reduction in rank from Inspector to Sub-Inspector with effect from 02.12.2014.


Order announced.
OB No.720 dated:02/ 12/2014


District Police Officer
Haripur

No: 8088-89 / 05.12.14

Copy of above is submitted to:-

1. The Regional Police Officer, Hazara Region, Abbottabad.
2. The Superintendent of Police, Investigation, Haripur.


District Police Officer,
Haripur



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Annex-M

BEFORE HONOURABLE REGION POLICE OFFICER,
HAZARA RANGE, ABBOTTABAD.

Through Proper Channel:

DEPARTMENTAL APPEAL AGAINST ORDER OB NO.720 DATED
02-12-2014 PASSED BY THE DISTRICT POLICE OFFICER,
HARIPUR WHEREBY THE APPELLANT HAS BEEN AWARDED WITH
THE PENALTY OF REVERSION FROM THE RANK OF INSPECTOR TO
THE RANK OF SUB. INSPECTOR WITH EFFECT FROM 02-12-2014.

PRAYER: ON ACCEPTANCE OF THE INSTANT DEPARTMENTAL
APPEAL THE IMPUGNED ORDER DATED 02-12-2014 MAY
GRACIOUSLY BE SET ASIDE AND PENALTY OF REVERSION FROM
THE RANK OF INSPECTOR TO SUB. INSPCTOR BE WITHDRAWN
FROM THE DATE OF ITS AWARDDING AND ALLOWING ALL
CONSEQUENTIAL SERVICE BENEFITS.

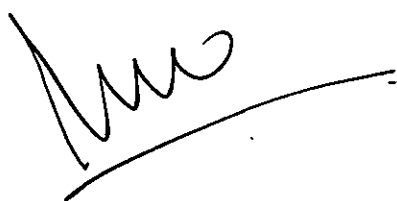
Respected Sir,

Appellant submits as under:-

1. That the District Police Officer, Haripur vide impugned order OB No.720 dated 02-12-2014 has awarded the appellant with major penalty of reversion from the rank of Inspector to the rank of Sub. Inspector. **(Copy of order dated 02-12-2014 is attached "A")**.
2. That cited impugned order of the District Police Officer Haripur is illegal, unlawful, against the facts based on false, fabricated and concocted allegations and in utter violation of mandatory statutory provisions of law.
3. That above referred impugned order has been passed without adhering to the inquiry procedure set forth by the law for the dispensation of justice at preliminary stages during the course of departmental inquiries. The Departmental rules and regulations have seriously been violated while passing the impugned order dated 02-12-2014 awarding the appellant major penalty of reversion from the rank of Inspector to the rank of Sub. Inspector, hence the impugned order is not tenable in the eyes of law rather is liable to be set aside.

FACTS:

- a. That the appellant remained posted at PS KTS for about 11 months. During this period the appellant carried out actions against the criminals without any discrimination. Within a period of 09 months of 2014 about 86 Kg and 655 Grams of Chas was recovered from different criminals which recovery



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was 21 Kg more than that of previous the year. Similarly recovery of Heroin, Opium and liquor was also above than that of last year which is the proof of my performance. **Copy of Crime Diary for the year 2013 & 2014 is attached for kind perusal.** *copy attached B,*

- b. That letter No.646/3019 of Inspector General, Special Branch, Peshawar reveals that in the year 2013 & 2014 the Local Police registered 07 cases against Addas No.1 & 2 which assertion is against the facts because the Police PS KTS registered 14 cases against the referred Addas, hence the report of Special Branch's staff based on false information. **Statement showing detail of registered cases is attached herewith.** *c,*
- c. That so far the allegation of supporting and receiving the monthly from the narcotics peddlers is concerned, the appellant took every measure against them under different sections of law including 3 MPO, their houses were raided after taking search warrant, every two Addas were raided and narcotics substance were recovered and cases registered against them. **(Copies of FIRs & application 3 MPO are attached).** *D, 16 Pages*
- d. That due to action against them the narcotics sellers started making false complaints against the appellant. Had appellant supported and received monthly from them then appellant would have not taken action against narcotics sellers and nor they would have made false complaints against the appellant.
- e. That the appellant during his posting at PS KTS always took actions against notorious offenders and even influential criminals who were running narcotics dens or involved in other crimes for the years together. Appellant took to fight against them and exalted the morale of police force. On account of his best performance at PS KTS, the Inspector General of Police Peshawar and D.I.G. Hazara Range Abbottabad as well as District Police Officer, Haripur awarded the appellant with Commendation Certificates and Cash Rewards. **(Copies of certificates are attached).** *E, 4 Pages*
- f. That the appellant was never influenced by toutism or political interference in discharge of his duties on merits and without any discrimination though he was extended threats by political persons on occasions. The instant penalty awarded to the appellant is the result of pressure brought upon the police officers by political persons. **For proof copy of Mad No.39...daily diary dated ...10...5...14..is attached.** *F,*
- g. That in the above mentioned charge sheets though Mr. Bilal Zafar, ASP Headquarters was appointed as Inquiry Officer yet no such inquiry was ever conducted by the said officer,

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neither any place was selected for appearance before the Inquiry Officer nor appellant was called to appear before the inquiry officer. Nor any witness from special branch was called to appear and record his statement before the inquiry officer against the appellant with regard to charges leveled against him in the charge sheet. No documentary evidence was ever produced against the appellant. Neither appellant was allowed to cross-examine the witness produced, if any, against him nor was he confronted with documentary evidence, if any, advanced as a proof of allegations leveled in the charge sheet issued to the appellant. Neither appellant was issued with findings nor report of inquiry provided to him. Appellant was also not provided the opportunity of personal hearing. Even no Final Show Cause Notice was issued before awarding major penalty of reduction in the rank from Inspector to Sub. Inspector through impugned order dated 02-12-2014. Hence the entire procedure of departmental inquiry was seriously violated which is mandatory for dispensation of justice at preliminary stages during the course of departmental inquiries. Therefore the comments given by the Inquiry Officer are based on conjecture and surmises thus have got no weight in the eyes of law.

