

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 177/2023

Tayyab Jan Appellant

Versus

The Govt. of KPK and others Respondents

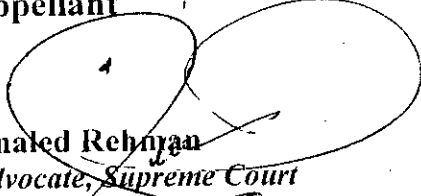
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Through


Appellant


Khaled Rehman
Advocate, Supreme Court

&


Muhammad Amin Ayub

&


Muhammad Ghazanfar Ali
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Dated: 10th / 11 / 2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1771/2023

Tayyab Jan,

SP, CCPO, Peshawar

Appellant

VERSUS

1. The Govt. of Khyber Pakhtunkhwa

through Chief Secretary,
Civil Secretariat, Peshawar.

2. Provincial Police Officer,

CPO Police Lines, Peshawar.

3. Capital City Police Officer

Peshawar.

4. Commandant FRP

Peshawar

Respondents

SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 16.03.2023 WHEREBY THE PROMOTIONS GRANTED TO THE APPELLANT WERE ILLEGALLY WITHDRAWN AND HE WAS DEMOTED FROM THE RANK OF DSP TO THE RANK OF CONFIRMED SUB-INSPECTOR WITH IMMEDIATE EFFECT AND AFTER WITHDRAWAL OF PROMOTIONS HIS NAME WAS PLACED ABOVE THE NAME OF HIS CONFIRMED COLLEAGUE NAMELY SI SYED ABID SHAH NO.P/544 CCP, PESHAWAR AGAINST WHICH THE APPELLANT PREFERRED DEPARTMENTAL APPEAL ON 27.03.2023 BUT THE SAME WAS NOT DISPOSED OF WITHIN STATUTORY PERIOD OF 90 DAYS.

PRAYER:

On acceptance of the instant appeal, the impugned order dated 16.03.2023 may graciously be set aside and the appellant may be restored to his rank of DSP w.e.f. 16.03.2023 with all consequential back benefits with any other relief deemed appropriate in circumstances of the case, may also be granted to the appellant.

Respectfully Sheweth,

Facts giving rise to the present Writ Petition are as under:-

1. That initially the Provincial Government, Home & TA Department vide order dated 16.01.1988 (*Annex;-A*) created a Force as Armed Reserve Police Force (ARP), which consisted of the following Units:-

- i. Additional Police.
- ii. Special Police Levy
- iii. PAF Contingent.
- iv. Range Reserve Force.
- v. Provincial Reserve Armed Platoon.
- vi. Frontier Armed Reserve.
- vii. Campus Peace Corps UOP
- viii. STF & ATS
- ix. Mounted Police.
- x. Standing Guards & Police Escorts.

In Para-5 of the order it was clarified as follows:-

“Duties and responsibilities of the new set-up will be the same as those of Regular Police elsewhere and service will be governed by the Police Rules or any other Rules applicable to their counterparts in Regular Police.”

2. That on 13.03.1988, a Standing Order No.2 of 1988 (*Annex:-B*) was also issued wherein the Campus Peace Corp and Special Police Levy alongwith all arms, ammunitions, transport etc. were placed under the administrative control of Cominandant Frontier Armed Reserve (FAR). Similarly, vide circular order dated 27.02.1991 (*Annex:-C*), the Frontier Armed Reserve (FAR) was re-named as Frontier Reserve Police (“FRP”), by the then Inspector General, KP and since then this Wing of Police Force is continuing as such.
3. That on 28.08.1993, a proper Recruitment Policy (*Annex:-D*) was issued for the recruitment against newly created posts in the Police Department, wherein the Posts in a District were to be dealt as, *“The Newly created posts of a District Should be filled up from the trained personnel of FRP according to seniority, educational qualifications and domicile. The vacancies resulting from transfer of FRP Personnel to District Police should be filled up through fresh recruitment in FRP & personnel selected for transfer to District Police should be allocated to the District of their domicile according to the number*

of vacancies available in each District."

4. **That** to streamline the FRP further, a FRP Standing Order No.1 of 1994 (*Annex:-E*) was issued in the year 1994, wherein it was clarified that Police Act 1861 & Police Rules, 1934 or any other Rules and Laws for the Police Officers will be applicable to FRP and the duties and responsibilities of the FRP will be same as that of Regular Police. Similarly, FRP Standing Order No.2 of 1994 (*Annex:-F*) was issued on 31.07.1994, whereby enrolment in FRP was further streamlined and quota for the training in the Lower School, Intermediate and Upper College was to be fixed by the IGP keeping in view the strength and to cover the promotion of the illiterate staff or failed in promotion lists, a FRP Standing Order No.3 of 1994 (*Annex:-G*) was issued in August, 1994.
5. **That** vide letter dated 19.06.1996 (*Annex:-H*), proper seats were allocated to the FRP Personnel for the first time for the Lower, Intermediate and Upper Courses.
6. **That** in the light of the aforementioned background, the appellant was enlisted as Constable in the FRP on 25.06.1989 and selected for Recruit Course and qualified the same vide Recruits School History Sheet dated 14.12.1989 (*Annex;-I*). He was allowed to participate in the Section Commander Course and qualified the same vide letter dated 28.06.1992 (*Annex;-J*) and consequently promoted as officiating Head Constable vide order dated 25.10.1992 (*Annex;-K*).
7. **That** appellant being literate official also appeared in the A-1 Examination and qualified the same vide O.B No.1803 dated 25.06.1994 office of the SSP Peshawar and also qualified B-1 Examination vide O.B No.1126 dated 09.04.1997 whereafter he applied for Lower Course to the Commandant FRP but it was turned down with objection that the lien of appellant was not lying with FRP as he was on deputation and his lien was at the office of SSP Peshawar and therefore to approach the said office for selection to Lower Course. Thus Petitioner applied to the SP Headquarters Peshawar for the needful and consequently was selected for the Lower Course and qualified the same in the year 1998 vide Certificate (*Annex;-L*).

8. **That** after the Lower School Course, the appellant reported back to FRP and requested that his lien may also be transferred to FRP which was allowed by the Competent Authority and his lien was transferred to the FRP vide office order dated 08.06.1998 (*Annex;-M*). Consequently, the appellant regained his seniority in the FRP and being eligible and senior was selected for Intermediate College Course by the Competent Authority vide order dated 19.10.1998 (Extracts from the Character Roll *Annex;-N*) and qualified the same vide Certificate (*Annex;-O*) in the year 1999.
9. **That** being a "D" List Head Constable, the appellant was promoted to the rank of officiating ASI vide order dated 26.07.2000 (*Annex;-P*) by the Commandant FRP. Later on, he was also promoted as SI/PC (Platoon Commander) vide order dated 22.07.2003 (*Annex;-Q*), however, the appellant was aggrieved of it and filed an application (*Annex;-R*) to the Commandant FRP that his promotion as such is violative of Police Rules 13-18 and Standing No.3 of 1999 as well as Standing Order No.1 of 2006 and the same may be regularized as officiating Sub-Inspector according to Police Rules. The application was processed vide Note Sheet (*Annex;-S*) and allowed and the appellant was given promotion as Officiating SI w.e.f. 04.07.2006 while his promotion as officiating S.I w.e.f. 22.07.2003 would be decided after finalization of the combined case of FRP officials by the Provincial Police Officer.
10. **That** in the year 2007, a dispute arose vide letter dated 16.02.2007 (*Annex;-T*) whereby the FRP was again declared as a Transit Force and that no Constable and Head Constable could be admitted to List "D." The quota of various courses was also withdrawn from the FRP while the Commandant FRP was directed to repatriate all such officials to their District of Domicile. Accordingly, Police officials in FRP including the appellant being aggrieved of the same had challenged that decision before the Peshawar High Court in W.P. Nos.1615/2007, 1616/2007 & 1617/2007 (*Annex;-U*).
11. **That** pending the Writ Petition, order dated 15.11.2007 (*Annex;-V*) was issued whereby the officials including the appellant were transferred to their Regions. Pursuant to the decision of the DPC in its meeting held on 29.10.2007 with directions that all literate HCs and ASIs will be placed on List "C-1" & "D" which they passed the Lower and Intermediate Class Courses with their

colleagues. Consequently, the appellant reported to CCPO Peshawar.

12. **That** while at CCP, Peshawar, a meeting of the DPC was held on 09.10.2008 wherein the case of the appellant was considered in the light of order dated 15.11.2007 and vide Notification dated 25.04.2008 (*Annex;-W*) the appellant was placed between the name of Gul Arif and Khalid Khan as his "D" List colleagues in CCP, Peshawar. He was also given promotion to the rank of officiating ASI w.e.f. 25.05.2005, confirmation in the rank of ASI and promotion to List "E" w.e.f. 05.04.2008 with his CCP colleagues, Peshawar. By the same order on confirmation as ASI he was allotted new CCP No.567/P and promoted to the rank of officiating SI w.e.f. 21.04.2008 with his colleagues in CCP, Peshawar.
13. **That** the Writ Petitions were finally heard and allowed vide Judgment dated 20.03.2008 (*Annex:-X*) holding that the FRP is not a Transit Force and the Petitioners therein could not be made junior to their juniors by washing away their more than 15 years' service in FRP and the case was remitted back to the Police Department to reconsider the matter so that no one be discriminated and deprived from legal rights.
14. That after the Judgment *ibid*, the matter of the FRP Personnel was placed before the Departmental Selection Committee on 14.05.2008 (Minutes *Annex;-Y*) and the issue was further entrusted to another Sub-Committee comprising of DIG Investigation, AIG Legal and Registrar CPO. The Sub-Committee considered the issue and submitted its recommendations to the DSC which was convened on 07.05.2009 (Minutes *Annex;-Z*) and the recommendations of the Committee were approved. The Committee recommended as under:-

"The Committee after due deliberation and in order to give effect to the orders of the High Court recommends that earlier decision dated 16.02.2007 should not be applied retrospective and all officials of the FRP be given permanent status and may be confirmed in their rank with their colleagues after completing their probation period as per PR 13-18. The Benefits received by the officials in the FRP till the decision of DPC and their repatriation to the District of their domicile be kept intact so that they should not be deprived of any right as per decision of the Court. Literate officials may be treated as per Police Rules, 1934 and their seniority be fixed in each list on the basis of course undergone, and criteria fixed under Police Rules Chapter-13."

15. That pursuant to the decision *ibid.*, letter dated 10.06.2009 (*Annex;-AA*) was issued by the Provincial Police Officer to the Commandant FRP with the directions that all officials of the FRP may be given permanent status and may be confirmed in their rank with their colleagues after completion of their probation period as per Police Rules 13.18. Benefits received by them till decision of the DPC and their repatriation to the District of Domicile be kept intact so that they might not be deprived of any rights as per the order of the High Court. Moreover, seniority of the literate officials may be fixed in each list on the basis of course undergone by him and criteria fixed by Chapter-13 of the Police Rules. *It is pertinent to add that in compliance of the directions only entry was made in the Service Book of the appellant without giving any due benefit to him. This benefit was only availed by the officials of Mardan and Hazara Regions only.*
16. That the appellant was subsequently selected for Upper Course in due course of time and the same was qualified in 2009 vide Certificate (*Annex;-BB*) and confirmed in the rank of SI vide Notification dated 10.09.2012 (*Annex;- CC*). He was brought on List "E." and promoted to the rank of Officiating Inspector (BS-16) vide Notification Dated 30.10.2013 (*Annex;-DD*) and confirmed as such vide Notification dated 17.10.2015 (*Annex;-EE*).
17. That in the year 2018, on recommendation of the Departmental Selection Committee, the appellant was promoted to the rank of DSP (BS-17) on regular basis alongwith numerous other colleagues vide Notification dated 30.01.2018 (*Annex;-FF*).
18. That the issue of out of turn promotion remained under consideration at CPO, Peshawar since 2014, however, the name of the appellant was not included in the list of those whose cases were under consideration till the month of March, 2023. Time and again the CPO asked for the details of out of turn promotion of the appellant from the Commandant FRP and the same were replied with observations that the appellant never availed any out of turn promotion as would be evident from the letters dated 07.12.2021 and 12.03.2023 (*Annex;- GG & GG/1*). Consequently, the appellant was selected for 8th Junior Command Course vide letter dated 18.01.2023 (*Annex;-HH*) and meanwhile, the appellant was also posted as Acting SP in his own Pay and Scale vide order

dated 25.01.2023 (*Annex;-II*), however, he was not relieved for JCC due to dearth of Officers.

19. **That** it has been brought into the knowledge of the Appellant that Respondents have issued circulars for reverting the rightful officials under the garb of the apex Court's judgment regarding out of turn promotion though in the circumstances of Appellant there is no case of Gallantry, cadets, out of turn promotion, etc. because each and every aspect of the FRP (Frontier Reserve Police), as per history provided above, differs the case of appellant from those who are hit by the Judgment of the Honorable Apex Court Passed in out of turn Promotion cases.
20. **That** in the meantime it has been brought into the knowledge of the Appellant that Respondents have proceeded and issued letters (letter dated 11.03.2023 subsequently received (*Annex;-JJ*) wherein it was directed that personal hearings be conducted on the very next day of all the concerned police officials in the Khyber Pakhtunkhwa Police Department in a misguided attempt to-usurp the rights of the officials.
21. **That**, subsequently, without affording proper opportunity of bearing and on the basis of sham, frivolous and fabricated hearings/proceedings conducted of Police officials in the Khyber Pakhtunkhwa Police Department across the province in one day, the Respondents issued Letter No. 993/Legal dated 12.03.2023 (*Annex:-KK*) whereby it was illegally directed that the demotion process of police officials in the Khyber Pakhtunkhwa Police Department be completed by issuing the requisite withdrawal letters/ orders and to share copies of the said withdrawal letter and compliance report with the Police Headquarters on the very next date i.e. 13.03.2023.
22. That after the letter *ibid*, Respondents under the garb of Apex Court's judgment and to give undue benefits to their blue eyed persons have issued impugned order dated 16.03.2023 (*Annex:-LL*) whereby the appellant was illegally demoted from the rank of DSP to the ranks of confirmed SI with immediate effect and after withdrawal of the promotion, his name was placed above the name of his colleague confirmed SI Syed Abid Shah No.P/544 of CCP;

Peshawar.

23. That the appellant also preferred a Departmental Appeal against the impugned order *ibid.*, on 27.03.2023 (*Annex;-MM*) which is still lying pending without any positive response.
24. That earlier appellant alongwith others had approached the Hon'ble Peshawar High Court, Peshawar in Writ Petition No.2191-P/2023 wherein interim relief was also granted vide order dated 04.04.2023 (*Annex;-NN*) and the Writ Petition was finally disposed of vide Judgment dated 29.08.2023 (*Annex;-OO*) and the case was remitted to this Tribunal for its decision as according to the High Court, the matter related to terms and conditions of service.
25. That the appellant being aggrieved of the impugned order dated 16.03.2023 files this Service Appeal inter-alia on the following grounds:-

Grounds:

- A. **Because** Respondents have not treated appellant in accordance with law, rules and policy on subject and acted in violation of Article 4, 10A, 18, 25, 38 of the Constitution of Islamic Republic of Pakistan, 1973 and unlawfully issued the impugned order, which is unjust, unfair and hence not sustainable in the eye of law and liable to be brushed aside.
- B. **Because** the impugned order is totally against the principle of natural justice and amounts to colourable exercise of power under the garb of the judgment of the Apex Court which is not applicable to the appellant's case at all thus is illegal, unlawful, without lawful authority and hence of no legal effect.
- C. **Because** the impugned order is based on malafide intention so as to create more and more vacancies for the blue-eyed persons under the garb of out of turn promotions etc, which conditions are not applicable to the case of the appellant.
- D. **Because** the Tribunal also has the ample powers to interpret the issue as to whether the Judgment of the Apex Court is applicable to the appellant's case or otherwise. if the Tribunal's answer is "NO" then the appeal of the appellant may

be allowed with cost.

- E. Because there is no case of out of turn promotion in FRP, or cadetship or gallantry service etc. and due to that very reason the judgment of the Apex Court is not applicable to the case of the appellant as the background explained hereinabove.
- F. Because vide letter dated 08.12.2021 issued from the office of the Inspector General of Police, Khyber Pakhtunkhwa and addressed to Regional Police Officer, Hazara observed that FRP officials qualified their promotion courses on their turn and have been promoted from one rank to another as per Police Rules, 1934 and subsequently placed at the bottom of the seniority list of their District thus they do not come under the ambit of out of turn Promotion. But despite that the Respondents issued the impugned order reverting the appellant under the garb of Apex Court's judgment which has resulted in serious miscarriage of justice.
- G. That appellant would like to offer some other additional grounds during the course of arguments when the stance of the Respondents is known to the appellant.

It is, therefore, humbly prayed that the instant appeal may graciously be accepted as prayed for above.

Any other relief as deemed appropriate in the circumstances of case not specifically asked for, may also be granted to appellant.

Through

Appellant

Khaled Rehman
Advocate, Supreme Court

&

Muhammad Amin Ayub

&

Muhammad Ghazanfar Ali
Advocate, High Court

Dated: 10/11/2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. _____/2023

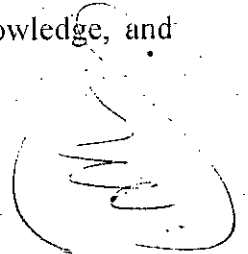
Tayyab Jan Appellant

Versus

The Govt. of KPK and others Respondents

Affidavit

I, Tayyab Jan, SP CPO, Peshawar, do hereby solemnly affirm and declare on oath that the contents of this Appeal are true and correct to the best of my knowledge, and nothing has been concealed from this Hon'ble Tribunal.



Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. _____/2023

Tayyab Jan Appellant

Versus

The Govt. of KPK and others Respondents

Application for suspending the operation of the impugned order dated 16.03.2023 till the final disposal of the instant Service Appeal.

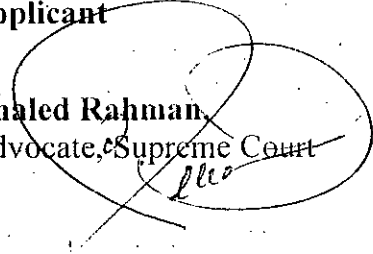
Respectfully Sheweth,

1. That the above titled service appeal is pending before the Hon'ble Court fixed for hearing on 10.11.2023.
2. That the facts alleged and grounds taken in the body of main appeal may kindly be taken as an integral part of this application, which make out an excellent prima facie case in favour of applicant/appellant.
3. That the balance of convenience and inconvenience also lies in favour of applicant/appellant and in case the impugned letter/order of the Respondents are not suspended, the applicant/appellant will suffer irreparable loss.

It is, therefore, humbly prayed that on acceptance of this application, the operation of the impugned order dated 16.03.2023 may graciously be suspended till the final disposal of the instant appeal.