- h. That the Inquiry Officer was bound under the rule to have based his findings on documentary as well as evidence recorded by the witnesses including the defense taken by the appellant in his reply to the charge sheet. But Inquiry Officer went on to give findings as his own created, based on surmises and conjecture and that too without conducting any inquiry or calling witnesses and recording evidence. Even reply to the charge sheet submitted by the appellant was not taken into consideration. Hence the findings adduced by the Inquiry Officer are against the Disciplinary Rules 1975 and liable to be turned down on this score alone. *Copy attached G, 5 pages.*
- i. That the Inquiry Office while recording findings of inquiry and recommending major penalty did not consider the facts that actions were taken against the Narcotics Peddler Faisal due to which he submitted application to the high-up against the appellant. Hence the findings are in violation of the facts and circumstance of the matter and liable to be turned down. **(Copy of the application is attached herewith).** *A, 5 pages.*
- j. That every official is required to be dealt with in accordance with departmental rules & regulation whereas in the case of appellant's inquiry he has been treated by the Inquiry Officer on the basis of malafide, grudge and biasness or being ignorance of rules and under colorful exercise of powers in serious violation of justice.
- k. That Chapter-16 of Police Rule -1934 has seriously been violated in the case of appellant which condemns awarding of harsh penalty to the official incommensurate with his default.

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But in the case of appellant this verdict of rules has not been taken into consideration by the Inquiry Officer while passing his findings by recommending major penalty for appellant, the same is nothing but just to complete formalities.

- l. That though the Inquiry Officer was bound under the rules of disciplinary proceedings to have call the officials/officers of special branch, who had submitted a false, baseless and concocted report against the appellant, for recording their statement in support of said report but the Inquiry Officer ignored the very requirement of rules and went on to give findings based on surmises and conjectures which have no weight in the eyes of law hence liable to be turned down and the penalty awarded to the appellant be set aside.
- m. That appellant joined the police force as a CONSTABLE and by dint of his devotion, dedication, dexterity, honesty and tremendous services he was promoted to the rank of INSPECTOR. Appellant has a unique position in police force due to his qualities of performance & ability. But the Inquiry Officer did not take into consideration his meritorious services and recommended major penalty for him without conducting any inquiry and that too under colorful exercise of his powers. Therefore, such findings are in violation of departmental rules and as such the penalty awarded based on these findings is liable to set aside.
- n. That in view of the facts and circumstance explained here above, by stretch of no imagination appellant could be held responsible for baseless allegation as mentioned in the Charge Sheet.
- o. That the appellant has always performed his assigned duties with devotion, dexterity, honesty and never provided a chance of reprimand to his officers. Appellant has excellent rather meritorious service record at his credit and always earned good and very good annual evaluation reports.
- p. That appellant shall be very grateful, if he is provided with an opportunity of personal hearing enabling him to bring the real picture of the matter into the knowledge of your Highness and to clear his position as well.
- q. That the Appellant has been awarded the penalty of reduction in the rank from Inspector to Sub. Inspector illegally, unlawfully against the facts and circumstances without any reason and rhyme, hence this Departmental Appeal, inter alia, on the following:

GROUND:

1. That the impugned order dated 02-12-2014 is illegal and unlawful thus is liable to be set aside.

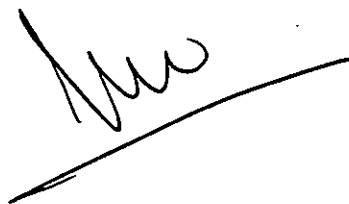
M. K. Verma

2. That the Inquiry Officer has acted in a flimsy and whimsical manner conducting the so-called alleged inquiry in utter violation and negation of the procedure set forth by the law for the dispensation of justice at the preliminary stages during the course of departmental inquiries, hence the order impugned is liable to be turned down on this score alone.
3. That not a single witness was brought to be produced before the so-called Inquiry Officer to establish the charges leveled in the charge sheet against the appellant in the charge sheet issued to the appellant.
4. That even no one from the staff of Special Branch Haripur was summoned to appear before the Inquiry Officer and corroborate the allegation of supporting Narcotics peddlers and receiving "monthly" from them as reported against the appellant.
5. That the Inquiry Office while recording findings of inquiry and recommending major penalty did not consider the facts that actions were taken against the Narcotics Peddler **Faisal** due to which he submitted application to the high-up against the appellant. Hence the findings are in violation of the facts and circumstance of the matter and liable to be turned down.
6. That the appellant was never confronted with documentary evidence, if any, produced against him by the special branch in corroboration of the report they submitted against the appellant.
7. That the appellant was never served with any explanation or show cause notice before appointment of Inquiry Officer and conducting so-called inquiry. Even no preliminary inquiry was made to probe into the guilt or innocence of appellant.
8. That the appellant was never provided with a chance to cross-examine the witnesses, if any, produced against the appellant.
9. That replies of the Charge Sheets, including all facts and circumstances, submitted by the appellant were never considered and the appellant was condemned unheard.
10. That the appellant was never provided with the findings of the so-called inquiry before awarding penalty vide order dated 02-12-2014, which provision is mandatory under the departmental inquiry procedure.
11. That the appellant was never served with FINAL SHOW CAUSE NOTICE before awarding penalty which is mandatory under prevailing disciplinary rules 1975.
12. That the appellant was also not provided with an opportunity of personal hearing before awarding the penalty which is also necessary and mandatory thus has been condemned unheard.

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2. That the Inquiry Officer has acted in a flimsy and whimsical manner conducting the so-called alleged inquiry in utter violation and negation of the procedure set forth by the law for the dispensation of justice at the preliminary stages during the course of departmental inquiries, hence the order impugned is liable to be turned down on this score alone.
3. That not a single witness was brought to be produced before the so-called Inquiry Officer to establish the charges leveled in the charge sheet against the appellant in the charge sheet issued to the appellant.
4. That even no one from the staff of Special Branch Haripur was summoned to appear before the Inquiry Officer and corroborate the allegation of supporting Narcotics peddlers and receiving "monthly" from them as reported against the appellant.
5. That the Inquiry Office while recording findings of inquiry and recommending major penalty did not consider the facts that actions were taken against the Narcotics Peddler **Faisal** due to which he submitted application to the high-up against the appellant. Hence the findings are in violation of the facts and circumstance of the matter and liable to be turned down.
6. That the appellant was never confronted with documentary evidence, if any, produced against him by the special branch in corroboration of the report they submitted against the appellant.
7. That the appellant was never served with any explanation or show cause notice before appointment of Inquiry Officer and conducting so-called inquiry. Even no preliminary inquiry was made to probe into the guilt or innocence of appellant.
8. That the appellant was never provided with a chance to cross-examine the witnesses, if any, produced against the appellant.
9. That replies of the Charge Sheets, including all facts and circumstances, submitted by the appellant were never considered and the appellant was condemned unheard.
10. That the appellant was never provided with the findings of the so-called inquiry before awarding penalty vide order dated 02-12-2014, which provision is mandatory under the departmental inquiry procedure.
11. That the appellant was never served with FINAL SHOW CAUSE NOTICE before awarding penalty which is mandatory under prevailing disciplinary rules 1975.
12. That the appellant was also not provided with an opportunity of personal hearing before awarding the penalty which is also necessary and mandatory thus has been condemned unheard.