Applicant

Through


Khaled Rahman,
Advocate, Supreme Court

Dated: 10/11/2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. _____/2023

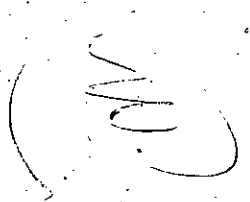
Tayyab Jan Appellant

Versus

The Govt. of KPK and others Respondents

Affidavit

I, Tayyab Jan, SP CPO, Peshawar, do hereby solemnly affirm and declare on oath that the contents of this Application are true and correct to the best of my knowledge, and nothing has been concealed from this Hon'ble Tribunal.


Deponent

BETTER COPY 2 (42)

GOVERNMENT OF NWFP
HOME & TRIBAL AFFAIRS
DEPARTMENT
DATED PESHAWR THE 16.1.1988

ORDER

No. SO(P-11) HD/S-10/146-149. Sanction of the Govt. of NWFP is hereby accorded to the raising of Armed Reserve Police Force in NWFP comprising the following units of NWFP Police.

1. Additional Police.
2. Special Police levy.
3. PAF contingent.
4. Range Reserve Platoons.
5. Provincial Reserve Armed Platoons.
6. Frontier Armed Reserve.
7. Campus Peace Corps, Peshawar University.
8. STF & ATS.
9. Mounted Police.
10. Standing Guards and Police Escorts etc. etc. including those provided to private bodies/persons.

2. As a result of the said re-organization, sanction is accorded to the creation of the following posts with effect from 1.10.87 at a total cost of Rs.2989170/- as detailed below:-

6-222-000-total Estt. Charges	2653650/-
6-22-10-total Basic Salary	1823760/-
6-222-11-Basic Pay of officers	339680/-
One DIG (Commandant) (BPS-19)	33040/-
Five Supdts. of Police (BPS-18)	108400/-
Twelve DSstP (BPS-17)	198240/-
6-222-012- pay of other staff	1484080/-
19 Inspectors (BPS-14)	167200/-
60 Sub-inspectors (BPS-11)	436800/-
71 IICs (BPS-3)	369200/-
One office Supdt. (BPS-16)	10800/-
One stenographer (BPS-15)	9320/-
Five steno typist (BPS-12)	38800/-
12 Assistants (BPS-11)	87360/-
15 Senior Clerks (BPS-7)	90000/-
24 Junior Clerks (BPS-5)	134400/-
Five Daffurics (BPS-2)	25000/-
12 N/Qs (BPS-1)	57600/-
12 Bahishtics (BPS-1)	57600/-
6-222-020-total regular allowances.	789090/-
022-Flouse Rent Allowence	547330/-
027-washing allowance.	14300/-
028-Dress allowance	2300/-
029-Ration allowance	130560/-
029-medical allowance	94800/-
6-222-030-total other allowances	40800/-
034-Medical charges	1800/-
036-out fit allowances	24000/-
039-other allowances	15000/-
6-222-500-total commodities and services	335520/-
511-T.A (others)	
Total	2989170/-

3. Sanction of the Govt. of NWFP is also accorded to the up-gradation of 1020 posts of special Police levy from Basic pay scale 01 to Basic pay scale 02 as constables with effect from 1.10.1987.

4. The Govt. of NWFP is further pleased to abolish the posts of 7 ASIs and 279 Constables with effect from 1.10.1987 to neutralize the Addl. cost of 255 costs created as above. the details of posts abolished are given in Annex-A.

5. The location of the staff created is shown in Annex-B. The duties and responsibilities of the new set up will be the same as those of regular Police elsewhere and services will be governed by the Police Rules or any other rules applicable to their counter parts in regular Police.

6. The expenditure involved is debatable to the function 6-222-provincial Police (Police proper and shall be met out of the existing budget grant for the current financial year 1987-88).

7. A token grant of Rs.10 is sanctioned to menageries the incurrance of above expenditure during the current financial year 1987-88. The different conditions imposed and other instructions issued by finance Deptt. in connection with the implementation of the above scheme will be adhered to strictly.

Sd/-

HOME SECRETARY GOVT OF NWFP
HOME AND TRIBAL AFFAIRS DEPTT.

ATTESTED
APPROPRIATE

- 14 -

GOVERNMENT OF M. W. P.
Home and TRIBAL AFFAIRS
DEPARTMENT

DATE: 16 FEBRUARY 1986

ORDER

NO. 80(P.II)HD/8-10/146-149. Sanction of the Govt. of M.W.P. is hereby accorded to the raising of Armed Reserve Police force in M.W.P. comprising the following units of M.W.P. Police.

1. Additional Police.
2. Special Police Levy.
3. P.A.F. Contingent.
4. Range Reserve Platoons.
5. Provincial Armed Reserve Platoons.
6. Frontier Armed Reserve.
7. Campus Peace Corps Postwar University.
8. Special Task Force and Anti-Terrorist Squad.
9. Mounted Police.
10. Standing Guards and Police Escorts etc. etc including those provided to private bodies/persons.

2. As a result of the said re-organization, sanction is accorded to the creation of the following posts with effect from 1.10.87, at a total cost of Rs. 29,89,170/- as detailed below:-

6-222-000-Total Estt:Chargus		26,53,650/-
6-222-310-Total Basic Salary.		18,23,750/-
6-222-011-Basic Pay of Officers		3,39,880/-
One DIG (Commandant)	(SPS-19)	33,040/-
5 Five Supdts: of Police	(SPS-18)	1,08,400/-
12 Twelve HSPs	(SPS-17)	1,98,240/-
6-222-012-Pay of Other staff		14,84,080/-
19 Nineteen Inspectors	(SPS-14)	1,67,200/-
60 Sixty Sub Inspectors	(SPS-11)	4,35,800/-
Seventy one Road Constables	(SPS-3)	3,69,200/-
One Office Supdt	(SPS-16)	10,800/-
One Stenographer	(SPS-15)	9,320/-
Five Steno Typists	(SPS-12)	38,500/-
Twelve Assistants	(SPS-11)	67,360/-
Fifteen Sr: Clerks	(SPS-7)	90,000/-
Twenty four Jr: Clerks	(SPS-5)	1,34,400/-
Five Dafferies	(SPS-2)	25,000/-
Twelve Naib Qasids	(SPS-1)	57,500/-
Twelve Bahakti	(SPS-1)	57,500/-
6-222-020-Tot. 1 Regular Allowances.		7,53,090/-
022-House Rent Allowance		5,47,330/-
027-Washing Allowance.		14,300/-
028-Dress Allowance.		2,300/-
029-Ration Allowance.		1,30,560/-
029-Medical allowance		34,600/-
6-222-030-Total other Allowances		40,800/-
034-Medical charges		1,800/-
036-Out. fit allowance		24,000/-
039-Other Allowances.		15,000/-
6-222-500-Total Commoities and Services.		3,32,520/-
511-TA(Others)		3,32,520/-
	TOTAL	29,89,170/-

3. Sanction of the Govt. of M.W.P. is also accorded to the Up-gradation of 1020 posts of Special Police Levy from Basic Pay Scale 1 to Basic Pay Scale 2 as Constables with effect from 1.10.1987.

Contd.....(2) r-

ATTESTED

TO BE SIGNED

-15- (14)

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4. The Govt; of NWFP is further pleased to abolish the posts of 7 ASIs and 279 Constables with effect from 1.10.1987 to neutralize the addl cost of 255 posts created as above. The details of posts abolished are given in Annexure-1.

5. The location of the staff created are shown in Annexure-3. The duties and responsibilities of the new set up will be the same as those of Regular Police elsewhere and its services will be governed by the Police Rules or any other Rules applicable to their counter-parts in regular Police.

6. The expenditure involved is debatable to the Function 6-222- Provincial Police (Police Proper) and shall be met out of the existing budget grant for the current financial year 1987-88.

7. A token grant of Rs. 10/- is sanctioned to regularize the incurrence of above expenditure during the current financial year 1987-88. The different conditions imposed and other instructions issued by Finance Deptt; in connection with the implementation of the above scheme will be adhered to strictly.

HOME SECRETARY GOVERNMENT OF NWFP HOME AND T.S. DEPTT.

Dated Peshawar on 16.1./1988

NO.7/12-B.III/PD/

Copy forwarded for information and necessary action

- to:-
- 1. The Accountant General NWFP Peshawar.
- 2. All Districts Accounts Officer in NWFP.

(MALKI KHUJRA HUSSAIN)
BUDGET OFFICER-III
FINANCE DEPTT.

Dated Peshawar the 16.1./88

NO.80(P.II)HD /8-10/146-148

Copy of above is forwarded for information and

- necessary action to:-
- 1. The Inspector General of Police, NWFP Peshawar.
- 2. The Budget Officer-III Govt; of NWFP Finance Deptt; Peshawar.
- 3. The Dy:Secretary Regulation-1 Govt; of NWFP Finance Deptt; Peshawar.
- 4. The Section Officer (Police-I) Govt; of NWFP Home and T.S Deptt; Peshawar.

(TAN CHAFOOR)
SECTION OFFICER (POLICE-II)
HOME DEPARTMENT.

ATTESTED
ADVOCATE

STANDING ORDER NO.2.

As a second step towards the Re-Organization of Frontier Armed Reserve, the following strength alongwith the equipments, likes arms and Ammunition and Transport etc, etc: shall stand with-drawn from the offices noted against each placed under the administration of Commandant, Frontier Arm Reserve N.W.F.P. Peshawar with immediate effect:-

S.NO.	NAME OF FORCE.	SP	DSP	INSP	SIS	ASIS	HOS	CONST	JAM	HAV	SEP	DRAWING AND DISBURSING OFFICER.
1.	Campus Peace Corps.	1	1	5	11	5	51	290	-	-	-	Director Campus Peace Corps Peshawar.
2.	Special Police 1st Div.	-	-	-	-	-	-	-	50	90	780	SaP, DIX, Bannu Kohat & Karak

The case regarding transfer of proportionate pay and declaration of Deputy Commandant, F.A.R. as Drawing and Disbursing Officer of the above staff will be decided in due course.

Sd/- (MOHAMMAD ABBAS KHAN)
Inspector General of Police, NWFP,
Peshawar.

No 2603. 32 /A-3, dated Peshawar the 13.3. /1988

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

1. All Heads of Police Offices, in N.W.F.P.
2. All Branch Superintendents, in OPO, Peshawar.
3. Registrar; OPO, Peshawar.
4. Assistant Secret, CPO, Peshawar.
5. District Accounts Officers, Kohat, D.L.Khan, Bannu & Karak

(ISRAR MOHAMMAD KHAN)
DIG/HQRS:
For Inspector General of Police,
N.W.F.P. Peshawar.

ATTESTED
ADVOCATE

ANN-BC

17/1/91

27-2-91

CIRCULAR ORDER.

The Inspector General of Police, N.W.F.P. has pleased to order the re-naming of Frontier Armed Reserve to Frontier Reserve Police (F.R.P) with immediate effect.

SYED MASUD SHAH
INSPECTOR GENERAL OF POLICE
PESHAWAR.

NO. 3850-3950/E-II, dated Peshawar, the 27.2.1991.
Copy of above is forwarded for information and necessary action to:-

1. The Chief Secretary, Government of NWFP, Peshawar.
2. The Secretary to Chief Minister, NWFP.
3. The Secretary Governor NWFP.
4. The Secretary to Govt: of NWFP (S&GAD).
5. The Secretary to Govt: of NWFP, Home and TAs Deptt
6. The Commandant, Frontier Reserve Police, NWFP, Pesh
- 7.-15. All Dy: Inspectors General of Police, in NWFP.
16. The Accountant General NWFP, Peshawar.
17. All Asstt: Inspectors General of Police, in NWFP.
18. All Distt: Accounts Officers in NWFP.
19. All Supdts: of Police, FAR, in NWFP.
20. The Director, Campus Peace Corps, University, Gwal
21. The Asstt: Commandant, RTC Sarai-Naurang.
22. The Asstt: Commandant, FAR Sub HQRS Nowshera.
23. DSP I/IC RTC, Kohat.
24. Supdt: 'O' Branch CPO.
25. Supdt: 'A' Branch CPO.
26. Supdt: 'B' Branch, CPO.

Attested
[Signature]

[Signature]

Sd/-
(ISRAR MOHAMMAD KHAN
DIG BARS:
FOR INSPECTOR GENERAL OF POLICE
PESHAWAR.

ATTESTED
ADVOCATE

19

... (II) ...

SG/-
(STANBEE BERNARD)
Dy: Inspector General of Police
Peshawar

No. 11715-22 / Dated Peshawar the 25/11/1995
Copy forwarded to -

1. The Dy: Inspector General of Police, Ordinance Branch Peshawar.
2. The Commandant, FIF WFP Peshawar.
3. The Asst: Inspector General of Police, Telecommunication Branch.
4. The Asst: Inspector General of Police, CID, Peshawar.
5. The Asst: Inspector General of Police, Traffic, WFP, Peshawar.
6. The Supt: of Police, Mardan.
7. The Supt: of Police, Dikka.
8. The Supt: of Police, Laddi.
9. The Dy: Inspector General of Police, Peshawar Range Peshawar.
10. The Asst: Supt: of Police, Peshawar.

SG/-
(STANBEE BERNARD)
Dy: Inspector General of Police
Peshawar

No. 524-82/90, Dated Peshawar the 25/11/1995
Copy of above is forwarded for information
and n/action to the:-

1. All Supt: of Police in W.P.
2. Dy: Supt: of Police FIF WFP Peshawar.
3. Asst: Commandant FIF WFP Peshawar.
4. Asst: Supt: of Police CID, Peshawar. The file of a complaint received for the purpose of...
5. Asst: Supt: of Police, Peshawar.

Dy
for

(STANBEE BERNARD)
DEPUTY COMMANDANT
PESHAWAR RANGE POLICE WFP PESHAWAR

Office of the Dy: Inspector General of Police
Peshawar
Dist: Peshawar
WFP Peshawar

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20 ANN E
F.R.P STANDING ORDER NO.1

ORGANIZATION , ROLE , DUTIES & RESPONSIBILITIES.

DEFINITION.

All terms and definitions used in Police Act, 1861 and Police Rules, 1934 or any other rules and laws of the land for Police officers posted to specialized cadres, branches of Police, will mutatis mutandi apply to the members of Frontier Reserve Police.

(a) COMMANDANT.

He will be an officer of the rank of Deputy Inspector General of Police, appointed by the Government as COMMANDANT of the Frontier Reserve Police.

(b) DEPUTY COMMANDANT.

He will be a Police Officer not below the rank of Supdt: of Police, and will assist the COMMANDANT in the discharge of his duties and responsibilities.

(c) ASSISTANT COMMANDANT.

Includes Police Officer not below the rank of ASP/DSP. He will assist the COMMANDANT, Deputy Commandant and Supdt: of Police, FRP in the discharge of their duties.

(d) F.R.P RANGE.

FRP Range includes all the districts in a particular Range or Ranges as specified by the I.G.P.

(e) MEMBERS OF F.R.P.

Include Police Officers who are posted to or enrolled in the FRP. They also include GOs serving in the F.R.P.

(f) REGULAR POLICE.

Includes officers posted to District Police, Special Branch, Crimes Branch, Traffic Police and CID and any other unit which may be added henceforth.

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(g) F.R.P TRAINING CENTRES.

Include the premises or buildings notified by the IGP as Training Centres/ Schools.

2. The entire strength of the FRP will be grouped as under :-

- a) Active duty personnel (Regular Platoons)
- b) Administrative Platoons.
- c) Ministerial Staff.

Active duty personnel.

The entire active duty personnel will be organized into platoons and sections. A platoon shall consist of 1-4-40 (SI/ASI-1, HOs-4 & Constables - 40). The 40 constables shall include five follower constables as well. A section shall be composed of one HO and ten active duty personnel.

Three platoons shall be commanded by one Inspector and he will be designated as Company Commander.

Applicability of Rules.

According to notification No. 60(Police-II) HD/8-10/146-149, dated 16.1.1968 from Govt. of M.P., Home & T.As Deptt., the duties & responsibilities of this force will be the same as those of regular Police elsewhere and its services will be governed by Police Rules, 1934 or any other rules applicable to their counterparts in regular Police.

Duties & Responsibilities.

The duties & responsibilities of the FRP shall be to assist the regular Police in the performance of the following duties:-

ATTESTED
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22 (circled)

(3)

- a) Anti Riot Operations.
- b) Operation against Criminal /POs.
- c) Security of WVIPs/ VIPs.
- d) Any other duties assigned by the IGP.

4/28/94
 (S. MASUD SHAH)
 INSPECTOR GENERAL OF POLICE,
 NWFP PESHAWAR.

OFFICE OF THE COMMANDANT F.R.P NWFP PESHAWAR.

No. 5606-46 /GO dated Peshawar, the 28-7 /1994.

Copy of above is forwarded to all
 Heads of Police, offices in NWFP ,for information and
 necessary action.

Office of the Dy. Supt.
 Dist No 1026
 Dated 3-8-94
 by Police P.W. 150 0316

Malik
 (MALIK NAVEED KHAN)
 DIG
 COMMANDANT F.R.P NWFP PESH

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F.R.P STANDING ORDER NO.2

RECRUITMENT AND TRAINING.

RECRUITMENT.

All enrolment in the FRP shall be carried out under chapter-XII of Punjab Police Rules as amended vide notification No.3663-51/E-II, dated 5.3.1988 and No. 27654-89/E-II, dated 26.12.1988 and other instructions issued by the competent authority. The SP/FRP of the Range shall carry out recruitment against vacancies. Recruitment in HQ Platoons shall be carried out by the Commandant or his nominee. It shall be ensured that all the districts are represented in the HQ platoons in accordance with their population figures of the last census.

It shall be ensured that at no given time the percentage of non-matriculatas (including follower constables) exceeds 15 per cent of the total strength of the F.R.P.

TRAINING.

To maintain uniformity in training of FRP personnel and district Police, the syllabi approved for regular Police recruits shall be followed. However, the IGP may prescribe additional courses for FRP according to the nature of their duties besides those mentioned in Police Rules, 1934 and Police Training College, Kangu manual.

The IGP shall fix the quota of seats for lower, Inter & Upper courses in accordance with the strength of FRP and by the same formula that is applicable to the District Police Ranges.

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The Commandant, FRP shall then allocate these seats to the respective FRP Range / HQ according to the strength of lower & Upper subordinates in that Range/ HQ .

(S. MASUD SHAH)
INSPECTOR GENERAL OF POLICE,
NWFP PESHAWAR.

OFFICE OF THE COMMANDANT F.R.P NWFP PESHAWAR.

No. 5693-5523/GC dated Peshawar, the 31.7/1994.

Copy of above is forwarded to all Heads of Police, Offices in NWFP, for information and necessary action.

(MALIK MAVEED KHAN)
DIG
COMMANDANT F.R.P NWFP PESHAWAR.

Office of the Dy. Supt.
Dist. No 6025
Date 3-8-94
Police P.R. HQ Pesh

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F.R.P STANDING ORDER NO. 3

PROMOTIONS.

In view of the nature of the duties assigned to the FRP, those officials who are illiterate or have failed to qualify the promotion lists shall be promoted the rate of 25 per cent of the posts of HCs, ASIs & HOs. Minimum qualification for promotion to rank of HC shall be :-

- a) Qualified section commander's course.
 - b) Physical fitness according to Police Rules 12-16 (i).
 - c) Character roll clear of entry carrying moral stigma.
 - d) Preference shall be given to candidate who have qualified drill course.
- Minimum qualification for PGs(SI/ASI) shall be:-

- a) Service as Section Commander- 3 years.
- b) Platoon Commander course passed.
- c) Physical fitness according to Police Rules 12.16.

3. The Commandant, FRP may constitute a member- GOs committee to assess the performance of Platoon commanders(SI/ASI) and HO (Section Commanders) on completion of their tenure. The committee may recommend candidates for reversion or promotion to the rank of SI/ASI/HC in the FRP. These will include drill staff and drop outs from A-I, B-I, lower and Intermediate courses.

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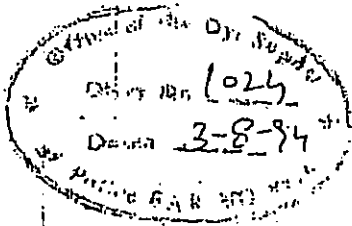
However, the following factors shall be taken into consideration while granting extensions.

- a) Retirement of the incumbent in the same rank.
- b) Length of service of the next incumbent.
- c) Status of next senior incumbent as he may be deprived of promotion due to granting of extension.

S/o

Chapter 13 of Police Rules, 1934 read with some order nos. 10 and 11 of 1987 shall govern the system of promotion and maintenance of promotion lists. However, those constables who have not passed the lower school certificate, Police Training College, Muzu but are otherwise considered suitable may with the approval of Government, be promoted. Head Constable upto a maximum of 10 per cent of the same posts. In this connection the following shall be criteria for promotion :-

- a) Physical fitness according to Police Rule 12716(i).
- b) Qualified in drill instructor course.
- c) Qualified in section commander course.
- d) Character roll clear of entry carrying moral stigma.
- e) Qualified Gas course.



(Signature)
 Inspector General of Police,
 Punjab Police.

Office of the Controller of Accounts & Finance

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ATTESTED
 ADVOCATE

It is requested that necessary amendment may please be made and the selection for the courses may please be made accordingly. In case of an increase in the strength of Range/District at a later date, the case may please be referred to this office for govt approval of the Inspector General of Police, NWFP, Peshawar.

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(PAGER SIGNATURE)
G O M M A N D A N T,
Police Training College,
H e n g u.

No. 3741

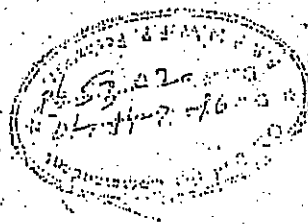
Copy submitted to the Inspector General of Police, NWFP, Peshawar with reference to his office Memo No. 11157/P-I, dated 13.6.1996. The relevant rules of PTC Manual have been amended accordingly.

(PAGER SIGNATURE)
G O M M A N D A N T,
Police Training College,
H e n g u.

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S/No.	Range/Units	Lower Course	Inter Course	Upper Course
8.	PTC/RTW	6		
9.	F.R.P.	2	3	1
10.	C.P.C.	2	2	1
11.	Asst Kashmir	4	3	1
12.	Other Province	2	1	
13.	I. Bureau	2		
	Total:-	166	112	36

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ADVOCATE

To

The Commandant,
Frontier Reserve Police,
N.W.F.P, Peshawar.



Handwritten initials and signature: "M" and "R" with a flourish.

Through

Proper Channel.

Subject:-

**APPLICATION FOR REGULARISATION OF
PROMOTION ORDER AS OFFG: SUB INSPECTOR
INSTEAD OF SI/PC.**

Respected Sir,

Respectfully I beg to submit that I have qualify my academic courses i.e Lower School and Intermediate School Course and was promoted as offg: ASI.

After completion of my probation period as per Police Rules, I was promoted as SI/PC for two years instead of offg: Sub Inspector vide order No.3735-39/EC, dated 22.7.2003, which is against the Police Rules 13-18 , Standing Order No.3/1999 and Standing Order No.1/2006.

It is, therefore requested that my promotion order of SI/PC may very kindly be regularized as offg: Sub Inspector according to Police Rules from due date.

Thanks,

YON
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EN

Your's Obediently

Handwritten signature of TAYYAB JAN

TAYYAB JAN
SUB INSPECTOR FRP/Hqs:
Asst: to DSP Legal Peshawar

dt: 30/06/06

Handwritten notes:
Sir,
Forwarded
(Signature)
(LINE OFFICER)
FRP/HQs
N.W.F.P. Peshawar
dt: 30/6/06

Handwritten signature/initials

Sir,

Forwarded

Handwritten signature: Khwair Ahmad
DSP/Admin FRP HQs
dt: 30/6/2006

Sir,
Forwarded please
(Signature)

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Area 2

ریگروٹس
سکول ہسٹری ٹیٹ
آخری درجہ بندی و معیار

30



نمبر	396	نام	طیب علی
تاریخ پیدائش	25-6-89	تاریخ بھرتی	1-5-1970
تاریخ آزادی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70
تاریخ رخصتی	1-5-70	تاریخ رخصتی	5-7-70

قانون کا امتحان

نمبر	مضمون	کل نمبرات	پہلی سہ ماہی	دوسری سہ ماہی	مجموعی نمبرات
1	تعمیرات پاکستان	100		86	
2	ضابطہ قیوداری	100		85	
3	لوکل اینڈ پبلس لاء و قانون شہادت	100		84	
4	پولیس رولز	100		93	
5	عملی کارروائی (دستوری)	100		70	
6	عملی کارروائی (پریکٹیکل)	50		74	
7	اسلامیات	100		79	
8	دائریہ و غیرہ	100		71	
9	جزل ناچ (تعمیری)	100		64	
	میزان	875		686	

نمبر	مضمون	کل نمبرات	پہلی سہ ماہی	دوسری سہ ماہی	مجموعی نمبرات
1	سکوارڈ ڈول	50		54	
2	سکریٹری	30		167	
3	سیکشن فار مشین	35		24	
4	مجموعی خدمات قانون	20		24	
5	انٹ	10		9	
6	ایک	20		16	
7	پول ٹیٹ	20		18	
8	پولیس	20		17	
9	لاٹھی بین فیلڈ (روٹ)	15		11	
	میزان	375		375	

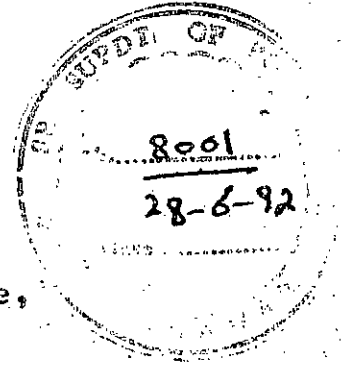
نمبر	مضمون	کل نمبرات	پہلی سہ ماہی	دوسری سہ ماہی	مجموعی نمبرات
1	علم	10			
2	اسلوب بیان	10			
3	کامیاب	20			
4	ناپذہ	10			
5	جزل ناچ	50			
6	جزل ناچ	10			
7	جزل ناچ	10			
8	جزل ناچ	10			
9	جزل ناچ	10			
	میزان	100			
	کل میزان	1225			

حصین لاء انٹر کٹر
پٹی۔ بی۔ این۔ ایس۔ ہنگو
ڈیپارٹمنٹ



32

Part J



From:- The Principal,
Recruits Training Centre,
Nowshera.

To :- The Senior Superintendent of Police,
District Peshawar.

No 137 /RTC, Nowshera. dated 28-6-1992.

Subject:- SECTION COMMANDER COURSE.

Memo
Const: Tayyab Jan No 3560 who is posted on loan to this Training Centre w/e from 4.8.91 was allowed to participate in the subject course which commenced from 1.1.1992 and concluded on 1.6.92. He qualified/said course with handling in different kinds of weapons and Gas. Necessary entry may kindly be made in his service record.

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(MUSAMMAD AURANG
Principal
Recruits Training Cer
Nowshera.)

Handwritten notes:
For report to
28/6/92
28/6/92

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Roll is attached to
period

Handwritten notes in Urdu:
کروں لے بیٹا

ORDER

33 33 Arif

The following courses passed constables are promoted to the rank of offgr: Head Constables/till further order with immediate effect:-

- | | | | |
|----|--------|-------------|------------|
| 1/ | Const: | Samin Khan | No. 185 |
| 2/ | " | Inayatullah | No. 883 |
| 3/ | " | Tayeeb Jan | No. 1017 ✓ |

Sd/-

(MOHAMMAD ANBAR HOTT)
DEPUTY COMMANDANT
FRONTIER RESERVE POLICE, NUFP, PESHAWAR.

No. 8169-72 /FRP/EC

Date: Peshawar the 25-11 /07

Copy to the :-

- 1/ Superintendent of Police, FRP, Peshawar Range Peshawa
- 2/ Dep t Superintendent of Police, HQRS Peshawar.
- 3/ Accountant FRP, HQRS Peshawar.
- 4/ EC/SRC FRP, HQRS Peshawar.

A Hott

Arif
COMMANDANT
Frontier Reserve Police
N.W.F.P. Peshawar

ORDER


S.V.C
Service from 1²/₃₃ to 30¹¹/₀₇
has been verified from
his service record.

transferred to C.C.P.
Peshawar vide P.P.O Peshawar
order Enclit. No 25317-23/E-11 dt 14¹¹/₀₇
and this office order Enclit. No 5709-
25/EC dt 15-11-2007.

Arif
COMMANDANT
Frontier Reserve Police
N.W.F.P. Peshawar

Arif
COMMANDANT
Frontier Reserve Police
N.W.F.P. Peshawar

BETTER COPY

-34 

ORDER

The following courses passed constables are promoted to the rank of offg: Head Constable till further order with immediate effect:-

1. Const: Samin Khan No.185
2. Const: Inayatullah No.883
3. Const: Tayeeb Jan No.1017

Sd/-

(MOHAMMAD AKBAR HOTI)

DEPUTY COMMANDANT

FRONTIER RESERVE POLICE, NWFP, PESHAWAR.

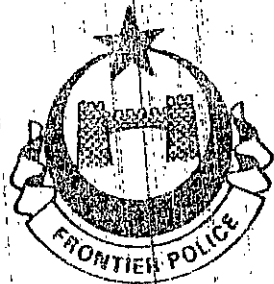
No. 8469-72 /FRP/EC, dated Peshawar the: 25-10-1993

Copy to the:-

1. Superintendent of Police, FRP, Peshawar Range, Peshawar
2. Deptt: superintendent of police, HQrs, Peshawar
3. Accountant FRP, HQrs Peshawar.
4. EC/SRC FRP, HQrs Peshawar.

A to

POLICE TRAINING COLLEGE HANGU



Estb 1935

History Sheet

1 Course: Lower ✓
 Date : 21/10/97
 Rank : Constable
 District : Peshawar
 Group : NA
 MERIT position achieved :

Belt No. : ~~3560~~ 2098
 Ending Date : 20/04/98
 Name : TAIYAB JAN
 NIC NO : 139-88-133643
 Enlistment Dt: 01/07/89
 Qualification: FA

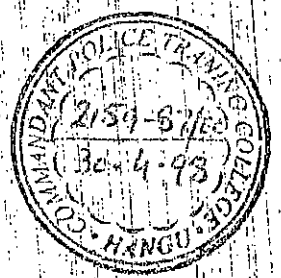
51 out of 198

LAW	DRILL	BOARD MARKS
91/100	SD 27/ 40	40/100
56/100	UC 7/ 10	
71/100	PT 14/ 20	
75/100	RF 62/100	
93/100	TFC 19/ 30	
82/100	SF 19/ 30	
43/ 50	GD 12/ 20	
47/ 60	AC 10/ 15	
32/ 50	RE 13/ 20	
	MD 10/ 15	
	193/300	

TOTAL 590/760
 Percentage in Law is : 77.63
 Overall Percentage is : 70.95
 Drill is 64.33
Declared as PASSED

Leave Obtained: 0 days Medical Rest : 2 days Court/Outdoor : 0 days

Reward : Nil
 Punishment : Nil




(Handwritten signatures)

Salman Syed Muhammad, PPM, PSP, DIG
 Commandant
 Police Training College Hangu

COPY.

ORDER.

36


Amr M²

The liens of Head Constable Tayyab Jan No.2092 is hereby terminated from Peshawar district and attached with F.R.P/NWFP on permanent basis with immediate effect.

MUHAMMAD TANVIR UL HAQ
DIG/HQRS:
FOR INSPECTOR GENERAL OF POLICE
NWFP PESHAWAR.

NO. 9807-9 /E-II, Dated Peshawar the 8.6.1998. ✓

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

- 1. XXXXX XXXXX XXXXXX XXXXXX
- 2. Commandant FRP/NWFP Peshawar w/r to his Memo:No.768/FRP/PR: dated 26.5.1998.
- 3. XXXX XXXXXX XXXXXX XXXXXX

STAMPED AND SIGNED
OFFICE OF THE COMMANDANT
FRONTIER RESERVE POLICE

Sd/-
(AKBAR HUSSAIN HAIDRI)
REGISTRAR,
FOR INSPECTOR GENERAL OF POLICE NWFP,
PESHAWAR.


OFFICE OF THE COMMANDANT FRONTIER RESERVE POLICE NWFP PESHAWAR.

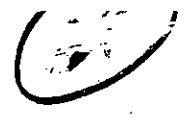
No. 2791-94/OSI, Dated Peshawar the 12.6 /1998.

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

- 1. Dy:Supdt:of Police, FRP/HQ:Peshawar.
- 2. Acctt:FRP/HQ:Peshawar.
- 3. EC/SRC FRP/HQ:Peshawar.
- 4. FMO/FRP HQ:Peshawar.

STAMPED AND SIGNED
OFFICE OF THE COMMANDANT
FRONTIER RESERVE POLICE


/COMMANDANT FRP NWFP,
PESHAWAR.



Serial No.

14—COMMENDATORY ENTRIES—concl'd.

AA N

Granted a CC Class III by the Deputy Commandant FRP HARB Peshman for his Good Performance of his duty.

OS No 113
15/2/97

Cash Reward Rs: 300/-

[Handwritten signature]

Order

HC Tayyab Jan no 22092 is hereby posted as Additional Mohassier FRP/HWS with immediate effect vide No 21832-34/OSI, Dt 29/4/98

[Handwritten signature]
COMMANDANT
Frontier Reserve Police
N.W.F.P. Peshawar

Order

The views of Head constable Tayyab Jan no-2092 is hereby terminated from peshawar distt and attached with FRP/NWFP on permanent basis with immediate effect. vide JRP NWFP order no 9807-9/E-11 dated 8/6/98 and T/O endst no. 2791-94/OSI dated 12-6-98.

copy attached:

[Handwritten signature]
1 COMMANDANT
Frontier Reserve Police
N.W.F.P. Peshawar

Selected for intermediate school course which start w-of. 21-10-98 at PTC Hangu vide th order no - 6405-7/EC Dated. 19-10-98

Note.—Extra pages may be added if necessary.

[Handwritten signature]
COMMANDANT
Frontier Reserve Police
N.W.F.P. Peshawar

39

Amir P

O R D E R

The following "B" list Head Constables are hereby promoted to the rank of ASIs with effect from 01.08.2000 till further order. They will be on probation for a period of two(2) years as envisaged by Rule-13-18 of Rules-1934 :-

1. Muhammad Hassan No. 2199
2. Rahmat Ali No. 1324
3. Tayyub Jan No. 2092

A. M. Khan

(AHMED MUKHTAR AHMED)
COMMANDANT,
FRONTIER RESERVE POLICE, NWFP,
PESHAWAR.

Endst: No. 6166-71 / EC/FRP/

Dated, Pesh: the 16/7 /2000.

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

1. Superintendent of Police, FRP, Malakand Nagge Swat.
2. Deputy Superintendent of Police, FRP/ Hqrs: Pesh
3. Accountant, FRP/Hqrs: Pesh:
- ✓ 4. SRC, FRP/Hqrs: Peshawar.
5. C.C, FRP/Hqrs: Peshawar.
6. CBI, FRP/Hqrs: Peshawar.

A. M. Khan
Amir P

A. M. Khan

A. Hanon.



410

Annex Q

ORDER

The following ASI/PCs (SR List) are hereby Promoted as SI/PCs purely on temporary basis for a period of 2 years as provided in Standing Order No. 3 with immediate effect.

S.No.	Name & Rank.
1.	ASI/PC Mohammad Hassan FRP/Hqrs:.
2.	" Tayyab Jan "
3.	" Fazal Wazeed "
4.	" Habib-ur-Rehman "
5.	" Hujji Akbar "

o/c

(SYED IMTIAZ ALTAH)
DEPUTY COMMANDANT
FOR COMM. DEPT FRP HQRS PESHAWAR

No. 3735-39/103, dated, Peshawar, the 22/7/103.

Copy forwarded for information & action to the

1. Suptt: of Police, FRP Hazara Road, A. Abud.
2. DSP FRP Hqrs: Peshawar.
3. O.S./Actt:/OSI FRP Hqrs: Peshawar.

[Handwritten signature]

of add...
vid... 3-11/103

Sir,

47 A.S.

DSP/Admn: FRP Hqs: Peshawar has forwarded an application in r/o SI Tayyab Jan of FRP/Hqs: for regularization of his promotion order as Offg: SI instead of SI/PC with effect from 22.7.03 vide F/PUC.

His Service particulars are as under:-

- 1. D/o enlistment 1.7.89.
- 2. Education FA.
- 3. D/o promotion as HC 25.10.92.
- 4. D/o promotion list 'D' 10.4.99.
- 5. D/o promotion as Offg:ASI 26.7.2000
- 6. D/o promotion as SI/PC 22.7.03.

According to Police Rules 13.18 literate official who have qualified lower/Intermediate school course be given promotion as Offg: HCs/ASIs/SIs while the above named official has been given promotion as SI/PC with effect from 22.7.2003 which is against the rules & required to be regularized according to Police Rules.

Submitted for order please,

[Signature]
E.C.

30-6-2003

O.S.

[Signature]

The Can for Regularization of literate staff of D-List HCs has been referred to CPO for proper approval. If approved, he will be given promotion as offg: SI w.e. effect & on receipt of order from W/PRO his promotion will be regularized. Submitted for order, please.