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13. That performance of the appellant has not been taken into consideration by the Inquiry Officer while giving his findings with regard to launching crack-down by appellant against the narcotics peddlers and other criminals and recovery of huge quantity of chars, heroin, liqueur, pistols, Kalashnikov, rounds and registration of cases under different section of law and arrest of MDS & POs etc.
14. That the findings of Inquiry officer are without conducting any inquiry, without calling a witness, without any documentary proof and even taking into consideration the defense taken in reply to the charge sheet by the appellant. Findings of the Inquiry Officers are stereo-type without justification & reasons and that too without conducting any inquiry, hence penalty based on such findings is illegal and against the law, rules, regulations and natural justice, therefore, impugned order dated 02-12-2014 is liable to be set aside on this score alone.
15. That the appellant is a young man with sound physique, stout, energetic, literate Police Officer, well equipped with the departmental training & courses and knowing police rules to a great extent.
16. That Sir, the appellant is the only supporter of his large family consisting upon his old parents, younger brothers & sisters and wife, children having no source of income and they are fully dependent upon him.

PRAYER:

Sir, in view of the facts and circumstances narrated here above, it is earnestly requested that the impugned order dated 02-12-2014 whereby the appellant has been awarded the penalty of reduction in the rank from Inspector to the rank of Sub Inspector may graciously be set aside exonerating the appellant of the charge and restoring him in his rank as Inspector with all consequential service back benefits.

Thanking you sir in anticipation.

Your obedient Servant


(RAJA MEHBOOB KHAN)
SUB. INSPECTOR
Police Department
Haripur

DATED 10-12-2014



وکالت نامہ

کورٹ فیس
قیمتی

بعدالت جناب محمد اسلم صاحب
منجانب اسلم

دعویٰ محبوب خانہ
نام
198

دعویٰ یا جرم

باعث تحریر آنکہ

مندرجہ بالا عنوان میں اپنی طرف سے پیروی و جوابدہی مقام شمارہ

محمد اسلم ایڈووکیٹ بدیں شرط وکیل مقرر کیا۔ کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص

رو برو عدالت حاضر ہوتا ہوں گا۔ اور بوقت پکارے جانے وکیل صاحب موصوف کو اطلاع دے کر حاضر کروں گا۔ اگر کسی

پیشی پر مظہر حاضر نہ ہوا۔ اور حاضری کی وجہ سے کسی وجہ پر مقدمہ میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ

ہونگے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی اور جگہ یا کچہری کے مقرر اوقات سے پہلے یا بروز

تعطیل پیروی کرنے کے مجاز نہ ہونگے۔ اگر مقدمہ مقام کچہری کے کسی اور جگہ سماعت ہونے یا بروز کچہری کے اوقات

کے آگیا یا پیچھے ہونے پر مظہر کو کوئی نقصان پہنچے تو ذمہ دار یا اس کے رابطے کسی معاوضہ ادا کرنے مختار نامہ واپس کرنے کے

بھی صاحب موصوف ذمہ دار نہ ہونگے۔ مجھے کل ساختہ پرواختہ صاحب مثل کردہ ذات خود منظور و قبول ہوگا اور صاحب

موصوف کو عرضی دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست پر دستخط تصدیق

کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجرا کرنے اور ہر قسم کار و پیہ وصول کرنے اور رسید دینے اور داخل کرنے

کا ہر قسم کا بیان دینے اور سپروٹاٹی و راضی نامہ و فیصلہ برخلاف کرنے اقبال دعوے کا اختیار ہوگا۔ اور بصورت اپیل و

برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا ڈگری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو

بشرط ادا سنگی علیحدہ پیروی مختار نامہ کرینکا مجاز ہوگا۔ اور بصورت ضرورت اپیل یا اپیل کے واسطے کسی دوسرے وکیل یا بیرسٹر

کو بجائے اپنے ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہونگے جیسے صاحب

موصوف کو۔ پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ

کریں اور ایسی حالت میں میرا مطالبہ صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا مختار نامہ لکھ دیا ہے کہ سندر ہے مضمون

مختار نامہ سن لیا ہے اور اچھی طرح سمجھ لیا اور منظور ہے۔

Accepted by
M. Aslam

20

مورخہ:

محمد اسلم

محمد اسلم

ANJUMAN ILMU DAN KEMAJATAN
MUSLIMIN
COUNCIL

Headquarters of Muslim
Advocate High Court
M.C. 1502-04878
S.No. 10/127



Author: Fakir Ullah
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Date of Birth: 13-05-1968
Date of Issue: 13-05-1988
Stock No: 154

At Pasir, Dera, District: Rawalpindi
E-mail: kadam@comcast.com

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO. 903/2015

Inspector Raja Mehboob Khan No. H/18 s/o Muhammad Yaqoob Khan, Police Department
presently posted at District Abbottabad r/o Village Batangi Tehsil Havelian, District Abbottabad
.....(appellant)

Vs.

The Provincial Police Officer Khyber Pakhtunkhwa, Peshawar and Others

.....(Respondents)

RESPECTFULLY SHEWETH!

The requisite Para-wise comments on the behalf of respondents are as under:-

PRELIMINARY OBJECTIONS:

1. That the instant appeal is badly time barred and not maintainable under the law.
2. That the appellant has not come to the Hon'ble Tribunal with clean hands.
3. That the appellant has no locus standi to file appeal.
4. That the appellant has suppressed material facts from the Hon'ble Tribunal.
5. That the appellant is estopped by his own conduct.
6. That the instant appeal is not maintainable for non-joinder/mis-joinder of necessary parties.