*med
1/17*

[Signature]

[Signature]
05
1/7

42A

(68)

O R D E R

Offg: A. D. ... Jan is hereby promoted as Offg: SI (BPS-14) according to Office Rules 13.16 with immediate effect. However his promotion as Offg: SI will be decided from 22.7.2003 after finalization of combined case of FUP official by FPO/NRPP in power.

OK
COMMANDANT
INDUSTRIAL RESERVE POLICE
NRPD PESHAWAR.

No. 4090-92/AC dated Peshawar, the 4.7.03.

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

1. DEPT. P.P. ...
2. CG ...
3. ...

Handwritten signature/initials

43 - 1/2
C

FROM:

The Provincial Police Officer,
N.W.F.P., PESHAWAR.
The Commandant,
F.R.P., NWFP., Peshawar.

TO:

No. 2536

/E-II, Dated Peshawar, the 16/2/2007.

SUBJECT:-

REGULARIZATION OF PROMOTION ORDERS
OF FRP LITERATE OFFICIALS.

MEMO.

dated 1-7-2006.

Please refer to your Memo.No.4048/EG,

The suggestion regarding promotion order of FRP literate official received with your memo. under reference has been put up to the D.P.O. The D.P.C. thoroughly discussed the issue and opined that as the Police rules chapter 13 is in detail and very clear that no Constable/Head Constable be admitted in List-D who is not thoroughly efficient in all branches of the duties of the Constable and Head Constable of established integrity. The FRP is also transit force and the officials are being transferred after 5 years service to their domicile District. Therefore, the quota of the lower college course, intermediate college course and upper college course may be withdrawn. However, since there are some districts i.e. Charsadda, Marjan and Mannu etc, where the number of Constables are out number of the districts, in those cases the Commandant FRP will issue guide line and circulate to the DPC for approval.

662
Date 16/2/07
P.F. Peshawar

LIQAT KHAN
AIG/Depy
for Provincial Police Officer

Ec
For
16/2

ATTESTED

Ali

EXHIBITION CONTROLLED

RECEIVED

BETTER COPY

FROM: The Provincial Police Officer, N.W.F.P, Peshawar.

TO, The commandant
FRP, NWFP, Peshawar.

No. 2586 /E-11, Dated Peshawar, the 16/2/2007.

Subject: **REGULARIZATION OF PROMOTION ORDERS OF FRP LITERATE OFFICIALS.**

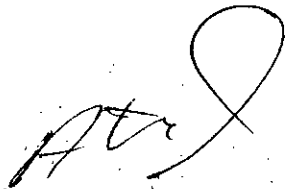
MEMO. Please refer to your Memo. No. 4048 / EC, dated 01/07/2006.

The suggestion regarding promotion order of FRP literate official received with your D.P.C thoroughly discussed the issue and opined that as the police rules chapter 13 is in detail and very clear that no Constable/Head Constable be admitted in list-D who is not thoroughly efficient in all branches of the duties of the Constable and Head Constable of established integrity. The FRP is also transit force and the officials are being transferred after 5 years' service to their domicile district. Therefore, the quota of the lower college course, intermediated college course and upper college course may be withdrawn. However, since there are some districts i.e. Charsadda, Mardan and Bannu etc, where the number of Constables are out number of the district, in those cases the commandant FRP will issue guide line and circulate to the DPC for approval.

(LIAQAT ALI KHAN)

AIG/LEGAL

for Provincial Police Officer



MS Aza U²

BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

WRIT PETITION NO. 1615 /07.

- 1- Ali Hassan, Sub Inspector, ✓✓
- 2- Zeenat Hussain, Sub Inspewctor. ✓
- 3- Mohammad Hassan, Dub Inspector.
- 4- Tayyab Jan, Sub Inspector, ✓
- 5- Sajjad haider, Sub Inspector,
- 6- Habibur Rehman, Sub Inspector,
- 7- Aurangzeb, Sub Inspector,
- 8- Haji Akbar, Sub Inspector,
- 9- Mohammad Imtiaz, Sub Inspector,
- 10- Mohammad Zaman, Sub Inspector,
- 11- Sajjad Hussain, Sub Inspector,
- 12- Riaz Sub Inspector,

Frontier Reserve Police HQRs, Peshawar.....Petitioners.


VERSUS

- 1- The Provincial Police Officer, NWFP, Peshawar.
- 2- The Addl: Inspector General of Police, HQRs, NWFP, Peshawar.
- 3- The Commandant, Frontier Reserve Police, NWFP, Peshawar.

.....Respondents.

Aza U²

46



**WRIT PETITION UNDER ARTICLE 199 OF
THE CONSTITUTION OF PAKISTAN 1973 AS
AMENDED UPTO DATE.**

R.SHEWETH.

Brief facts giving rise to present petition are as under:

- 1- That the petitioners were appointed on various dates as mentioned against their names in the list which is attached as **Annexure - A.**
- 2- That the Govt: of NWFP had established a force namely Frontier Armed Reserve in the year 1986. Later on in the year 1988 Additional Police, PAF Contingent, Special Police, lavies etc were merged in Frontier Armed Reserved vide Govt: of NWFP, Homes and T.A Deptt: Notification dated. 16.1.1988. In the said Notification, it was decided that the new setup will have the same duties and responsibilities as of regular police and will be governed by Police Rules applicable to their counter part in the regular police. Copy of the Notification is attached as **Annexure - B.**
- 3- That on 27.2.1991 the then I.G.P issued a circular order where in the Frontier Armed Reserved was renamed as Frontier Reserve Police (FRP). Copy of circular order is attached as **Annexure - C.**
- 4- That on 25.6.2003, the Finance Deptt: issued a circular for declaring the FRP as permanent budgetary staff. Meaning there by all vacancies of FRP becomes permanent. Copy of the letter is attached as **Annexure - D.**
- 5- That under section 8 of Police Order 2002, FRP has been declared as functional branch of police force. Copy of the section is attached as **Annexure - E.**
- 6- That it is also worth mentioning here that when a constable is enlisted in the police force ad qualifies recruit course he is to be placed in list A and after three year that constable is placed in List -B and also selected for lower course training. After completing lower course that constable is to be brought on List - C-1 of Head constable. The candidates of List- C-1 after completing Intermediate course are enlisted in List -D of Head constable. Such Head Constables of List-D are promoted as officiating Asstt: Sub Inspector. After confirmation as ASI the police official is enlisted in List-E and promoted as Officiating Sub: Inspector. After confirmation as S.I the official is enlisted

aim hms



-47

in List-F and becomes eligible for the rank of Inspector. All this procedure is clearly mentioned in Police Rules 1934, Chapter 13.

- 7- That previously all the eligible police officials were sent to such training necessary for each rank from all wings of Police Force. Recently when some other head constable who are in FRP submitted applications for selection of requisite training of intermediate course, a DPC meeting was convened on their applications. Copies of applications are attached as **Annexure-F-1 to F-6**.
- 8- That the DPC considered the applications of the petitioners and also called comments from Commandant FRP. The Commandant favoured the petitioners in his comments while the DPC decided that the training facility from the petitioners, belonging to FRP, has been withdrawn being a transit force, however, the FRP personnel already selected for trainings will complete their training. Copy of the DPC minutes and Commandant FRP comments are attached as **Annexure - G & H**.
- 9- That the said decision of DPC regarding withdrawal of quota of training for FRP has also been endorsed to Commandant FRP by the PPO, NWFP, vide letter dated. 16.2.2007 and 22.5.2007. Copies of the letters are attached as **Annexure - I & J**.
- 10- That since the FRP is a permanent force and is a active functional branch of Police Force, but the petitioners have been deprived from the training courses and their proper seniority list on permanent basis are not maintained by FRP, on which their future promotion is depending, therefore, the petitioners have no other remedy but to file this writ petition against the unconstitutional and discriminative decision of DPC in this august Court on the following grounds amongst others inter alia.

GROUNDS:

- A- That the FRP is the full functional branch of Police force as declared in Police order 2002, having same duties and responsibilities as of regular police force and police rules are applicable to FRP as mentioned in Homes & T.A Deptt: Notification of 1988(Annex-A), the Finance Deptt: also declared the FRP as a permanent budgetary force in the year 2002-2003., therefore, the decision of the DPC and subsequent

Ann
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Atti

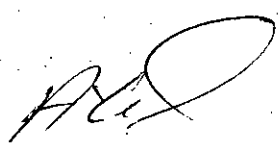
48

orders of withdrawal of training facilities are against law, rules and norms of justice.

- B- That the impugned decision of DPC and subsequent orders of withdrawal of training courses for FRP unit amounts to classification/grouping in violation of the principles laid down by the august Supreme Court of Pakistan in its judgment reported as **1993 PLD (SC)-341**.
- C- That classification/grouping by the DPC is unconstitutional and against the fundamental rights of the petitioners and is violation of Article- 2-A, 4 and 25 of the Constitution.
- D- That the petitioners are discriminated because all the facilities of training and promotion are available to other units of Police Force but the same benefits are withdrawn from FRP in which the petitioners are working since long.
- E- That all lists from A to E are maintained in other units but the said lists are not maintained in FRP due to which the petitioners are being deprived from the training courses and promotions chances.
- F- That FRP is the full functional permanent branch of Police Force. More over their duties and responsibilities are same as of regular police and Police Rules are also applicable to FRP, therefore, it is the legal right of the petitioners to be dealt in a manner as the regular police is being dealt.
- G- That the vacancies in FRP have been given the status of permanent nature by the Finance Deptt: in the year 2003 therefore the petitioners are become entitled to be confirmed in the FRP on the vacancies occupied by them.
- H- That the future of the petitioners will be affected due to such arbitrary decision of DPC and orders of the PPO, NWFP. Because the petitioners are the permanent employees of FRP and have lien in the FRP.
- I- That the petitioners seek permission to advance other grounds and proofs at the time of hearing.

It is therefore most humbly prayed that the decision of DPC (*Annex-F*) and subsequent orders approving the decision of DPC and withdrawal of training courses for FRP may be declared as unconstitutional, against Article 2-A, 4 and 25 of the Constitution and ineffective upon the rights of the petitioner. The respondents may further please be directed to

Annex-F



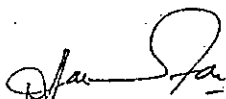
48

issue the confirmation orders of petitioners in FRP and to extend the training courses, maintain seniority lists as per Police Act 1934 and promotion facilities to the petitioners by treating them equal and at par with the other regular police force units. Any other remedy which this august Court deems fit that may also be awarded in favour of petitioner.

INTERIM RELIEF.

That august court may please to suspend the operation of DPC decision and orders dated. 16.2.2007, & 22.5.2007 till the disposal of main writ petition.

PETITIONERS
THROUGH:


M.ASIF YOUSAFZAI
ADVOCATE.

VERIFICATION.

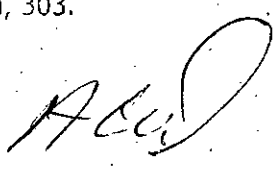
It is verified that no other similar writ petition between the same parties on the same issue has been filed earlier.


DEPONENT

LIST OF BOOKS.

- i- The Constitution of Pakistan 1973.
- ii- The Police Act 1934.
- iii- The Police Order 2002.
- iv- 1993 PLD (SC), 341.
- v- 2000 SCMR, 657.
- vi- 1995 SCMR, 284.
- vii- 2005 PLC (CS) 540.
- viii- 1992 SCMR 435.
- ix- 2005 PLC (CS), 303.

11



50 Arav

Copy of Order Grant No. 2551023/E Dated 15/11/2007
 from Provincial Police Officer (PP) 2007/000001/PP/11/27

ORDER

The following list of persons held in the name of ABIO Regions are hereby transferred and posted to their respective Regions as noted against their names in the light of decision of DPC held on 29.10.2007. Action of DPC is reproduced below:-

No.	Name of Official	To	D/c From	Remarks
1.	SI Aftab Khan	Kohat Region	20.09.1996	on Dep'tn. D/P
2.	Asst. Sub-Inspector Hussain	Kohat Region	20.10.1997	
3.	Muhammad Haseeb	Mardan Region	10.10.1998	
4.	Asst. Sub-Inspector Ayub Khan	CCP Peshawar	20.03.1999	
5.	Muhammad Iqbal	Mardan Region	20.03.1999	
6.	Asst. Sub-Inspector Habib ur Rehman	Hazara Region	13.03.1999	
7.	Asst. Sub-Inspector Ismail Khan	Malakand Region	13.9.1999	RIC Mardan
8.	Asst. Sub-Inspector Sajjad Haider	Hazara Region	20.04.2000	
9.	Asst. Sub-Inspector Akbar Ali	Malakand Region	20.04.2000	
10.	Asst. Sub-Inspector Aurangzeb	Hazara Region	21.04.2000	
11.	Muhammad Iqbal	Mardan Region	20.04.2000	
12.	Muhammad Iqbal	Hazara Region	20.04.2000	
13.	JIC Liaqat Khan	Hazara Region	20.09.2000	
14.	SI Zafar Haider	DI Khan Region	20.09.2000	N/Away
15.	Asst. Sub-Inspector Riaz Khan	CCP Peshawar	20.09.2000	
16.	Asst. Sub-Inspector Sajjad Hussain	MKD Region	20.09.2000	
17.	Muhammad Raza	Kohat Region	20.09.2000	
18.	Muhammad Riaz	Kohat Region	20.09.2000	
19.	Asst. Sub-Inspector Azhar Khan	Hazara Region	20.09.2000	
20.	Muhammad Zaman	MKD Region	20.09.2000	
21.	Asst. Sub-Inspector Syed Farid Shah	CCP Peshawar	20.09.2000	
22.	Asst. Sub-Inspector Muslim Shah	MKD Region	20.09.2000	
23.	Asst. Sub-Inspector Karam Ishaq	CCP Peshawar	20.09.2000	
24.	Asst. Sub-Inspector Iqbal	CCP Peshawar	20.09.2000	
25.	Asst. Sub-Inspector Muhammad Haqem	CCP Peshawar	20.09.2000	
26.	Asst. Sub-Inspector Chan Wee	CCP Peshawar	20.09.2000	N/Away
27.	Asst. Sub-Inspector Zulvi Shah	Hazara Region	20.09.2000	
28.	Asst. Sub-Inspector Abdullah	Malakand Region	20.09.2000	
29.	Asst. Sub-Inspector Ahmad	Mardan Region	20.09.2000	
30.	Asst. Sub-Inspector Rakeem Khan	Hazara Region	20.09.2000	
31.	Asst. Sub-Inspector Muhammad Aamir Khan	Bannu Region	20.05.2001	
32.	Asst. Sub-Inspector Aftab Ahmad	CCP Peshawar	20.09.2001	
33.	Asst. Sub-Inspector Syed Sajjad Hussain	Kohat Region	20.09.2001	N/Away
34.	Asst. Sub-Inspector Noor Islam	Kohat Region	20.09.2001	
35.	Asst. Sub-Inspector Manzoor Ahmad	DI Khan Region	20.09.2001	RIC Mardan
		Mardan Region	20.09.2001	

(Signature)

(7/2)

- 36. ASI Muhammad Jamil Hazara
- 37. ASI Muhammad Garwar Hazara
- 38. ASI Abdul Hakim Mardan Region
- 39. ASI Muhammad Hanif Hazara Region
- 40. ASI Zafar Iqbal Kohat Region
- 41. ASI Muhammad Shaheen Shah CCP Peshawar
- 42. ASI Muhamme-6 Farid Kohat Region 20.09.2007
- 43. ASI Qurban Khan MKD: Region 20.03.2007
- 44. ASI Imdad Ullah Mardan Region 20.03.2007
- 45. ASI Maqbool Jehan MKD: Region 20.03.2007 TFC:
- 46. ASI Irshad Ali Mardan Region 20.03.2007
- 47. IHC Muhammad Azem Kohat Region 20.09.2007
- 48. IHC Kifayat Ullah Mardan Region 20.09.2007 TFC:
- 49. IHC Zeizullah CCP Peshawar 20.09.2007 TFC:
- 50. IHC Abdur Rouf CCP Peshawar 20.09.2007
- 51. IHC Saeed Ullah Mardan Region 20.09.2007
- 52. IHC Malook Shah Mardan Region 20.09.2007
- 53. IHC Sangeen Khan Mardan Region 20.09.2007
- 54. IHC Muhammad Saleem Mardan Region 20.09.2007 S/Brar
- 55. IHC Wali Khan MKD: Region 25.07.2007
- 56. IHC Ibrar Shah Hazara Region 25.07.2007
- 57. IHC Alamgir Mardan Region 25.07.2007
- 58. IHC Muhammad Iqbal Bannu Region 25.07.2007
- 59. IHC Abdul Wali Mardan Region 25.07.2007
- 60. IHC Jehanzeb Mardan Region 25.07.2007
- 61. IHC Riaz Mardan Region 25.07.2007 S/Brar
- 62. HC Anwar Ali (C-I) Mardan Region 20.09.2007
- 63. HC Muhammad Tariq (C-I) Mardan Region 20.10.2007
- 64. HC Wali Khan (C-I) CCP Peshawar 20.09.2007
- 65. HC Akber Hussain (C-I) Mardan Region 20.03.2007
- 66. HC Ghafoor Shah (C-I) MKD: Region 20.10.2007
- 67. HC Zakir Khan (C-I) Mardan Region 20.09.2007
- 68. HC Zahid (C-I) CCP Peshawar 20.09.2007
- 69. HC Ghezanfar Rafiq (C-I) Kohat Region 20.09.2007
- 70. HC Hakim Ullah (C-I) Peshawar Region 20.09.2007
- 71. HC Jan Muhammad (C-I) Mardan Region 20.09.2007
- 72. IHC Saad Badshah MKD: Region 20.09.2007

(Cont.)

BETTER COPY

Copy of order Endt: No.25317-23/E-II dated 14.11.2007 released from Provincial Police Officer NWFP, To Commandant FRP NWFP,

ORDER

The following literate Head Constables/ASIs, of FRP NWFP, are hereby transferred and posted to their respective Regions as noted against their named in the light of decision of DPC held on 29.10.2007. Decision of DPC is reproduced below:-

<u>S/NO.</u>	<u>Name of Official</u>	<u>To</u>	<u>D/o From List "D"</u>	<u>Remarks</u>
1.	SI Ali Hasnain		Kohat Region	20.09.1996 On Depttn: to FRP
2.	SI Seenat Hussain		Khoat Region	20.10.1997 do
3.	SI Muhammad Hassan		Mardan Regian	10.10.1998 do
4.	SI Tayyab Jan		CCP Peshawar	20.03.1999 do
72.	HC Said Badshah		Malakand Region	20.09.2006 S/Branch

The case regarding promotion of FRP personnel has been examined by the DPC held on 29.10.2007 at CPO Peshawar recommended that all the above head constable and ASIs of FRP may be transferred to their domiciles district to settle issue once for all. The commandant FRP officer will provide the names to DPC for further necessary action, However, Their name will be place in List C-1 & D in which they passed the lower intermediate Classes Course.

Sd/-

(KHURSHID ALAM KHAN)

Addl: IGP HQrs,
for Provincial Police Officer,
NWFP, Peshawar.

OFFICE OF THE COMMANDANT FRP NWFP, PESHAWAR.

No. 5709-25/EC, Dated Peshawar the, 15 /11/2007.

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

1. Inspector General of Police National Highway & Motorway Police, Islamabad.
2. Inspector General of Police, Islamabad.
3. Director IB Islamabad.
4. Dy: Inspector General of Police Traffic, NWFP.
5. Asstt: Inspector General of Police Traffic, NWFP.
6. Principal RTC Mardan and Mansehra
7. Dy: Commandant FRP, NWFP, Peshawar.
8. All SsP FRP Range in NWFP.
9. RI, Account, SRC, FMC FRP HQrs, Peshawar.

**FOR PUBLICATION IN THE NWFP POLICE GAZETTE PART-II
ORDERS BY THE CAPITAL CITY POLICE OFFICER PESHAWAR**

NOTIFICATION

Dated Peshawar the 25/4 /2008

No. 10953 /EC-I Promotion to the rank of offg: ASI, confirmation in the rank of ASI, promotion list "E" & promotion the rank of offg: SI:- In the light of recommendations submitted by Departmental Promotion Committee held on 09.10.2008, in compliance with the order of W/PPO, NWFP, Peshawar vide his office endst: No. 25317-23/E-II dated 04.11.2007. The name of IHC Tayyab Jan No 2012 is hereby placed between the name of Gul Arif No 339 and Khalid Khan No-2572 with his "D" list Colleagues in CCP, Peshawar. He is given promotion to the rank of offg: ASI with effect from 25.05.2005, confirmation in the rank of ASI & promotion list "E" with effect from 05.04.2008 with his CCP colleagues Peshawar.

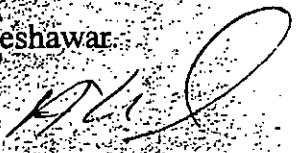
On confirmation as ASI he is allotted new CCP No. 567/P.

He is also promoted to the rank of offg: SI with effect from 21.04.2008 with his colleagues in CCP, Peshawar.


**CAPITAL CITY POLICE OFFICER,
PESHAWAR.**

No 10954-63 /EC-I.

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

1. Provincial Police Officer, NWFP, Peshawar w/r to his office endst No-25317-23/E-II, dated 04.11.2007.
 2. Additional Inspector General of Police Investigation NWFP, Peshawar with 2 spare of copy for publication in the NWFP Police Gazette Part-II.
 3. Commandant FRP/ NWFP, Peshawar.
 4. SSSP/Operation, Investigation/Traffic, Peshawar.
 5. DSP/Legal, Peshawar.
 6. EC-II, Branch CCP, Peshawar.
 7. Pay Officer, CCP, Peshawar.
 8. Asstt. Secret CCP, Peshawar.
- 

SS- And X

JUDGMENT SHEET
IN THE PESHAWAR HIGH COURT PESHAWAR
JUDICIAL DEPARTMENT



JUDGMENT

..WP No 1615-07 of.2007.
Date of hearing 20.3.2008.
Ali Hassan petitioner No.1 and Tayyeb Jan petitioner No.4
are present in person.
Mr.Muhammad Saeed Khan, Addl. A.G. alongwith Mr.Saadat Mehdi,
DSP for the respondents.

MUHAMMAD RAZA KHAN, C. J.- This order shall also be
deemed to be an order in the connected Writ Petitions No.1616 and
1617 of 2007 as the identical questions are involved in all these cases.
Through these Constitutional Petitions the petitioners have challenged
the letter dated 16.2.2007, whereby the suggestion relating to the
promotion order of Frontier Reserve Police (FRP) literate officials,
moved by the Commandant FRP, was considered by the DPC and it
was held that under Chapter 13 of the Police Rules no constable/head
constable can be admitted to list 'D' unless he is thoroughly efficient in
all the branches of duties of the Constable/Head Constable. The
reasons advanced in the impugned letter for declining the proposal, was
that FRP is a transit force and the officials are transferred to their
Districts of domicile after five years.

In the comments the respondents No.1, 2 and 3 have
admitted that some of the employees of FRP were erroneously
promoted and when the matter came to the notice of the concerned
authorities they placed it before the DPC where the said order was

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passed which is in accordance with the police rules applicable to the police establishment.

3. The petitioners contend that they had been appointed in the reserve police and they had been serving for a period ranging between 15 to 20 years and that their colleagues have been upgraded and promoted to senior positions, but the refusal to place them in 'D' list and to promote them, shall adversely affect their service interest amounting to discrimination. It was claimed that their colleagues in FRP have been given accelerated promotion and most of them are presently working as ASIs and SIs despite the fact that they were recruited alongwith the petitioners.

4. We feel that apparently the FRP is now a regular establishment and no more a transit force and there is no proof that the personnel working therein was temporarily posted for five years, therefore, the discriminatory treatment, meted out to them, is violative of the fundamental rights, particularly when, they will be placed at an extra-ordinary junior position if transferred to the Districts and enlisted there on the basis of their length of service and experience in all branches of police force. In any case, since the petitioners have not been transferred out of the Frontier Reserve Police within the prescribed period of five years, as stated in the impugned order, therefore, a mistake on the part of the concerned authorities cannot put the petitioners in an adverse situation and they cannot be penalized for the fault of the others. Moreover the decision to rectify a wrong practice shall definitely operate prospectively and it cannot be applied to the

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High Court

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petitioners retrospectively who had been recruited in FRP and had been continuously serving the department for over fifteen years.

We, therefore, direct that the case of the regularization, promotions and opportunities for enlistment in the intermediate course etc., shall be re-examined at a higher level under the supervision of the Provincial Police Officer and the decision dated 16.2.2007 may be re-considered by the concerned DPC so that nobody should be discriminatively deprived of his legal rights and that no decision be made operative retrospectively damaging the members of the discipline force who have to perform extra-ordinary duties and who deserve to be adequately compensated and encouraged. The re-consideration process be finalized within a period of two months and the result thereof be communicated to the petitioners and a report may be forwarded to the Registrar of this Court. With these observations these petitions are

disposed of. *M. Muhammad Raza et al*
Sd. Farooq Raza

Announced:
Dated 20.3.2008.

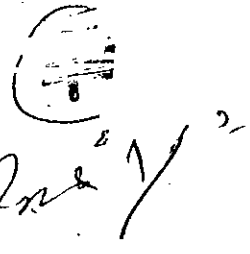
Ali
[Signature]
CERTIFIED TO BE TRUE COPY
Examiner
Peshawar High Court Peshawar
authorized Under Section 79

5409
Date of Presentation of Application *20/3/08*
No of Pages *1*
Copying Fee *0*
Special Fee *0*
No of Preparation Copy *3*
Delivery of Copy *20/3/08*
Attestation placed

S.R. 14⁰⁵/₂₀₀₈

**MINUTES OF DEPARTMENTAL SELECTION COMMITTEE HELD ON 14.05.2008
IN THE CONFERENCE ROOM OF CPO PESHAWAR.**

A meeting of Departmental Selection Committee was held on 14.05.2008 at CPO Conference



Room: The following officers attended the meeting.

- | | | |
|---|---|----------|
| 1 | Mr. Khurshid Alam Khan
Addl: Inspector General of Police,
HQs, NWFP, Peshawar. | CHAIRMAN |
| | Mr. Fiaz Ahmad Khan,
Addl: IGP/Investigation NWFP,
Peshawar. | Member |
| 3 | Mr. Faqir Hussain,
Deputy Inspector General of Police,
Investigation Peshawar. | Member |
| 4 | Mr. Abdul Wadood Shah
Commandant PTC,
Hangu | Member |
| 5 | Mr. Attaullah Wazir
Capital City Police Officer,
Peshawar. | Member |
| 6 | Mr. Amir Hamza Malisud
Deputy Inspector General of Police,
Special Branch NWFP, Peshawar. | Member |

The following miscellaneous cases were discussed in the DPC meeting and recommendation made again: each case:

Seniority case of
Inspector's now DSsP
Khurshid Ahmad &
Sarfraz Tareen of
Hazara Region

Vide No. 19615-A/GB dated 18.12.2007 DPO Manshara has submitted representation for restoration of correct seniority in the seniority list over which the W/PPO NWFP Peshawar directed AIG/Legal CPO, Peshawar to please examine and offer comments and made the remarks that if seniority has been restored to other officer who were not recommended initially, while the petitioner has been left and not given seniority. Is it not discrimination? AIG/Legal submitted the following note:-

"Relevant record in the light of points raised by petitioner Muhammad Khurshid, DSP/SDPO Oghi, District Manshara, was checked. It revealed that Petitioner alongwith 11 other colleagues was appointed as ASI during the year 1975. According to seniority list of SIs of Hazara Region as it stood on 31.12.92 issued vide DIG/Hazara notification No. 5358/E, dated 29.06.93, the name of Petitioner Muhammad Khurshid exits at Serial No: 19 above the name of all his colleagues mentioned in the representation.

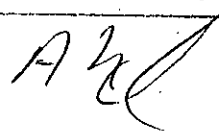
During the year 1984 recommendation in respect of suitable officers for admission to list "F" were asked by the CPO vide signal No. 1055-60, dated 21.01.84. At that time the Petitioner was serving in District Manshara. Out of 12 SIs only one SI Naseem Afzal of District Abbottabad was recommended for promotion list "F" by the DIG/Hazara vide letter No. 8684/E dated 08.07.84 on the basis of recommendations received from the District concerned.

The case of Naseem Afzal was discussed in the meeting of DPC and he was brought on promotion list "F" vide Notification No. 23685, dated 30.12.1984

On the recommendation Roll i.e. Form 13.15 of Khurshid Khan which is on his record, the DIG/Hazara has mentioned that due to adverse remarks in his ACR for the year 1984 he is not recommended for list "F" and he was also kept under observation for a period of 6 months.

Petitioner Khurshid Ahmad Inspector submitted numerous applications, which were considered and rejected. Besides discussion of his case in DPC meeting on 23.02.2000, his case was again discussed in the DPC on 16.3.2002 but was referred to the DIG/Hazara for comments. On receipt of comments, the case was again placed before the DPC in its meeting held on 12.5.2004 but his claim was rejected on the grounds that he was not recommended by DIG/Hazara in the year 1984. This decision of the DPC was conveyed to the petitioner vide letter No.





Seniority case of
Inspector Murad Ali of
Mardan Region

The DIG/Mardan Region-I, vide his Memo No. 5797/ES dated: 10.10.2007 has submitted an application requesting for granting seniority into promotion list "F"

From Para -1 to 5 the applicant has given his particulars, while in Para 6 of his application he stated that his colleagues Abdul Qayum has jumped in the seniority list and has been placed at S/No. 52, while the applicant has been placed at S/No. 102 of the seniority list of Inspector issued by CPO vide No. 2406/E-II dated: 14.02.2007.

The Service particulars of Inspector Abdul Qayum and representationist are as under:-

S/No	Name	Date of Appointment	Date of Conf: as SI	Date of Adm. to list "F"	Date of Prom: as Offg: Inspector	Date of Conf: as Inspector
1.	Insp: Abdul Qayum	10.04.77	22.07.90	03.11.96	24.05.99	16.07.2005
2.	Inspector Murad Ali	14.12.73	01.11.95	19.09.97	23.06.2001	16.07.2005

An office note was put up to high ups, whereupon Addl: IGP/HQRs NWFP Peshawar ordered to refer it to the DSC.

DSC thoroughly examined and found the claim of petitioner unjustified.

Seniority case of
Inspector Legal Altaf
Hussain of DIKhan
Region

Commandant PTC Hangu submitted representation of Inspector Legal Altaf Hussain requesting for correction of his seniority into promotion list "F" after the name of Inspector Legal Hidayat Shah at S.No. 21 of seniority issued vide No. 649-61/E-II dated: 10.01.2008.

The case was put up to high ups upon which Addl: IGP/HQRs ordered to refer it to DSC.

The DSC examined and found that in this connection a case is subjudice in the Supreme Court therefore it may be kept pending till the decision of court.

Confirmation case of
Inspector Aamir
Shahzad of
CCP Peshawar

Inspector Aamir Shahzad of CCP/Peshawar has submitted an application stating that due to his illness he was on Ex-Pakistan Leave. For confirmation as Inspector 2 years probation period is required. He has completed 22 months period lacking just 2 months in the period.

He requested to consider his case in DPC and he may be confirmed as Inspector.

An office note was put up to high ups and the worthy Addl: IGP/HQRs NWFP ordered it to be examined by the DSC.

DSC examined his case and recommends his name for confirmation as Offg: Inspector with his colleagues.

Seniority case of
Inspector Hidayatullah
of DIKhan Region

DIG/Bannu has submitted representation of Inspector Hidayatullah No. D/S of Bannu Region for assignment of revised seniority into promotion list "F" over which comments were asked from DIG/DI Khan which received and put up to the high ups. Upon which Addl: IGP/HQRs ordered to keep pending the case till the decision of appeal subjudice in the Service Tribunal.

Now vide No. 9951-52/E-I dated: 24.04.2008 a copy of judgment of Service Tribunal NWFP received wherein the respondent Deptt: is directed to decide the departmental appeal of the appellant within one month.

An office note was put up to high ups and the worthy Addl: IGP/HQRs NWFP ordered to be examined by the DSC.

DSC thoroughly examined his case and found no plausible grounds for assignment of revised seniority into promotion list "F".

Case for promotion of
FRP Personnel

The Govt. of NWFP, had established a force namely Frontier Armed Reserve during the year 1986. On 16.01.1988, Additional Police, Temporary Staff, PAF Contingents, Striking force and Mounted Police were absorbed in frontier Armed Reserve vide Govt. of NWFP, Home and TAs Department Notification No. SO(Police-I)HD/8-10/146-149 dated 16.01.1988 and decided that the duties and responsibilities of new set-up will be the same as those of REGULAR POLICE, elsewhere and its services are governed by the Police rules 1934, or any other Rules applicable to their counterpart in the Regular Police. Therefore promotion from one rank to another and from one grade to an other shall be in accordance with Chapter 13 of Police Rules.

AGP

Later on in 1991, the name of the force FAR was converted i Frontier Reserve Police. In the year 1994 a Standing Order No. 3 was framed by Police Chief for the promotion of illiterate constable of FRP, to HC, ASI/PC ; SI/PC. The same Standing Order was revised during the year 1999, where in its f para it was highlighted that list A,B,C,D and E Shall be kept in the office Commandant, FRP NWFP, for the purpose of the promotion of literate subordinate

Due to some misunderstanding authority issued promotion orders literate subordinates as ASI/PC and SI/PC on temporary basis. Many of them w given promotion from the rank of Head Constable (BPS-7) to SI/PC(BPS-14) for period of two years, which is against the Police Rules, Standing Order No-3/19 3/1999, 1/2006 and instructions issued by the Govt. of NWFP, Home Department.

Frontier Reserve Police was temporary force up to 30.06.21 therefore no confirmation against any rank was made previously. On 01.07.2003 temporary posts of FRP were converted into permanent status by the Provincial G Therefore promotion orders of literate officials are required to be regularized as Police Rules from their due dates.

The case was put up to the DPC. The DPC thoroughly discussed issue and opined that as the police rules chapter 13 is in detail and very clear that constable / head constable be admitted to list D who is not thoroughly efficient in branches of the duties of the constable and head constable of established integ The FRP is also transit force and the officials are being transferred after 5 yr service to their domicile District. Therefore, the quota of the lower college cou intermediate college course and upper college course may be withdrawn. Howe since there are some districts i.e. Charsadda, Mardan and Bannu etc, where number of constables are out number of the districts and in those cases the Comr FRP will issue guide line and circulate to the DPC for approval.

Number of officials/officers of FRP challenged this decision of DPC. Now the Commandant FRP reported that Constables were enlisted in FRP i the year 2003, who were given promotion after fulfilling the required condition promotion as per Police Rules, as they were serving in FRP with their lien an order to implement decision of the DPC dated: 14.12.2006, they will be depri from their legal rights, leading to the litigation. The Commandant I requested for reconsideration of the case by the DPC.

An office note was submitted to the high ups for orders, which marked to DPC to examine the case and make recommendation (s).

The DPC examined the case very thoroughly and recommended the previous decision of DPC shall stand however, a committee may be constitute the following officers to examine the case in the light of representation received recommendation made by Commandant FRP and submit detail report with spe recommendation for consideration in the next meeting of the DPC.

- | | |
|--|----------|
| 1. Mr. Faqir Hussain, DIG/Enquiries & Inspections-CPO. | Chairman |
| 2. Mr. Fasih ud Din, Deputy Commandant FRP NWFP | Member |
| 3. Mr. Liaqat Ali Khan, AIG/Legal CPO | Member |
| 4. Mr. Abdul Malik Khan, Registrar CPO | Member |

The above mentioned committee's meeting was held on 18.08.2007 at Peshavar and its recommendations are reproduced below:-

"At the out set, Liaqat Ali Khan, AIG/Legal informed the participant tha issue of promotion of FRP personnel has already been considered in DPC mee held on 14.12.2006. As per decision of the DPC meeting, all literate subordinate FRP will be transferred to their domicile districts. He further added that duties in FRP does not fulfill the requirement of promotion as per police Rules, so quot various courses allowed to FRP, was withdrawn on the recommendation of DPC.

Abdul Malik Khan, Registrar, CPO endorsed the views of AIG/Legal stated that all literate officials of FRP may be transferred to their respective dis as per decision taken in the DPC. He further added that FRP is a transit f therefore, their promotion can not be regularized as per police Rules.

Faqir Hussain, Commandant FRP, Chairman of the committee told meeting that FRP has been given permanent status in 2003. However, the C agreed with the views of both the members. But he further added that on transfe respective districts, no one is deprived from his due right/seniority.

After detailed discussions, the committee reached at the conclusion tha

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literate Head Constables and ASIs of FRP may be transferred to their domic districts, to settle the issue once for all. The Commandant, FRP office will provide names to CPO for further necessary action. However their names will be placed in D on the merit of the year in which he passed the Intermediate Class Course.

All the literate HCs, ASIs were duly transferred to their respective domic Districts.

Aggrieved to this Ali Hassan etc filed a writ petition before the Honourable High Court Peshawar. The honourable Peshawar High Court Peshawar wd disposing of the writ petition passed the following order on 20.03.2008

"We feel that apparently the FRP is now a regular establishment and more a transit force and there is no proof that the personnel working there were temporarily posted for five years, therefore, the discriminatory treatment meted out to them, is violative of the fundamental rights, particularly when, they will be placed at an extra-ordinary junior position if transferred to the District and enlisted there on the basis of their length of service and experience in branches of police force. In any case, since the petitioners have not been transferred out of the Frontier Reserve Police within the prescribed period five years, as stated in the impugned order, therefore, a mistake on the part of the concerned authorities cannot put the petitioners in an adverse situation and they cannot be penalized for the fault of the other. Moreover the decision to rectify a wrong practice shall definitely operate prospectively and it cannot be applied to the petitioners retrospective who had been recruited in FRP and had been continuously serving the department for over fifteen years.