OBJECTIONS ON FACTS:

1. In reply to Para No. 1, It is submitted that the appellant Inspector Raja Mehboob Khan No. H/18 while posted as SHO PS KTS in district Haripur extended support to the narcotics dealers in consideration of monthlies, the appellant deviated from his primary duties of eliminating the crimes from area of his posting, adversely his role was cooperative to the drug peddlers, the episode continued till he was reported by watch agency of police department i.e. Special Branch, Khyber Pakhtunkhwa, Peshawar vide letter No. 646/PA/SB, dated 30.09.2014, in which it mentioned that the 02 narcotics Addas were being run by the 06 persons mentioned in the report, the acts & omission of appellant were illegal, unlawful and misconduct in terms of Police Rules 1975, hence, proper departmental enquiry was conducted, the appellant was served with charge sheet and statement of allegations vide District Police Officer, Haripur Office Ehdst: No. 148-51/PA, dated 13.10.2014, ASP/Headquarter, Haripur Mr. Bilal Zafar Sheikh was appointed as Enquiry Officer, he probed the allegations and in his findings report No. 151, dated 27.10.2014 held the charges of misconduct proved and recommended the defaulter police officer for major punishment,(Copy of inquiry is attached as Annexure "A") therefore, the appellant was called in Orderly Room and was heard in person by the District Police Officer, Haripur the appellant could not produce any substantial defense regarding his guilt so he was awarded lawful punishment of reduction in rank from Inspector to Sub-Inspector vide OB No. 720, dated 02.12.2014, the appellant instituted a representation to the Regional Police Officer, Hazara Region, Abbottabad against the punishment order of the District Police Officer, Haripur, the representation of the appellant was entertained by the appellate authority, lenient view was taken and

punishment of reduction in rank from Inspector to Sub-Inspector was modified into reduction in pay for 02 stages, the appellant was restored in the rank of Inspector so the appellant has already been given extra advantage hence, he does not deserve any relief as the acts of appellant were anti-social and subversive leading the tendency of young generation towards narcotics habits.

FACTS:

2. Correct to the extent of appellant's misconduct and issuance of charge sheet and statement of allegations mentioning the charges of misconduct.
3. Incorrect, the appellant could not give satisfactory account of his illegal activities in departmental proceedings.
4. Incorrect, the appellant was reported by Special Branch for supporting narcotics addas along with other police officers of PS KTS specifically mentioned in the report and as reward thereof, they were taking monthlies from narcotics dealers, Khala-Batt Township is famous for narcotics related activities, the police staff of PS KTS gave their protective hands to the outlaws under the supervision of appellant, SHO is very responsible post in police department, the appellant remained posted earlier in PS kts as IHC ON.03.11.1996, MHC, PS, kts ON.18.11.1998, as sub-inspector SHO in PS KTS in 2011, besides this he remained posted in District Haripur in different police stations on various posts, he was aware of all miscreants of the District, SHO is duty bound to maintain surveillance in his jurisdictional area for eradication of crimes, unfortunately the appellant moved contrary, so for the proved charges of misconduct he was awarded lawful punishment.
5. Incorrect, the appellant also remained posted as SHO PS KTS in 2011 also , moreover, the performance shown by the appellant in the instant Para is not fact in issue, the charges were that appellant received monthlies from narcotics peddlers in consideration of shelter, Khala-Batt Township is famous for narcotics and timber related activities. However, the performance shown by the appellant was not so significant.
6. Incorrect, the appellant remained posted as SHO PS KTS from 24.10.2013 to 10.10.2014 but the appellant being the Incharge of Police station could not take any substantial action against the narcotics dealers running the Addas particularly pointed out in special report, it is admitted fact that the appellant received monthlies from the narcotics dealers. The performance of appellant was not up to the mark rather he extended active support to the narcotics dealing Addas.
7. Incorrect, the charges of misconduct were proved, SHO is under legal responsibility to make the area of jurisdiction as crime free, the instant appellant supported the criminals in police uniform.
8. Incorrect, on the performance of appellant vide FIR No. 44/14, u/s 365/34 PPC PS KTS, the appellant was given appreciation certificates along with cash reward by the Regional Police Officer, Hazara Region, Abbottabad and the Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar which is clear evidence that respondent department always proceeded on merit and upheld the righteous character in police force, moreover, when appellant indulged himself in anti-social and subversive activities he was proceeded against as warranted by the law.
9. Incorrect, the appellant was inclined towards negative approaches by supporting narcotics smugglers under the colour of police uniform .
10. Incorrect, the enquiry officer was proceeded against as per police rules 1975, the appellant associated with the enquiry proceedings ,he was given right to defend himself, on the completion of enquiry he was afforded opportunity of personal

hearing by the District Police Officer, hence all the codal formalities were fulfilled, therefore, the punishment is quite legal in accordance with law and maintainable.

11. Incorrect, the enquiry officer conducted legal proceedings regarding the enquiry and fulfilled all the requirements, hence the punishment is lawful and maintainable.
12. Incorrect, the enquiry officer held the charges of misconduct proved, moreover, the appellant was influential officer acting as inspector/SHO, so prudently no one could dare to come forward to get hostility of appellant, the enquiry officer took the necessary evidence, hence, all the proceedings were in accordance with law.
13. Incorrect, the appellant remained posted for a long period in PS KTS where he maintained cordial relations with the narcotics dealers, any campaign which is launched by the senior officer, and substantive action is required to be taken, that is not a conclusive proof that the appellant had dealt with criminals strictly in accordance with law, had he proceeded against the dens holders the fact has not been disclosed as evident against him.
14. Correct to the extent that charges of misconduct were proved against appellant so lawful punishment of reduction in rank from Inspector to Sub-Inspector was awarded to the appellant by District Police Officer, Haripur.
15. The appellant was also dismissed from service earlier on 2000 vide OB No.68, dated 03.04.2000 (Copy of order is attached as Annexure "B") and committed several misconducts for which he was awarded following punishments.
 - I. Censure vide OB No.07 dated 13.01.2000.
 - II. Censure vide OB No. 243, dated 05.10.2002.
 - III. Warning vide OB No.30, dated 17.02.2003.
 - IV. Censure vide OB No.168, dated 15.10.2003.

Hence, the appellant is habitual defaulter with no excellent record.

16. Correct to the extent that appellant filed departmental representation against the punishment to the Regional Police Officer, Hazara Region, Abbottabad who modified the punishment of reduction in rank and converted it in reduction in pay for 02 stages (Copy of order is attached as Annexure "C"), the punishment is lawful which commensurate with the gravity of charges.