We, therefore, direct that the case of the regularization promotions and opportunities for enlistment in the intermediate court etc, shall be re-examined at a higher level under the supervision of the Provincial Police Officer and the decision dated 16.02.2007 may be reconsidered by the concerned DPC so that nobody should be discriminatorily deprived of his legal rights and that no decision be made operative retrospectively damaging the members of the discipline for who have to perform extra-ordinary duties and who deserve to be adequately compensated and encouraged. The re-consideration process be finalized within a period of two months and the result thereof be communicated to the petitioners and a report may be forwarded to the Registrar of this Court. With these observations these petitioners are disposed of."

The case was examined by the DSC in its meeting held on 14.05.2008 and was decided to constitute a Committee comprising DIG/Investigation, AIG/Log CPO & Registrar CPO to examine the case and submit detail report to next DSC meeting.

Inspector Riaz Ahmad of Special Branch (CM Squad) has submitted application for assignment of seniority into promotion list "F" on the analogy Court order passed in case of Inspector/DSP Shafiullah and others of Malakand Region. The CPO Peshawar vide No. 5327/IS-II dated: 14.03.2007 had intimated the case of Haji Bahadur Khan and 6 others against Shafiullah and his colleagues was subjudice in Service Tribunal Peshawar and directed to wait till the decision of the court.

According to the representationist now the case of Haji Bahadur Khan and others has been decided, in favour of Shafiullah Khan Inspector/DSP and his colleagues. He requested that he alongwith his colleagues may be assigned seniority on the same analogy in light of Court decision (Service Tribunal NWFP) date 12.03.2005 i.e. confirmation as ASI from the date of their appointment, because 1984 and 1992 direct appointed ASI have shown senior to them.

An office note was put up and the case was ordered to be placed before the DSC.

DSC examined the case in detail and decided that he should get remedy from the court.

Seniority case of
Inspector Riaz Ahmad
of Malakand Region

Promotion of Inspector
/FSL to the rank of
DSP/FSL.

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Mr. Inamullah Khan, Inspector (FSL) is a senior most Inspector of FSL (Chemical Section) as per seniority list. He is required to be promoted as DSP/FSL in place of Mr. Ahmad Mustafa, DSP/FSL who was compulsorily retired at departmental proceeding against him.

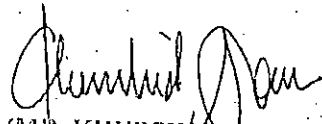
Mr. Ahmad Mustafa, DSP/FSL, went in appeal to the Chief Secretary, NWFP which was rejected. He preferred appeal in NWFP Service Tribunal which was disposed of by directing the Department for de novo proceedings. At present the department went in appeal before the Supreme Court of Pakistan against the judgment of NWFP Service Tribunal which is sub-judice.

According to the seniority list following are the senior most Inspectors amongst whom one of the Inspector is required to be promoted for regular promotion as DSP/FSL or otherwise.

1. Mr. Inamullah, Inspector FSL.
2. Mr. Muhammad Zeb, Inspector FSL.

The DPC is requested to examine the case of promotion of one of the Inspectors to the rank of DSP/FSL (Chemical Section) BS-17.

DSC examined the case and recommends the name of senior most Inspector Mr. Inamullah for promotion as DSP/FSL (BPS-17) on acting charge basis till the decision of case in the apex court. If the decision came in favour of Ahmad Mustafa DSP, then he will have to be reverted.



(MR. KHURSHID ALAM KHAN)
CHAIRMAN

Add: Inspector General of Police,
HQs, NWFP, Peshawar.



(MR. QIR HUSSAIN)
MEMBER

Deputy Inspector General of Police,
Investigation NWFP, Peshawar.



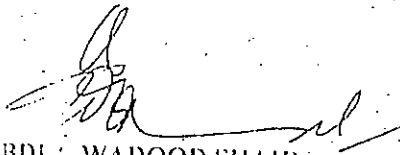
(FIAZ AHMAD KHAN)
MEMBER

Add: Inspector General of Police,
Investigation NWFP, Peshawar.



(ATTAULLAH WAZIR)
MEMBER

Capital City Police Officer,
Peshawar.



(ABDUL WADOOD SHAI)
MEMBER

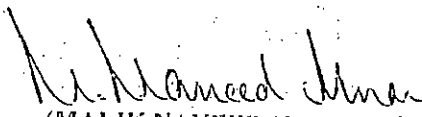
Commandant Police Training
College, Hangu



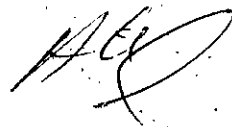
(AMIR HAMZA MAHSUD)
MEMBER

Deputy Inspector General of Police,
Special Branch NWFP, Peshawar

Approved:



(MALIK NAVEED KHAN)
PROVINCIAL POLICE OFFICER, NWFP,
PESHAWAR.



- 63 *Amir*

79-29/07

**MINUTES OF DEPARTMENTAL SELECTION COMMITTEE HELD ON 07.05.2009
IN THE CONFERENCE ROOM OF CPO PESHAWAR.**

A meeting of Departmental Selection Committee was held on 07.05.2009 at CPO Conference Room. The following officers attended the meeting.

- | | | |
|---|--|----------|
| 1 | Mr. Abdul Latif Khan
Addl. Inspector General of Police,
Operations NWFP, Peshawar. | CHAIRMAN |
| 2 | Mr. Abdul Majeed Khan Marwat
Addl. Inspector General of Police,
Headquarters NWFP, Peshawar. | Member |
| 3 | Mr. Faqir Hussain
Deputy Inspector General of Police,
Enquiry & Inspections NWFP, Peshawar. | Member |
| 4 | Mr. Abdul Wadood Shah
Commandant PTC,
Hangar | Member |
| 5 | Mr. Safwat Ghayur
Capital City Police Officer,
Peshawar. | Member |
| 6 | Mr. Khalid Masud
Deputy Inspector General of Police,
Operations, NWFP Peshawar. | Member |
| 7 | Mr. Attaullah Wazir
Commandant FRP NWFP Peshawar. | Member |

The following miscellaneous cases were discussed in the DSC meeting and recommendations made against each case:

Confirmation case of
Inspector Bakht Zada
No. M/33 of Malakand
Region

Director ACE NWFP Peshawar has forwarded an application of Inspector Bakht Zada No: M/33 requesting therein for confirmation as Inspector.

His case for confirmation as Inspector was discussed by the DSC in meeting held on 30.04.2008 and was deferred due to incomplete ACIRs.

Superintendent Secret & training CPO submitted synopsis of ACRs for the years 2002 to 2007. His ACR for the year 2006 sent to the then PPO/NWFP Mr. Rifaat Pasha for countersignature.

DSC thoroughly examined his case and recommended him for confirmation as Inspector with his colleagues.

Case of Inspector Umar
Daraz of
CCP/Peshawar

The Capital City Police Peshawar vide No. 13128/EC-1 dated: 16.12.2008 has forwarded application of Inspector Umar Daraz Khan, stating therein that his name may be included into seniority list of Inspector between the name of Inspector Ashraf Zaman and Gulma Khan at S/No. 2 & 3. His application was endorsed by Commandant FRP NWFP Peshawar for comments vide No. 34207/E-II dated 30.12.2008.

The Commandant FRP vide his Memo No. 946/EC dated: 09.02.2009 has intimated that Inspector Umar Daraz was enlisted as constable in FRP/NWFP on 01.01.1987. He qualified Lower School course during the term ending 29.10.1990 and intermediate College Course during the term ending 23.08.1990, he has been

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2. Malik ur Rehman, DSP/Legal Investigation NWFP Peshawar.
3. Supdt: Establishment CPO Peshawar.
4. Establishment Clerk-II CPO
5. Mir Hassan Establishment Clerk CCP/Peshawar.

Fixation of 02 years tenure for posting of Head of Investigation

Vide Memo No. 1444/Inv. dated: 18.02.2009 Addl: IIP/Investigation has submitted a copy of letter No. 217/Inv. dated: 21.01.2009 of SSP/Abbottabad wherein he suggested at least 2 years tenure for posting of Head of Investigation and to a mechanism in Police order 2002 for premature transfer of Head of Investigation.

An office note was put up to the highups which was marked to DSC.

The DSC examined the case and recommended to fix tenure of Head of Investigation as per tenure of DPO.

Promotion case of FRP Personnel

The Govt. of NWFP, had established a force namely Frontier Armed Reserve during the year 1986. On 16.01.1988. Additional Police, Temporary Staff, PAF Contingents, Striking force and Mounted Police were absorbed in frontier Armed Reserve vide Govt. of NWFP, Home and TAs Department Notification No. SO(Police-I)HD/8-10/146-149 dated 16.01.1988 and decided that the duties and responsibilities of new set-up will be the same as those of REGULAR POLICE elsewhere and its services are governed by the Police rules 193-I, or any other Rules applicable to their counterpart in the Regular Police. Therefore promotion from one rank to another and from one grade to an other shall be in accordance with Chapter 13 of Police Rules.

Later on in 1991, the name of the force FAR was converted into Frontier Reserve Police. In the year 1994 a Standing Order No. 3 was framed by the Police Chief for the promotion of illiterate constable of FRP, to HC, ASI/PC and SI/PC. The same Standing Order was revised during the year 1999, that list A, B, C, D and E shall be kept in the office of Commandant, FRP NWFP, for the purpose of the promotion of literate subordinates.

Due to some misunderstanding authority issued promotion orders of literate subordinates as ASI/PC and SI/PC on temporary basis. Many of them were given promotion from the rank of Head Constable (BPS-7) to SI/PC(BPS-14) for the period of two years, which is against the Police Rules, Standing Order No-3/1994, 3/1999, 1/2006 and instructions issued by the Govt. of NWFP, Home Department.

Frontier Reserve Police was temporary force up to 30.06.2003 therefore no confirmation against any rank was made previously. On 01.07.2003 the temporary posts of FRP were converted into permanent status by the Provincial Govt. Therefore promotion orders of literate officials were required to be regularized as per Police Rules from their due dates.

ATTESTED
~~ADHOCITE~~

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(5)

The case was put up to the DPC. The DPC thoroughly discussed the issue and opined that as the police rules chapter 13 is in detail and very clear that no constable / head constable be admitted to list D who is not thoroughly efficient in all branches of the duties of the constable and head constable of established integrity. The FRP is also transit force and the officials are being transferred after 5 years service to their domicile District. Therefore, the quota of the lower college course, intermediate college course and upper college course may be withdrawn. However, since there are some districts i.e. Charsadda, Mardan and Bannu etc, where the number of constables out number the other districts and in those cases the Commandt FRP will issue guide line and circulate to the DPC for approval.

Number of officials/officers of FRP challenged this decision of the DPC. Now the Commandant FRP reported that Constables were enlisted in FRP upto the year 2003, who were given promotion after fulfilling the required condition of promotion as per Police Rules, as they were serving in FRP with their lien and in order to implement decision of the DPC dated: 14.12.2006, they will be deprived from their legal rights, leading to the litigation. The Commandant FRP requested for reconsideration of the case by the DPC.

An office note was submitted to the high ups for orders, which was marked to DPC to examine the case and make recommendation (s).

The DPC examined the case very thoroughly and recommended that the previous decision of DPC shall stand however, a committee may be constituted of the following officers to examine the case in the light of representation received and recommendation made by Commandant FRP and submit detailed report with specific recommendations for consideration in the next meeting of the DPC.

- | | |
|---|----------|
| 1. Mr. Faqir Hussain, DIG/Enquiries & Inspections CPO | Chairman |
| 2. Mr. Fasih ud Din, Deputy Commandant FRP NWFP | Member |
| 3. Mr. Liaqat Ali Khan, AIG/Legal CPO | Member |
| 4. Mr. Abdul Malik Khan, Registrar CPO | Member |

The above mentioned committee's meeting was held on 18.08.2007 at CPO Peshawar and its recommendations are reproduced below:-

"At the outset, Liaqat Ali Khan, AIG/Legal informed the participants that the issue of promotion of FRP personnel has already been considered in DPC meeting held on 14.12.2006. As per decision of the DPC meeting, all literate subordinates of FRP will be transferred to their domicile districts. He further added that since in the FRP does not fulfill the requirement of promotion as per police rules, quota for various courses allowed in FRP was withdrawn on the recommendation of DPC.

Abdul Malik Khan, Registrar, CPO endorsed the views of AIG/Legal and stated that all literate officials of FRP may be transferred to their respective districts as per decision taken in the DPC. He further added that FRP is a transit force, therefore, their promotion can not be regularized as per police rules.

Faqir Hussain, Commandant FRP, Chairman of the committee told the meeting that FRP has been given permanent status in 2003. However, the Chair

ATTESTED
~~ABDUL MALIK KHAN~~

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agreed with the views of both the members. But he further added that on transfer to respective districts, no one is deprived from his due right/seniority.

After detailed discussions, the committee reached at the conclusion that all literate Head Constables and ASIs of FRP may be transferred to their domicile districts, to settle the issue once for all. The Commandant, FRP office will provide the names to CPO for further necessary action. However their names will be placed in list D on the merit of the year in which he passed the Intermediate Class Course.

All the literate HCs, ASIs were duly transferred to their respective domicile Districts.

Aggrieved to this Ali Hassan etc filed a writ petition before the Honourable High Court Peshawar. The honourable Peshawar High Court Peshawar while disposing of the writ petition passed the following order on 20.03.2008 (copy attached).

"We feel that apparently the FRP is now a regular establishment and no more a transit force and there is no proof that the personnel working therein were temporarily posted for five years, therefore, the discriminatory treatment, meted out to them, is violative of the fundamental rights, particularly when, they will be placed at an extra-ordinary junior position if transferred to the Districts and enlisted there on the basis of their length of service and experience in all branches of police force. In any case, since the petitioners have not been transferred out of the Frontier Reserve Police within the prescribed period of five years, as stated in the impugned order, therefore, a mistake on the part of the concerned authorities cannot put the petitioners in an adverse situation and they cannot be penalized for the fault of the others. Moreover the decision to rectify a wrong practice shall definitely operate prospectively and it cannot be applied to the petitioners retrospectively who had been recruited in FRP and had been continuously serving the department for over fifteen years.

We, therefore, direct that the case of the regularization, promotions and opportunities for enlistment in the intermediate course etc, shall be re-examined at a higher level under the supervision of the Provincial Police Officer and the decision dated 16.02.2007 may be re-considered by the concerned DPC so that nobody should be discriminatively deprived of his legal rights and that an decision be made operative retrospectively damaging the members of the discipline force who have to perform extra-ordinary duties and who deserve to be adequately compensated and encouraged. The re-consideration process be finalized within a period of two months and the result thereof be communicated to the petitioners and a report may be forwarded to the Registrar of this Court. With these observations these petitioners are disposed of."

The case was referred to DSC. The DSC in its meeting held on 14.05.2008 decided to constitute a committee comprising DIG/Investigation, AIG/Legal CPO, and Registrar CPO, Peshawar to examine this case and submit detail report to next DSC meeting.

The committee has examined the case and submitted a detail report with the following recommendation: -

A. The committee after due deliberation and in order to give effect to the orders

~~ATTESTED~~
~~REGISTRAR~~

Atto Q

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of the High Court recommends that earlier decision on the DPC should not be applied retrospectively and all officials of the FRP be given permanent status and maybe confirmed in their rank with their colleagues after completing their probation period as per PR 13.18.

Benefit received by the officials in the FRP till decision of DPC and their repatriation to the Districts of their domicile be kept in tact so that they should not be deprived of any right as per decision of the Court.

All these officials may be dealt strictly according to standing order No.3/99. Literate officials may be treated as per Police Rules, whereas cases of illiterate officials may be treated as per criteria in the Standing Order. Seniority of illiterate officials be fixed in each instance on basis of course undergone and criteria fixed under Police Rules Chapter 13.

The case was referred to DSC

DSC thoroughly examined the case and agreed with the above recommendation of the sub committee. B.

Allocation of marks / number for Anti Terrorist & Sabotage training held at BDS Lahore.

Vide Memo No. 2054/SRC dated 30.03.2009 DPO Kohat has intimated that many Constables of his District have passed Anti Terrorism and Sabotage Training held at Bomb Disposal Unit Lahore, but this Course has not been mentioned in Standing Order No.10/1987 now read with Standing Order No.1/2004. He requested that his office may be apprised about the numbers of above course which will be given to those constable who, have passed B-I examination during the year 2009. Duration of this training is about 15 days.

An office note was put up and the Addl. IGP/HQrs NWFP Peshawar referred the case to DSC.

The DSC examined the case and referred it to the committee consisting of the following officers to check the standing order No. 01/2004 and submit suggestions regarding all the courses.

1. Mr. Abdul Majeed Khan Marwat, Addl. IGP/HQrs NWFP Peshawar.
2. Mian Khurshid Anwar, AIG/Legal CPO Peshawar.
3. Mr. Abdul Malik Khan, Registrar CPO

Grant of Marks for general protection course

Deputy Inspector General of Police Bannu vide his Memo No. 1297/EC dated 11.04.2009 at Annexure "A" has intimated that Constable Saadullah No. 115 of Operation staff, Bannu, preferred an application through DPO/Bannu vide his Memo No. 3467 dated 07.04.2009, requesting therein for the grant of 02 marks for General Protection Course as the same marks have not been given in the merit list of B-I. selection, made by DPO/Bannu.

According to the amendment in the Standing Order No. 1/2004, issued by CPO. Peshawar, 2 marks have been allowed to those Candidates who have undergone/proceeded to Improvised Explosive Device Course instead of General Protection course.

An office note was put up and the Addl. IGP/HQrs NWFP Peshawar referred the case to DSC.

ATTESTED
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[Signature]

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(Signature)

seniority.

Inspector and Sub-Inspector of list "P" as stood on 31.12.2008 may kindly be corrected and his name be placed at S/No. 214 of list as he was confirmed as sub-Inspector on 06.09.2006. on which the comments of CCPO/Peshawar were asked.

The CCPO Peshawar has submitted the following comments:-

1. Para No. 1 Correct as per record.
2. Para No. 2 correct, the application had filed representation for confirmation with his colleagues.
3. Para No. 3. Correct, the representation of applicant was accepted and his seniority was revised. He was confirmed w.c form 06.09.2006.
4. Para No. 4 the Seniority list was issued by PPO NWFP Peshawar where in his name placed at S/No. 315.
5. Para No. 5 Correct as per record.

Prayer.

Keeping in view the above, representation of Saleem Aman Inspector may kindly be considered in the light of his revised seniority from date of confirmation.

The case was put before the high ups which was marked to the DSC.

DSC thoroughly examined the case and recommended that he be assigned revised seniority with his colleagues according to date of confirmation as Sub Inspector.

(Signature)
(ABDUL LATIF KHAN)
CHAIRMAN

Addl: Inspector General of Police,
Operations, NWFP, Peshawar.

(Signature)
(ABDUL MAJEED KHAN MARWAT)
MEMBER

Addl: Inspector General of Police,
Headquarters NWFP Peshawar

(Signature)
(FAQIR HUSSAIN)
MEMBER

Deputy Inspector General of Police,
Inquiry & Inspection NWFP
Peshawar

(Signature)
(ABDUL WADOOD SHAH)
MEMBER

Commandant Police Training
College, Hangu

(Signature)
(SAIWAJ GILAYUR)
MEMBER

Capital City Police Officer
Peshawar.

(Signature)
(KHALID MASUD)
MEMBER

Deputy Inspector General of Police,
Operations NWFP Peshawar

(Signature)
(ATTULLAH WAZIR)
MEMBER

Commandant FRP NWFP
Peshawar.

(Signature)
Approved

(Signature)
(MALIK NAVEED KHAN)
PROVINCIAL POLICE OFFICER, NWFP,
PESHAWAR.

ATTESTED
ADVOCATE

69
A* AA²

The Provincial Police Officer,
NWFP, Peshawar

The Commandant
Frontier Reserve Police,
NWFP Peshawar



14377

A.E.I. dated Peshawar the 10/16/2009

Subject:

**TRANSFER OF LITERATE OFFICIAL OF FRP NWFP TO
DOMICILE DISTRICT**

Memo.

Please refer to your Memo No. 1789/EC dated 08/03/2009

The promotion case of FRP Personnel has been examined in a meeting held on 07.05.2009 and agreed to the recommendations of the Committee constituted for the purpose which is reproduced below:

The Committee after due deliberation and in order to give effect to orders of the honourable High Court recommends that earlier decision of the Court should not be applied retrospectively and all officials of the FRP be given permanent status and may be confirmed in their rank with their colleagues after completion of probation period as per PR-18.

Benefit received by the officials in the FRP till decision of the Court and their repatriation to the Districts of their domicile be kept in fact so that they are not be deprived of any right as per decision of the Court.

All these officials may be dealt accordingly according to sub-section 3(2) of the Literate officials may be treated as per Police Rules whereas non-literate officials may be treated as per criteria in the Standing Orders. Senior officials be fixed in each post on the basis of seniority and non-senior officials as per Police Rules Chapter IV.

[Handwritten signatures and stamps]

70 Area BB

ARACT

Police Training College Hangu



Estb 1935

History Sheet/Detail Marks Certificate

Upper Course

Starting Date : 01.04.2009 Ending Date : 20.09.2009
 College Course : Upper Name : **Tayyab Jan**
 Other Name : Nazar Muhammad CNIC No. : 17101-9462088-1
 Rank : S.I Region No. : 567/P
 Home Distt: : Charsadda Enlistt: District/Unit : CCP Pesh:
 Food Group : A + ive **Contact No. : 0314-9119196**
 Comp#: : UP-96 Education : FA
 Company : DIGP Malik Saad Shaheed Merit : 8

LAW			DRILL			REMARKS
PC	51	/100	Parade	7.5	/15	
IPC	68	/100	PT	11	/20	
SL	67	/100	MD	30	/50	
IS	65	/100	FTTS	34	/50	
IR	72	/100	Raid	20	/25	
SI	70	/100	Ambush	20	/25	
AI	66	/100	Assault Fire SMG	99	/100	
SA	66	/100	Assault Fire 9 MM Pistol	25	/50	
PD	34	/50	Naka Bandi	13	/15	
PPWT	46	/50				
PPWP	73	/100				
AC	44	/50				

Total:- 722/1050 259.50/350
 Overall Percentage is: 70.11 G-Total: 981.50 /1400
 Leave availed: 2 days Medical Rest: Nil days Absence: Nil Punishment: Nil
 Reward: Nil

(Syed Abdul Wadood Shah)
 DIG/Commandant,
 Police Training College Hangu.

71 *Ans CC*



CCP, PESHAWAR

POLICE DEPTT:

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE
PART-II.
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA,
PESHAWAR.

NOTIFICATION.

Dated 10/4/2012

No. 15263 /EC-I, CONFIRMATION IN THE RANK OF SI:- In the light of recommendations submitted by Departmental Promotion committee held on 14-03-2012, the following Offg: SIs of Capital City Police, Peshawar are hereby confirmed in the rank of Sub-Inspectors w.e. from 14-03-2012.

On confirmation they are allotted new Capital City Police Peshawar numbers as noted against their names:-

Name & No.	Present Posting	New CCP No.
1. Roshan Zeb No.722/P	Nowshera	P/151
2. Gul Shed No.731/P	Elite Force	P/152
3. ✓ Taj malook No.321/P	Invest, Peshawar	P/153
4. Muhammad Saddique No.371/P	CPC, Peshawar	P/154
5. ✓ Abdur Rehman No.377/P	Invest: Peshawar	P/155
6. ✓ Samin Jan No.418/P	Invest: Peshawar	P/156
7. ✓ Amir Badshah No.447/P	Invest: Peshawar	P/157
8. ✓ Tayyab Jan No.567/P	CCP, Peshawar	P/158
9. Fazal Wahid No.519/P	Nowshera	P/159
Fazal Subhan No.745/P	Nowshera	P/160
10. Alamzeb No.577/P	Nowshera	P/161
11. Saheed Khan No.583/P	Charsadda	P/162
12. Mira Jan No.593/P	CCP, Peshawar	P/163
13. Noor Ullah No.610/P	Charsadda	P/164
14. Muhammad Ishaq No.645/P	Nowshera	P/165
15. Pasham Gul No.651/P	Nowshera	P/165
16. Mukhtiar No.661/P	Charsadda	P/167
17. Amir Nawaz No.662/P	Charsadda	P/168
18. Liaqat Khan No.663/P	Charsadda	P/169
19. Muhammad Shoaib No.664/P	Mardan Region	P/170
20. Afsar Zarnan No.666/P	Charsadda	P/171
21. ✓ Rajab Ali No.667/P	CCP, Peshawar	P/172
22. ✓ Johar Shah No.679/P	Charsadda	P/173
23. ✓ Ali Khan No.682/P	Charsadda	P/174
	Charsadda	P/175

Ali

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27.	Niaz Muhammad No.687/P	Charsadda	P/177
28.	Allama Iqbal No.695/P	Charsadda	P/178
29.	Tauheed Ullah No.699/P	Charsadda	P/179
30.	Muhammad Naeem No.701/P	CCP, Peshawar	P/180

Offg: SI Razi Muhammad 691/P of Capital city Police Peshawar has been deferred from confirmation in his present rank due to facing departmental enquiry and non-availability of ACRs 2007,2008,2009,2010,2011.


CAPITAL CITY POLICE OFFICER,
PESHAWAR.

No. 15264-78/EC-I,

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

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl: Inspector General of Police, Khyber Pakhtunkhwa, Peshawar, alongwith two spare copies for Publication, KPK, Gazette Notification part-II.
3. Commandant Elite Force, Khyber Pakhtunkhwa, Peshawar.
4. Deputy Inspector General of Mardan Region, Mardan.
5. Senior Superintendent of Police, Operation, Peshawar.
6. Senior Superintendent of Police, Investigation, Peshawar.
7. Senior Superintendent of Police, Traffic, Peshawar.
8. Commandant Peace Corps, University Campus, Peshawar
9. District Police Officer, Charsadda.
10. District Police Officer, Nowshera.
11. Asstt: Secret Branch, CCP, Peshawar.
12. EC-II Branch, CCP Peshawar.



-73 Anis DD

**FOR PUBLICATION IN THE KHYBER
PAKHTUNKHWA POLICE GAZETTE PART-II,
ORDERS BY THE PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA, PESHAWAR.**

NOTIFICATION

Dated: 30 10/2012

No. 2409 E-II, **PROMOTION LIST-F AND PROMOTION AS OFFG:
INSPECTOR**

The names of the following confirmed Sub-Inspectors of Khyber Pakhtunkhwa Police have been approved as per recommendation of the DPC for inclusion in list -F and promotion to the rank of Offg. Inspectors BPS-16 (10000-800-34000) with Immediate effect.

S#	NAME & RANK	REGION /UNIT
1.	SI Noor Jalil No. 175/M	Malakand Region
2.	SI Ghulam Hassan No. 226/M	Malakand Region
3.	SI Umar Daraz Khan No. D/14	DIKhan Region
4.	SI Bashir Dad No. P/149	CCP Peshawar
5.	SI Muhammad Riaz No. K/107	Kohat Region
6.	SI Roshan Zeb No. P/51	CCP Peshawar
7.	SI Gut Sheed No. P/152	CCP Peshawar
8.	SI Taj Malook No. P/153	CCP Peshawar
9.	SI Muhammad Saddique No. P/154	CCP Peshawar
10.	SI Abdur Rehman No. P/155	CCP Peshawar
11.	SI Samin Jan No. P/156	CCP Peshawar
12.	SI Amir Badshah No. P/157	CCP Peshawar
13.	SI Tayyab Jan No. P/158	CCP Peshawar
14.	SI Fazal Wahid No. P/159	CCP Peshawar
15.	SI Fazal Subhan No. P/160	CCP Peshawar
16.	SI Alam Zeb No. P/161	CCP Peshawar
17.	SI Saeed Khan No. P/162	CCP Peshawar
18.	SI Mira Jan No. P/163	CCP Peshawar
19.	SI Noor Ullah No. P/164	CCP Peshawar
20.	SI Muhammad Ishaq No. P/165	CCP Peshawar
21.	SI Pasham Gul No. P/166	CCP Peshawar
22.	SI Mukhtiar Ahmad No. P/167	CCP Peshawar
23.	SI Amir Nawaz No. P/168	CCP Peshawar
24.	SI Laiqat Khan No. P/169	CCP Peshawar
25.	SI Muhammad Shoaib No. P/170	CCP Peshawar
26.	SI Aisar Zaman No. P/171	CCP Peshawar
27.	SI Johar Shah No. P/173	CCP Peshawar
28.	SI Ali Khan No. P/174	CCP Peshawar
29.	SI Abdur Rashid No. P/175	CCP Peshawar
30.	SI Khalid Khan No. P/176	CCP Peshawar
31.	SI Niaz Muhammad No. P/177	CCP Peshawar

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32.	Atama Iqbal No.p/178	CCP Peshawar
33.	SI Tuheed ullah No. p/179	CCP Peshawar
34.	Muhammad Naeem No.P/180	CCP Peshawar
35.	SI Waheedullah No. M/160	Malakand Region
36.	SI Muhammad Nawaz No. M/273	Malakand Region
37.	SI Zahid Khan No. M/ 302	Malakand Region
38.	SI Badshah Hazrat No. M/303	Malakand Region
39.	SI Naveed Iqbal No. M/176	Malakand Region
40.	SI Ajmat Khan No. M/151	Malakand Region
41.	SI Atiqur Rehman No. M/261	Malakand Region
42.	SI Muhammad Saeed No. M/317	Malakand Region
43.	SI Ghulam Sadique No. M/269	Malakand Region
44.	SI Muhammad Iqbal No. K/10	Kohat Region
45.	SI Hussain Ghulam No. K/87	Kohat Region
46.	SI Muhammad Iqbal No. H/29	Hazara Region
47.	SI Farhad Ali No. H/30	Hazara Region
48.	SI Azam Ali Shah No. H32	Hazara Region
49.	SI Arshad Hussain No. H/33	Hazara Region
50.	SI Matloob Khan No. H/34	Hazara Region
51.	SI Shahnawaz No. H/35	Hazara Region
52.	SI Shad Muhammad No. H/36	Hazara Region
53.	SI Fazal Wahab No. H/37	Hazara Region
54.	SI Jehanzeb Khan No. H/39	Hazara Region
55.	SI Muhammad Amin No. H/42	Hazara Region
56.	SI Ihsan Shah No. H/44	Hazara Region
57.	SI Muhammad Younsaf No. H/46	Hazara Region
58.	SI Muhammad Sajjad No. H/47	Hazara Region
59.	SI Fida Muhammad No. H/48	Hazara Region
60.	SI Zahoor Ahmed No. M/127	Malakand Region
61.	SI Habib Ullah Khan No. M/168	Malakand Region
62.	SI Fazal Dad No. P/181	CCP Peshawar
63.	Abdullah Jan No. P/182	CCP Peshawar
64.	Gohar Khan No.P/183	CCP Peshawar
65.	Naseem Hayat No.P/184	CCP Peshawar
66.	Nasrullah Khan No.p/185	CCP Peshawar
67.	SI Janan Habib No. P/186	CCP Peshawar
68.	SI Arshad Ahmed No. P/187	CCP Peshawar
69.	SI Muhammad Kamran No. P/188	CCP Peshawar
70.	SI Sajid Mumtaz No. P/189	CCP Peshawar
71.	SI Fida Hussain No.P/190	CCP Peshawar
72.	SI Ijaz Ali No. P/191	CCP Peshawar
73.	SI Zakauallah No. P/192	CCP Peshawar
74.	SI Taj Muhammad Khan No. P/193	CCP Peshawar
75.	SI Ijaz Ali No. P/194	CCP Peshawar
76.	SI Adnan Azam No. P/195	CCP Peshawar

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77.	SI Zahid Alam No. P/196	CCP Peshawar
78.	SI Rehmatullah No. P/197	CCP Peshawar
79.	SI Muhammad Inam Jan No. MR/59	Mardan Region
80.	SI Luqman Khan No. MR/80	Mardan Region
81.	SI IKhtiraz Khan No. MR/81	Mardan Region
82.	SI Pir Zar.Badshah No. MR/82	Mardan Region
83.	SI Muhammad Fazil No. MR/83	Mardan Region
84.	SI Imtiaz Ali No. MR/84	Mardan Region
85.	SI Ghazi Marjan No. D/17	DIKhan Region

Their promotion will take effect from the date, they actually take over charge of their higher responsibilities.

Necessary Gazette Notification may be issued accordingly.

Their posting order will be issued separately.

(KHALID MASOOD)
Addl: IGP/Headquarters,
For Provincial Police Officer,
Khyber Pakhtunkhwa
Peshawar.

No. 2410-24 /E-II

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

1. Addl: IGP/Special Branch Khyber Pakhtunkhwa Peshawar.
2. Capital City Police Officer, Peshawar.
3. All Region DisG in Khyber Pakhtunkhwa.
4. Commandant PTC Hangu.
5. Deputy Inspector General of Police, DCT/SB Khyber Pakhtunkhwa
6. Assistant Inspector General of Police, Traffic Khyber Pakhtunkhwa
7. Director Anti-Corruption Establishment Khyber Pakhtunkhwa.
8. Office Supdt: Secret CPO Peshawar.
9. Accountant CPO Peshawar.
10. U.O.P file



Office of the Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

19/10/2015

FOR PUBLICATION IN THE KHYBER
PAKHTUNKHWA POLICE GAZETTE PART II
ORDERS BY THE PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA, PESHAWAR

NOTIFICATION

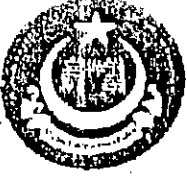
CONFIRMATION AS INSPECTOR

As per recommendation of the DPC dated 08.10.2015 duly approved by the Worthy Inspector General of Police Khyber Pakhtunkhwa, the following Offg. Inspectors on Probation are hereby confirmed as Inspectors as noted against their names:-

S.NO	NAME & NO.	REGION	REMARKS
1	Muhammad Ismail, No. P/107	CCP Peshawar	With h.s colleagues.
2	Muhammad Zaman, No. M/279	Malakand	-do-
3	Aurang Zeb, No. H/258	Hazara	-do-
4	Allaf, No. H/185	Hazara	-do-
5	Aqil Hamid, No. P/132	CCP Peshawar	With immediate effect.
6	Raza Khan, No. D/01	D.I.Khan	With his colleagues.
7	Matloob Shah, No. H/19	Hazara	-do-
8	Kifayat Hussain, No. D/05	D.I.Khan	With immediate effect.
9	Ghulam Hassan, No. 226/M	Malakand	-do-
10	Muhammad Riaz, No. K/107	Kohat	-do-
11	Roshan Zeb, No. P/51	CCP Peshawar	-do-
12	Gul Sheed, No. P/152	CCP Peshawar	-do-
13	Taj Malook, No. P/153	CCP Peshawar	-do-
14	Abdur Rehman, No. P/155	CCP Peshawar	-do-
15	Samia Jan, No. P/156	CCP Peshawar	-do-
16	Tayyub Jan, No. P/158	CCP Peshawar	-do-
17	Fazal Wahid, No. P/159	CCP Peshawar	-do-
18	Fazal Subhan, No. P/160	CCP Peshawar	-do-
19	Alan Zeb, No. P/161	CCP Peshawar	-do-
20	Saeed Khan, No. P/162	CCP Peshawar	-do-
21	Noor Ullah, No. P/164	CCP Peshawar	-do-
22	Muhammad Ishaq, No. P/165	CCP Peshawar	-do-
23	Pasham Gul, No. P/166	CCP Peshawar	-do-
24	Mukhtiar Ahmad, No. P/167	CCP Peshawar	-do-
25	Amir Nawaz, No. P/168	CCP Peshawar	-do-
26	Liaqat Khan, No. P/169	CCP Peshawar	-do-
27	Afsar Zaman, No. P/171	CCP Peshawar	-do-
28	Johar Shah, No. P/173	CCP Peshawar	-do-
29	Abdur Rashid, No. P/175	CCP Peshawar	-do-
30	Khalid Khan, No. P/176	CCP Peshawar	-do-
31	Niaz Muhammad, No. P/177	CCP Peshawar	-do-
32	Allama Iqbal, No. P/178	CCP Peshawar	-do-
33	Tuheed Ullah, No. P/179	CCP Peshawar	-do-
34	Zahid Khan, No. M/302	Malakand	-do-
35	Badshah Hazrat, No. M/303	Malakand	-do-
36	Naveed Iqbal, No. M/176	Malakand	-do-
37	Ajmal Khan, No. M/151	Malakand	-do-
38	Muhammad Saeed, No. M/317	Malakand	-do-
39	Ghulam Sadique, No. M/269	Malakand	-do-
40	Saifullah Khan, No. K/39	Kohat	-do-
41	Muhammad Iqbal, No. K/10	Kohat	-do-

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Office of the Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

No.	Name	Location	Action
42.	Hussain Ghulam, No. K/87	Kohat	With immediate effect
43.	Muhammad Iqbal, No. H/29	Hazara	-do-
44.	Azam Ali Shah, No. H/32	Hazara	-do-
45.	Arshad Hussain, No. H/33	Hazara	-do-
46.	Mattoob Khan, No. H/34	Hazara	-do-
47.	Fazal Wahab, No. H/37	Hazara	-do-
48.	Jehanzeb Khan, No. H/39	Hazara	-do-
49.	Muhammad Amin, No. H/42	Hazara	-do-
50.	Ihsan Shah, No. H/44	Hazara	-do-
51.	Muhammad Sajjad, No. H/47	Hazara	-do-
52.	Fida Muhammad, No. H/48	Hazara	-do-
53.	Habib Ullah Khan, No. M/168	Mulakand	-do-
54.	Fazal Dad, No. P/181	CCP Peshawar	-do-
55.	Abdullah Jan, No. P/182	CCP Peshawar	-do-
56.	Janan Habib, No. P/186	CCP Peshawar	-do-
57.	Muhammad Kauran, No. P/188	CCP Peshawar	-do-
58.	Sajid Mumtaz, No. P/189	CCP Peshawar	-do-
59.	Fida Hussain, No. P/190	CCP Peshawar	-do-
60.	Ijaz Ali, No. P/191	CCP Peshawar	-do-
61.	Zakaullah, No. P/192	CCP Peshawar	-do-
62.	Taj Muhammad Khan, No. P/193	CCP Peshawar	-do-
63.	Ijaz Ali, No. P/194	CCP Peshawar	-do-
64.	Adnan Azam, No. P/195	CCP Peshawar	-do-
65.	Rehmatullah, No. P/197	CCP Peshawar	-do-
66.	Muhammad Inam Jan, No. MR/59	Mardan	-do-
67.	Luqman Khan, No. MR/80	Mardan	-do-
68.	Ikhthiraz Khan, No. MR/81	Mardan	-do-
69.	Pir Zar Badshahi, No. MR/82	Mardan	-do-
70.	Muhammad Fazil, No. MR/83	Mardan	-do-
71.	Imtiaz Ali, No. MR/84	Mardan	-do-
72.	Ghazi Marjan, No. D/17	D.I. Khan	-do-

(ASIF IQBAL MOMAND)
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

No. R/112-42 E-II.