GROUNDS:

- a. Incorrect, the punishment is quite legal in accordance with law, natural justice and maintainable.
- b. Incorrect, lawful enquiry proceedings were carried on from which punishment arose, hence, the order of reduction in pay for 02 stages is quite legal and maintainable.
- c. Incorrect, as narrated in the preceding Paras, moreover, the enquiry officer collected the sufficient evidence which proved the charges leveled against the appellant.
- d. Incorrect, the District Police Officer, Haripur as well as appellate authority took into consideration all the facts and circumstances including performance of appellant and then passed the lawful punishment.
- e. Incorrect, proper departmental enquiry was conducted and after completion of enquiry and recommendation of enquiry officer punishment was awarded to the appellant.
- f. Incorrect, the appellant was provided full opportunity to defend himself, but he failed miserably.
- g. Incorrect, the enquiry was conducted as per Police Rules 1975 in which the legal formalities were fulfilled.
- h. Incorrect, the appellant was given right to defend himself and he was heard in person by the District Police Officer, Haripur and the Regional Police Officer, Hazara

Region, Abbottabad in orderly room, hence the proceedings are lawful and maintainable.

- i. Incorrect, as narrated above.
- j. Incorrect, the punishment passed by the Regional Police Officer, Hazara Region, Abbottabad is quite legal which commensurate with the gravity of charges based on cogent evidence and maintainable.

Any other point may be argued on behalf of respondent department by the permission of this Hon'ble Tribunal during the hearing of the case.

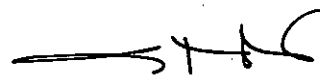
In view of above, it is therefore, requested that instant service appeal does not hold any legal force which may kindly be dismissed



Provincial Police Officer
Khyber Pakhtunkhwa, Peshawar
Respondent No. 01



Regional Police Officer,
Hazara Region, Abbottabad
Respondent No. 2



District Police Officer,
Haripur
Respondent No. 03

Before the Khyber Pakhtunkhwa, Service Tribunal Peshawar

Service appeal No. 903/2015

Raja Mehboob Khan s/o Muhammad Yaqoob Khan, Inspector, Police Department
presently posted at District Abbottabad r/o Village Batangi Tehsil Havelian, District
Abbottabad

.....(appellant)


Vs.


The Provincial Police Officer Khyber Pakhtunkhwa, Peshawar and Others


.....(Respondents)

COUNTER AFFIDAVIT

We the following respondents do hereby solemnly affirm and declare that all the contents of reply/comments are true and correct to the best of our knowledge and belief and nothing has been concealed from the Hon'ble Tribunal.

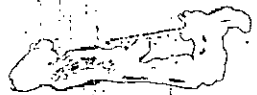

Provincial Police Officer
Khyber Pakhtunkhwa, Peshawar
Respondent No. 01


Regional Police Officer,
Hazara Region, Abbottabad
Respondent No. 02


District Police Officer,
Haripur
Respondent No. 03

Annexure "A"

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پرائٹ

منسلح ہی پور

اسٹنٹ سپرنٹنڈنٹ آف پولیس، (ہیڈ کوارٹر) ہری پور۔
ڈسٹرکٹ پولیس آفیسر، ہری پور۔

151 مورخہ 27-10-2014
انکوائری بر خلاف انسپکٹر راجہ محبوب

مشورہ انکوائری نمبر 148-51 مورخہ 13.10.2014 بر خلاف انسپکٹر راجہ محبوب پرا انکوائری ہو کر ذیل معروض ہوں۔

انسپکٹر راجہ محبوب پر الزام ہے کہ اسکی دوران تعیناتی SHO/KTS چھٹی نمبر 15869-72/PPO مورخہ 03.10.2014 جناب PPO صاحب، خیر پختونخواہ موصول ہوئی جس کے مطابق وہ منشیات فروشوں کو سپورٹ کرتا ہے اور ان سے Monthly لیتا ہے جو کہ مذکورہ کو قصور وار ٹھہراتا ہے۔

- (1) الزام علیہ انسپکٹر راجہ محبوب کا بیان لیا گیا جس نے چارج شیٹ کے جواب کی تائید کی جس میں مذکورہ نے اپنے خلاف لگائے گئے الزامات کی تردید کی۔ اور اپنی کارکردگی رپورٹ مع FIR پیش کیس۔ مذکورہ کا منسلح بیان لف انکوائری ہے۔
- (2) الزام علیہ کے خلاف درج بالا الزام کی نسبت خفیہ معلومات لی گئیں تاکہ حقائق سامنے آسکیں جو کہ دیگر افراد تخریبی طور پر لگھ کر دینے سے ڈر ہے میں تاہم خفیہ معلومات دینے کو تیار پائے گئے جو کہ ان کو سنا گیا۔

انسپکٹر راجہ محبوب کے خلاف پائے گئے الزامات کی نسبت حقائق معلوم کرنے کیلئے خود الزام علیہ کا بیان لیا گیا اور دیگر ذرائع سے خفیہ طور پر مل کی گئیں تاکہ الزامات کی نسبت حقائق تک رسائی ممکن ہو، اور انکوائری کے تقاضے پورے کیے جائیں۔ تمام تر کارروائی سے ایک تو انسپکٹر راجہ محبوب کا اپنے والے سے دیر لیا گیا بیان اطمینان بخش اور قابل قبول نہیں پایا گیا۔ دوسرا یہ کہ مذکورہ کے خلاف خفیہ طور پر حاصل کردہ معلومات بھی مذکورہ کو نہ صرف قصور وار لہاں امر کی گئی جنکاسی کرتی ہیں کہ واقعی انسپکٹر راجہ محبوب کے حقانہ KTS میں بطور SHO تعیناتی کے دوران منشیات فروشوں سے گہرے روابط رہے

درج بالا صورت میں انسپکٹر راجہ محبوب کے خلاف چارج شیٹ میں لگائے گئے الزامات درست ثابت ہوتے ہیں لہذا مذکورہ کو Major Pu کی سزا کا مستحق جانا جاتا ہے۔

Reinstatement
Reduction in Rank
to S.I.
OFFICER

اسٹنٹ سپرنٹنڈنٹ آف پولیس
(ہیڈ کوارٹر) ہری پور۔

OB. No 720
02-12-2014

Handwritten signature and scribbles.

DPD/R
6/11

Muhammad Rashid

CHARGE SHEET

(1) I, Muhammad Khurram Rashid (PSP), District Police Officer, Haripur as competent authority, hereby charge you Inspector Raja Mehboob as enclosed statement of allegations.