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

1. All Addl. Inspectors General of Police in Khyber Pakhtunkhwa.
2. All Regional Police Officers in Khyber Pakhtunkhwa.
3. All Deputy Inspectors General of Police in Khyber Pakhtunkhwa.
4. Capital City Police Officer, Peshawar.
5. Commandants Elite Force, PTC, FRP.
6. PSO to Worthy Inspector General of Police, Khyber Pakhtunkhwa.
7. PRO to Worthy Inspector General of Police, Khyber Pakhtunkhwa.
8. Registrar CPO, Peshawar.
9. Office Supdt. Secret CPO, Peshawar.
10. Office Supdt. Career Planning Branch CPO.
11. U.O.P. File.
12. Incharge Central Registry, CPO, Peshawar.



INSPECTOR GENERAL
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE
Tax: 091-6211511

Dated: Peshawar, 20/1/2018

NOTIFICATION

No. 115 /SE-I, In pursuance of the provision contained in Section 6 (2) of the Khyber Pakhtunkhwa (Promotion of Superintendent of Police and Deputy Superintendent of Police) Rules-2007, the Competent Authority, i.e. the Inspector General of Police on recommendations of the Departmental Selection Committee meeting held on 03rd January, 2018 is pleased to promote the following Inspectors (BS-16) of Khyber Pakhtunkhwa Police to the Rank of Deputy Superintendent of Police (BS-17) on regular basis with immediate effect.

The officers on promotion shall remain on probation for a period of one year in terms of Section 6 (2) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989.

The promotion shall take effect from the date they actually assume the charge of their higher responsibilities:-

S#	Name & No.	S#	Name & No.
1.	Mr. Jehanzeb	24.	Mr. Ifukhar Ali
2.	Mr. Nasir Khan	25.	Mr. Nasir Khan
3.	Mr. Shahid Adnan	26.	Mr. Noor Zaman
4.	Mr. Zakir Hussain	27.	Mr. Hazrat Ullah
5.	Mr. Bashir Ahmad	28.	Mr. Liaqat Ali
6.	Mr. Matloob Shah	29.	Mr. Noor Jalil
7.	Mr. Muhammad Hamayun	30.	Mr. Mehmood Nawaz
8.	Mr. Ashiq Hussain	31.	Mr. Muhammad Yousaf
9.	Mr. Mukhtar Ahmad	32.	Mr. Umar Daraz Khan
10.	Mr. Adalat Khan	33.	Mr. Bashir Dad
11.	Mr. Ghulam Muhammad	34.	Mr. Roshan Zeb
12.	Mr. Muhammad Nabi	35.	Mr. Gul Sheed
13.	Mr. Ayaz Mehmood	36.	Mr. Taj Malook
14.	Mr. Shah Mumtaz	37.	Mr. Muhammad Saddique
15.	Mr. Habib-ul-Haq	38.	Mr. Abdur Rehman
16.	Mr. Zafar Ahmad	39.	Mr. Samin Jan
17.	Mr. Farmanullah	40.	Mr. Tayyab Jan ✓
18.	Mr. Muslim Khan	41.	Mr. Fazal Subhan
19.	Mr. Said Rahim	42.	Mr. Alam Zeb
20.	Mr. Hukam Khan	43.	Mr. Saced Khan
21.	Mr. Wilayat Khan	44.	Mr. Noor Ullah
22.	Mr. Mehar Ali	45.	Mr. Pasham Gul
23.	Mr. Yar Nawab	46.	Mr. Mukhtiar Ahmad

The posting Notification will be issued separately.

Sd/-

SALAH-UD-DIN KHAN,
Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

Endst: No. & date even.

Copy forwarded to the:-

1. Principal Secretary to Governor Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister Khyber Pakhtunkhwa.

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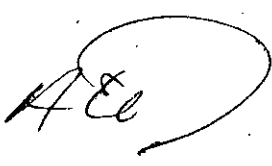
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1. Chief Secretary Government of Khyber Pakhtunkhwa Peshawar.
2. Secretary, Govt. of Khyber Pakhtunkhwa Esst. & Admn: Deptt: Peshawar.
3. Secretary, Govt. of Khyber Pakhtunkhwa Home & T.As Deptt: Peshawar.
4. Secretary, Govt. of Khyber Pakhtunkhwa Finance Deptt: Peshawar.
5. All Ad-III Inspectors General of Police in Khyber Pakhtunkhwa.
6. Accountant General Khyber Pakhtunkhwa Peshawar.
7. All Divisional Commissioners in Khyber Pakhtunkhwa.
8. All Heads of Police Offices in Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. Director II CPO Peshawar.
11. Director Public Relations Khyber Pakhtunkhwa Peshawar.
12. PSO to IGP Khyber Pakhtunkhwa Peshawar.
13. Director Information Khyber Pakhtunkhwa.
14. Manager Govt. Printing Press Peshawar.
15. PRO to IGP Khyber Pakhtunkhwa Peshawar.
16. All concerned District Accounts Officers.
17. Registrar CPO, Peshawar.
18. Supdt: Secret & Supdt: E-II, CPO.
19. Supdt: CPB and Accountant CPO Peshawar.
20. Central Registry CPO.
21. C.O.P File.



(SHER AKBAR)
PSP, S.Si
Deputy Inspector General of Police, HQs
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.





OFFICE OF THE
CAPITAL CITY POLICE OFFICER,
PESHAWAR.

No. 5024 /EC-I, dated Peshawar the 7/12/2021.
Telephone No. 091-9210641 Fax No. 091-9212597

To: - The Asstt: Inspector General of Police,
Establishment, Khyber Pakhtunkhwa,
Peshawar.

Subject: **IMPLEMENTATION OF JUDGMENT OF APEX COURT.**
Memo:

Please refer to your office Memo No. CPO/CPB/457, dated
03.12.2021 & Memo No. CPO/CPB/427, dated 19.11.2021.

The requisite information regarding rank wise data/ lists on subject
case on the prescribed proforma are attached herewith as desired, please.

(WASEEM AHMED KHALIL) SSP COORD:
FOR CAPITAL CITY POLICE OFFICER,
PESHAWAR

Enclosure: (16 Pages)

Handwritten signature/initials

Handwritten initials and date 7/12

Name of Officer	Present status of officers/Officials	Gained Benefit					Ranks of the colleagues	Original Colleagues	Decision of committee
		Gallantry	Cadet	Sports	Drill Instructor	If any other with case description			
Muhammad Ismail Shah	DSP	Gallantry					Sardar Ali was retired as Sub-Inspector and Nasrullah Shah was struck off due to natural death	Sardar Ali No.609 and Nasrullah Shah No.24	
Rehmat Ullah	DSP	Gallantry							
Zar Wali	DSP	Gallantry					Syed Rizwan Shah Was retired as Sub-Inspector on 24.04.2020.	His Colleagues S.Rizwan Shah and Ghulam Qadir were confirmed in the rank of ASI on 05.04.2008	
Fazal Wahid	DSP	Gallantry					Muqarab Khan was retired on medical Board as Sub-Inspector on 16.11.2020.	His colleagues Syed Masood Shah and Muqarab Khan were confirmed in the rank of ASI on 05.04.2008	
Rokhan Zeb	DSP					Lien Transferred to Mardan in 2005 and again transferred to CCP in 2010			
Fazal Subhan		Gallantry						His colleagues Ihsan Ullah and Sher Malik were promoted to the rank of Offg. ASI on 21.08.2007	

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7.	Bashir Dad	DSP	Gallantry						
8.	Gran Ullah	DSP	Gallantry					Liaqat Ali was retired as Sub-Inspector	His colleagues Muhammad Sher and Liaqat Ali were promoted to the rank of ASI on 03.09.2007
9.	Rajab Ali	DSP	Gallantry						His colleagues Muhammad Akbar and Gulfaraz were confirmed in the rank of ASI on 05.04.2008
10.	Zia Ullah	Inspector							His colleague Qeemat Gul was promoted to the rank of Offg. ASI on 16.07.2008
11.	Sabiz Ali	Inspector						Lien transferred from FRP in 2005	
12.	Imran Ud Din	ASI	Gallantry						
13.	Banaras Khan	DSP	Gallantry						
14.	Gohar Ali	DSP		Cadet					
15.	Riaz Khan	DSP		Cadet					
16.	Arab Nawaz	DSP	Gallantry	Cadet				Retired	Mumtaz Gul 998
17.	Muhammad Yaseen	DSP		Cadet				Sub-Inspector (Superannuation 2014)	Liaqat Ali No.278/P
18.	Muhammad Ijaz Khan	DSP		Cadet		FRP		Retired	Wajid Ali No.409
19.	Dust Muhammad	Inspector		Cadet				Inspector	Qazi Aslam
20.	Nasir Khan	DSP		Cadet					Confirmed by DIG Mardan Under Standing Order, 11/87

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Insp: Establishment
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18.	Shakeel Khan	DSP									
	Tayyab Jan ✓	DSP									
19.	Babar Khan	Sub-Inspector	X	✓	✓	✓	X	FRP	Inspector		
20.	Muhammad Idrees Khan	Sub-Inspector							Asstt. Sub-Inspector	Transferred from FRP on 14.11.2007 and placed below the name of Gul Arif Gohar Ali No.3450 Gulzar Khan No.1324	
21.	Muhammad Ishag	Sub-Inspector							Sub-Inspector		
22.	Ali Said	Sub-Inspector							Sub-Inspector	Tariq Ahmad No.399/P	
23.	Tariq Khan	Sub-Inspector							Sub-Inspector	Tariq Ahmad No.399/P	
24.	Bakht Munir	Sub-Inspector							Sub-Inspector	Qaiser Khan 320/P	
25.	Abdul Ali Shah	Sub-Inspector							Sub-Inspector	Qaiser Khan 320/P	
26.	Aurang Zeb	Sub-Inspector							Assistant Sub-Inspector	Muhammad Usman No.4431	
27.	Mushtaq Ahmed	Sub-Inspector							Sub-Inspector	Zainoor Shah No.337/P	
28.	Qazi Nisar Ahmed	Sub-Inspector							Sub-Inspector	Qaiser Khan 320/P	
29.	Muhammad Javed	Sub-Inspector							Sub-Inspector	Qaiser Khan 320/P	
30.	Riaz Ali Shah	Inspector							Sub-Inspector	Murad Ali No.1336/P	
									Sub-Inspector	Muhammad Jaffar No.188/P	
									Sub-Inspector	Hidayat Khan No.P/427	

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OFFICE OF THE
CAPITAL CITY POLICE OFFICER,
PESHAWAR

Telephone No. 091-9210641 Fax No. 091-9211597
12 / 03 / 2023

No. 41647 /EC-1, dated Peshawar the

To: The Asstt. Inspector General of Police,
Establishment, Khyber Pakhtunkhwa,
Peshawar.

Subject: OUT OF TURN PROMOTION / IMPLEMENTATION OF
JUDGMENT OF APEX COURT.

Memo: Please refer to your office Memo No. CPO/CPB/45, dated
27.01.2023 on the subject cited above.

It is submitted that the requisite information on the prescribed
proforma is attached herewith as desired, please.

Encls: (09 pages)

FOR CAPITAL CITY POLICE OFFICER,
PESHAWAR.



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Subject: Implementation of judgment of apex court

Capital City Police Peshawar

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S#	Name of officer	Present status of officer/official	Gained benefits				If any other with ease description	Rank of the colleagues	Original colleagues	Decision of committee
			Gallantry	Cadet	Sport	Drill Instructor				
1	Muhammed Ismail Shah	DSP	Gallantry					Retired (Offg. Sub Inspector)	This immediate predecessor is Offg. SI Sardar Ali No. 2001 and his immediate successor is Offg. SI Nasrullah Shah No. 21	...
2	Rehmat Ullah	DSP	Gallantry					All his D list colleagues are retired.	All his D list colleagues are retired.	... CONSEQUENCE OF WITHDRAWAL OF D.L. OFFICERS PROMOTION If D.L. member fails after selection, a sum of 1000 promotion in the rank of Sub Inspector.

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	Zar Wali Retired	DSP Retired	Gallantry						Retired Sub Inspector	His immediate predecessor is SI S.Rizwan Shah and his immediate successor is SI Ghulam Qadir who were confirmed in the rank of ASI on 05.04.2008.	He was promoted as Offg. ASI on 25.05.2005, while he is confirmed in special case as ASI on 22.02.2006. Hence, his confirmation has violated Police Rule 13.15 <u>CONSIDERANCE ON WITHDRAWAL OF LAD- I.R.S. PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Sub Inspector.
4	Hazal Wahid	DSP	Gallantry Case FIR No. 71, dated 30.11.2006 U/S 324/53 PPC 13/P.O.S-F Act 14B/149/PPC PS Sarbhad Peshawar						Retired Sub-Inspectors	His colleagues Sayed Masood Shah was died as an IIC on 18.11.2003 while Muqarab Khan was retired as an Offg. SI	He was confirmed in the rank of ASI and promoted to rank of "E" as a special case vide CCP No.5973-75 P.C-1, dated 13.12.2006. Moreover his colleagues were confirmed in the rank of ASI on 05.04.2008 <u>CONSIDERANCE ON WITHDRAWAL OF LAD- I.R.S. PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Sub Inspector
5	Rakhan Zeb	DSP						Lien Transferred to Mardan in 2005 and again transferred to CCP in 2010		Transferred to CCP, Peshawar from Mardan as a confirmed SI.	He was recruited in District Charsadda Peshawar Range. Then transfer to Mardan as Offg. ASI promoted on 28.09.2005 vide CPO Order No. 2231-18 F-II, dated 28.12.2006. Then transfer to CCP, Peshawar as confirmed SI vide CPO Order No. 1947-18 F-II, dated 10.01.2010. Hence, he did not take any benefit in the case of out of turn under CCP, Peshawar.

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Subhan	DSP	Gallantry						Confirmed Inspectors	Immediate predecessor is confirmed Inspectors Ihsan Ullah and his immediate successor is confirmed Inspectors Sher Malik who were promoted to the rank of Offg: ASI on 21.08.2007 and confirmed in 01.03.2016.	Promoted as Offg: ASI as special case vide No. 1066-73 EC-1, dated 27.01.2006. While his colleagues were promoted as Offg: ASI on 03.09.2007. <u>CONSEQUENCE OF WITHDRAWAL OF OUT-OF-TURN PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Inspector.
	DSP	Gallantry Case FIR Nos. 618 dated 19.07.2006 U/S 382/411 PPC PS Town FIR No. 03 dated 09.09.2006 U/S 302 PPC PS Town						Liaqat Ali retired as Offg: Sub-Inspectors	His immediate predecessor is Offg: SI Muhammad Sher and his immediate successor is Offg: SI Liaqat Ali who were promoted in the rank of Offg: ASI on 03.09.2007.	He was promoted as Offg: ASI as a special case vide No. 6127-32 T.C-1, dated 18.12.2006 and was confirmed in the rank of ASI on 26.10.2011. While his colleagues were promoted as Offg: ASI on 03.09.2007. <u>CONSEQUENCE OF WITHDRAWAL OF OUT-OF-TURN PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Sub-Inspector.
	DSP	Gallantry							His immediate predecessor is Muhammad Akbar and his immediate successor is Gulfaraz who were confirmed in the rank of Offg: ASI on 05.04.2008.	He was promoted as Offg: ASI on 28.01.2006. However he was confirmed as ASI in special case vide No. 5627-30 FC-1, dated 28.11.2006 Hence his confirmation has violated Police Rule 13.18

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	Rajab Ali	DSP	Gallantry							Now Inspectors	His colleague Inspector Qeemat Gul was promoted to the rank of Offg: ASI on 16.07.2008	He was promoted as Offg. ASI vide CCP, Order No. 1771-76/EC-1, dated 03.04.2006 in a special case. While his colleagues were promoted on 16.07.2008. He was recruited by DPO Kohat and his lien was transferred to CCP, Peshawar. However, his lien Order/Date has not been traced in this office. <u>CONSEQUENCE OF WITHDRAWAL OF OUT-OF-TURN PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Inspector.
0	Zia Ullah	Inspector							Lien transferred from FRP vide CPO No. 2789-90/E-11, dated 31.02.2006 as IIC.			He did not get any benefit in order of out of turn in CCP, Peshawar.
11	Sabz Ali	Inspector	Gallantry							Confirmed SIs and Inspectors	His immediate predecessor is confirmed SI Gul Jalal and his immediate successor is Inspector Javed Akhtar.	He was promoted as Offg: ASI on 26.11.2009, while he was confirmed in the rank of ASI on 01.08.2011. Hence his confirmation has violated Police Rule 13-18.
12	Imran Ud Din	SI	Gallantry							Confirmed SIs.	His immediate predecessor confirmed SI Qasim