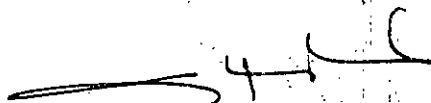
(2) You appear to be guilty of misconduct under Police Efficiency & Discipline Rules 1975 and have rendered yourself liable to all or any of the penalties specified in the said Rules.

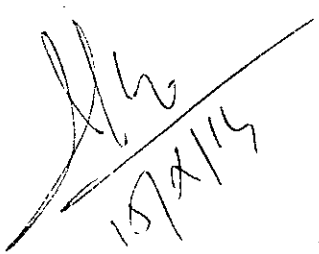
(3) You are, therefore, required to submit your written defense within 07 days of the receipt of this charge sheet and statement of allegation to the Committee/Enquiry Officer as the case may be.

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

(5) Intimate whether you desire to be heard in person or otherwise.

(6) A statement of allegations is enclosed.


(Muhammad Khurram Rashid) PSP
District Police Officer
Haripur


15/11/15

Annexure A

DISCIPLINARY ACTION

I, **Muhammad Khurram Rashid (PSP)**, District Police Officer, Haripur as competent authority of the opinion that you **Inspector Raja Mehboob** have rendered yourself liable to be proceeded against as you committed the following acts/omissions within the meaning of Police Efficiency & Discipline Rules 1975.

STATEMENT OF ALLEGATION

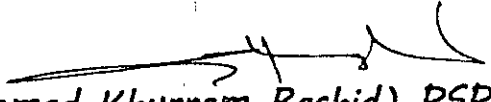
"That while you posted as SHO PS KTS it has come to the notice of the undersigned vide letter No: 15869-72/PPO dated 03.10.2014 by PPO Office, Khyber Pakhtunkhwa, Peshawar that you are supporting the narcotics sellers/paddler and taking "monthly" from them which shows malafidy and dishonesty in discharge of your official duties/responsibilities and is gross misconduct on your part in terms of Police Rules 1975"

(2) For the purpose of scrutinizing the conduct of the said accused officer with reference to the above allegations, an Enquiry Committee consisting of the following is constituted.

ASP HQrs. Bilal

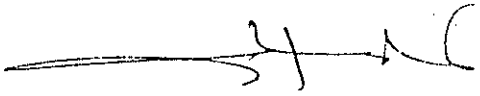
(3) The Enquiry Officer/Committee shall in accordance with the provision of this Ordinance, provide reasonable opportunity of hearing to the accused, record finding and make within 25 days of the receipt of this order, recommendation as to punishment or the appropriate action against the accused.

(4) The accused and a well conversant representative of departmental shall in the proceedings on the date, time and place fixed by the Enquiry Officer/Committee.


(Muhammad Khurram Rashid) PSP
District Police Officer
Haripur

No: 148-51 /PA, dated Haripur the 13-10 /10/2014.
Copy of above is submitted to the:-

- 1) Regional Police Officer, Hazara Region, Abbottabad please.
- 2) Enquiry Officer for initiating proceedings against the said accused under Police Rules 1975.
- 3) **Inspector Raja Mehboob** with the direction to submit his defense within 7 days of the receipt of this statement of allegations and also to appear before the Enquiry Officer on the date, time and place fixed for the purpose of departmental proceedings.


District Police Officer
Haripur

Approved by

PATARPO

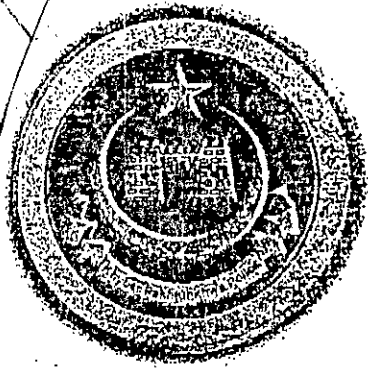
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9090-91-9223483

PSD TO IGP PESHAWAR

PAGE 01



OFFICE OF THE INSPECTOR GENERAL OF POLICE, (PPO) KHYBER PAKHTUNKHWA, PESHAWAR

No. 15264-72/PPO

Ph # 091-9213261

Dated: 03/10/2014

Fax# 091-9223480

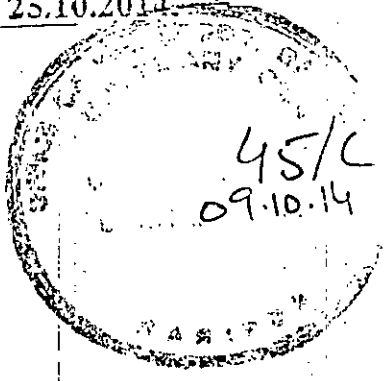


To: The District Police Officer, Haripur

Subject: Complaint against Local Addas & PS Kalabat District Haripur

Dear Sir,

Enclosed please find herewith a letter received from Addl: IGP/Special Branch Khyber Pakhtunkhwa vide No. 646/PA/SB, dated: 30.09.2014 on the subject cited above. The Police Chief Khyber Pakhtunkhwa has desired for you to take strict legal action, ensure conviction of identified drug peddlers and also probe into the allegation against police officials and report by 25.10.2014.



(Principal Staff Officer) For Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.

Co-

- i. The W/IGP Khyber Pakhtunkhwa for favour of information.
ii. The Addl: IGP/Special Branch Khyber Pakhtunkhwa w/r to his letter quoted above.
iii. The RPO Hazara Region, Abbottabad

PA. Departmental proceedings No 375-76/call 09.10.2014

DSP Saddas Ensure arrest of culprits & report

Amir Ali

PSD TO IGP PESHAWAR

10:25 0012-31-9222488

3. The persons (fathers and sons) at the above Addas, are running narcotics dens from the times of their forefathers. Sometimes the local Police take action on receipt of complaint. On release from Jail, they again resume their activities.
4. Inspector Raja Mehboob SHO, S.I Zari Khan ASHO, H.C Ahmed Ali Shah and Constable Naeem Shah Rider are supporting the narcotics sellers and get "monthly".
5. Notables and elders of the area demand action against the criminals.

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No: 719

SSPP,
FOR ADDL; INSPECTOR GENERAL OF POLICE,
SPECIAL BRANCH, KHYBER PAKHTUNKHWA,
PESHAWAR.

1254

AMMOUOR
CR# 2675/PSO

From: - The Addl. Inspector General of Police,
Special Branch, Khyber Pakhtunkhwa,
Peshawar. Phone: 9218173
Fax : 9218073

To: - The Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar.

No. 646 /PA/SB, dated Peshawar the 30/9/2014.

Subject: - COMPLAINT AGAINST LOCAL ADDAS & P.S KHALABAT DISTRICT HARIPUR.

Memo: - Kindly refer to your office memo.NO. 14705-06/PPO dated 15.09 2014.

The matter was enquired into through G.O Special Branch Haripur, which revealed as under:-

Reportedly the following persons are running narcotics dens at Sector No. 4 Khalabat Town Ship Haripur:-

Adda No. 1

- i. Bashir Khan s/o Abdul Ghaffar Khan r/o Mohallah Khabal
- ii. Shah Zeb Khan s/o Bashir Khan r/o -do-
- iii. Tariq Khan s/o Bashir Khan r/o -do-

Adda No. 2

- i. Jehanzeb s/o Hamesh Gul r/o Mohallah Civil Hospital
- ii. Babar Zeb s/o Jehanzeb r/o -do-
- iii. Faisal Zeb s/o Jehanzeb r/o -do-

1. During 2013, two cases u/s 3/4 PEHO and 9-CNSA have been registered at P.S/Khalabat Township against Bashir Khan and Tariq Khan of Adda No. 1, while one case u/s 9-C has been registered against Shah Zeb of Adda No. 1 during 2014.
2. Similarly during 2013 three cases u/s 3/4 EHO and 9-C have been registered at P.S/Khalabat Township against Babar Zeb and Faisal Zeb sons of Jehanzeb, while one case u/s 9-C has been registered against Babar Zeb in 2014.

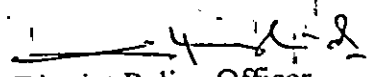
PSO

Amirul "A"

ORDER

Due to severity of charges of corruption according to special report, Inspector Raja Mehboob SHO PS KTS, HC Ahmed Ali Shah No: 79 and Constable Naseer Shah No: 719 are hereby suspended and close to Police Lines, Haripur with immediate effect.

(SI Zari Khan ASHO is already suspended and closed to Police Lines, Haripur vide RPO, Order No: 8341/PA dated 24.09.2014)


District Police Officer,
Haripur

No-7096-951

10-10-2014

Copy of the above is submitted to:-

- (I) The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar vide letter No: 15869-72/PPO dated 03.10.2014 please.
- (II) The Regional Police Officer, Hazara Region, Abbottabad for favor of information please.


District Police Officer,
Haripur

جوالمشورہ خارج شدہ شخص سے ملنے میں تمام کھلائی

میں تقریباً ایک سال تک بطور SHO تعینات رہا۔ تمام کھلائی
میں تعیناتی کی دوران میں نے اپنے توالیض مدنی پوری ملتی تھی
اور دیانتداری سے سرعام دیے۔ جرائم پیشہ عناصر کی سمجھتی کھلائی
بہر وقت سرگرم عمل رہا۔ جرائم پیشہ عناصر کے خلاف بلا لگوانی
کا راپٹاں کیں۔ تھکنے کی عزت اور یونیفارم کے لٹری کو کبھی
یا حال میں کو رہا۔

جب میں بطور SHO تمام کھلائی میں تعینات ہوا تو اس

وقت تمام کے ریکارڈ میں 33 ملزمان اشتہاری حدود تمام کھلائی
سے تعلق رکھتے تھے۔ میں نے بھرپور محنت اور توجہ کی اس تعیناتی
کی دوران حدود تمام اور بیرون تمام و اضلاع سے تعلق رکھنے والے تقریباً
33 ملزمان اشتہاری گرفتار کیے۔ اور جب سے تمام کا خارج ہو کر
ریکارڈ تمام پر 19 ملزمان اشتہاری چھوڑ کر آیا۔ جو سرکاری طور SHO کا کردگی
کا منہ پر ثابت ہے۔ میں نے دوران تعیناتی 200 P ملزمان کی گرفتاری
کے محرک میں دو دفعہ پولیس حوالے کیے خوف اور دہشت کی علامت
کھینچے گا اور حضور میرا فضل جو اس خاص کے مثل میں پولیس کو عرصہ دراز سے
مطلب تمام گرفتار کیا اسی طرح اس خاص کے انفرادی میں ملوث ملزم
پولیس حوالے کے بعد دخی کر کے گرفتار کیا اور معوی گاں کو با
حفاظت باز رہا۔ بقول FIR لفظ ہے

اسی طرح میں نے اس تعیناتی کی دوران میں تمام فریضوں کے

ساتھ ساتھ ٹیگسٹرز۔ گنہگار کے خلاف بھی بھرپور کارروائیاں کیں
لاکھوں روپوں کی نگرانی۔ دہشت گردی کے خلاف کارروائی کے حوالے کیا
جوئے کے ادویوں پر حوالہ دیا کر کے لاکھوں روپوں کا جوا بکرا ملزمان
گرفتار کیے۔ تعیناتی کے دوران میں FIR لفظ ہے

میں نے تمام کھلائی میں تعیناتی کی دوران میں تمام فریضوں

کے خلاف کارروائی میں کوئی کسر نہیں چھوڑی مانتے عمل کنہر لہے اور خود پر دہشت منشیات خریدوں کا بھجوا گیا۔ ہر قسم کی کارروائی کا ترک کیا۔ 3MPہ سے درخواست کی جسے وارنٹ بک اور لٹریچر وارنٹ بک جمع کیا گیا ہے۔ لٹریچر وارنٹ بک نوٹس کے قلمبند ہائے روزنامے = FIR کی کاپیاں بطور ثبوت لے لی ہیں۔

تعمیراتی فرم 15879-72 منجانب PPہ صاحبان اور میں جن منشیات خریدنا کا ذکر ہے ان کے خلاف بھی دہشت منشیات خریدوں کی طے کارروائیاں ہوتی رہی ہیں ریکارڈ کی کاپیاں لفٹ حاصل مندرجہ ذیل میں من سال 2014 سے منشیات خریدوں کے خلاف لٹریچر کارروائیاں کرتے ہوئے 3/4/2014 کے خلاف 35 خدمات CNSA کے تحت رزے ریکارڈ کے 30/14 تک 86 کلو گرام میں 4 کلو گرام ہیروئن ایک کلو گرام 900 گرام اقیوں اور 974 کپڑے برآمد کیے جو پچھلے تین سالوں سے کہیں ڈائریکٹریٹ کے مقابل کی کافی لفٹ منشیات خریدوں کو سمیٹ کر سیکرٹ کرنا ہے اس کے خلاف میں نے ہر طے کی کارروائیاں جن خدمات درج ذیل ہیں میں میرے خلاف لائی کرٹ سپریم کرٹ میں درخواستیں دی گئی ہیں جن کی کاپیاں ہمراہ لے لی ہیں۔

میں نے اپنی لجنائی کیدوران بنات تھمت اور لگن سے اپنی ڈپٹی سرانجام دی۔ ایک سال لجنائی کیدوران ڈپٹی - زانیہ کی کوئی رقم نہ ہوا جس کے پچھلے سال 10 تک ڈپٹی - جیوری کی شاپ ہر ڈپٹی زانیہ اور لگن کی متعدد وارنٹیں ہیں، میں نے لٹریچر تھمت کی سال 2014 میں ایک کے حوالے میں 9 کلا سٹیک میں برآمد کی ہیں۔

عالمیاد میں 28 سال لٹری کا حامل پولیس آفسروں اپنی لٹری خود
 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10

کیا اور نہیں کرتے دی۔ جس کے خلاف شکایت ملی اذراں بالا کو
کاروائی کیے تحریر کیا۔ میں کسی منشیات فروش سے منقلی بنا لے کر
درکنار بات کرنا بھی حردی کی نوین سمجھا ہوں۔ میں ایک
باہر لولس آنیہ میں اپنی حرکت کا سوچ بھی میں سکتا۔

کھانا ۱۲۲۵ میں ابتدائی کیمڈران بہترین کارکردگی پر
خواب ۱۹۲۰ء جب خیر خیر خواہ - خواب ۱۹۲۰ء وزارت اور خواب
۱۹۲۰ء جب ہر کچھ نے یقیناً العام اور سولہ سٹینڈس بھی دے
حکمی کامیاب لفٹین - یہی سرکار اہمیت دارا - محنت اور
کارکردگی کا ثبوت ہیں۔

جو برائے نام الزام دینی بے بنیاد ہے۔ میرے جواب
کی پرکھنے سے لفظ کی جا سکتی ہے۔ اسی لوری سروں میں کبھی
کسی جرائم پیشہ شخص سے لگائی تک نہیں رکھے۔ میں نے میرٹ
کا کام کیا ہے فرالین دینی کی ادائیگی میں کبھی جسم پریشی میں
اور خواب سے بھی القاف کی احمد رفقائوں جواب دہی ہے

Amrullah
20/11/14
محمد طاہر الزند
H/18
0301-5127-827

Annexure "B"

ORDER.

Head Constable Mehboob No.302 while posted as MHC Police Station Kalab Town Ship utterly failed in the discharge of his official duties assigned to him properly and honestly as on 21.12.99 accused Javed Akhtar S/O Jamshid R/O Swabi who was involved in Case FIR No.417/99 U/S 13 A.O Police Station KTS was in the custody of Police made his escape good from the Police Custody. For this gross negligence and inefficiency he was placed under suspension and properly Charge Sheeted. Mr. Azam Khan ACP-HQ:Haripur conducted proper departmental enquiry. In his finding report HC Mehboob No.302 was found guilty of the charges levelled against him in the Summary of allegation. The Head Constable was served a Final Show Cause Notice for which he replied which was found un-satisfactory. He was also given an opportunity to be heard in person. He was heard in person but he could not give a satisfactory reply. He has not only thought of blame to himself but has also tarnished the image of Police Deptt: hence a major punishment of dismissal is inflicted upon him. He is hereby dismissed from Service under NWFP Police Rules 1975.

(Signature)
(CAPTAIN EHSAN TOFAYL)
Superintendent of Police,
Haripur.

OB, No. CB

Dt: 3-4-2000

No. 369-72/5B, Dgt 4.4.2000

Copies of above to:-

1. The ACP-Haripur.
2. The DSP-HQ:Haripur.
- ✓ 3. S.R.C.
4. P.M.C.



Annexure "C"

(13)

Annex-1 "C"

ORDER

This is an order on the representation of *SI Raja Mehboob Khan No.11/17* of Haripur District against the order of major punishment i.e. Reduction in Rank from Inspector to Sub-Inspector by the District Police Officer, Haripur vide his OB No.720 dated 2-12-2014.

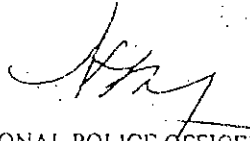
Facts leading to his punishment are that he SHO PS KTS was reported by W/Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar vide letter No.15869-72/PPO dated 03-10-2014 receiving monthly from the drug paddiers/smugglers.

Proper departmental enquiry was conducted by *Mr. Bilal Zafar Sheikh ASP Hqrs Haripur*. After conducting a 'detail' enquiry, the E.O proved him guilty. On the recommendation of E.O, the District Police Officer Haripur awarded him minor punishment of reduction in rank from Inspector to Sub-Inspector.

After receiving the appeal, the comments of DPO Haripur were obtained. The enquiry file, appeal & the comments of the DPO were perused. The appellant was also heard in person in the orderly room where he explained no plausible reason.

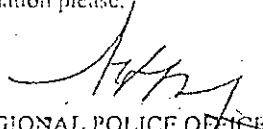
The enquiry is based on Special Branch report and the ASP/Hqrs Haripur did not substantiate it as to with whom he had relation regarding monthlies in drugs etc. The reputation of the officer is not above board.

However, keeping in view his previous record of service the punishment of reversion from Inspector to SI awarded by the DPO Haripur is converted to major punishment of "Reduction in Pay for 2 Stages (2 Years)". He is also reprimanded with a warning to be careful in future.


REGIONAL POLICE OFFICER
Hazara Region Abbottabad

6016-18
No. /PA Dated, Abbottabad the 27/7 /2015.

- Copy of above is forwarded to:-
1. The District Police Officer, Haripur for information and necessary action with reference to his Memo: No.8401 dated 29-12-2014. The enquiry file of the appellant are returned herewith.
 2. The District Police Officer, Abbottabad for information and necessary action.
 3. The EA Region Office Abbottabad for information please.


REGIONAL POLICE OFFICER
Hazara Region Abbottabad

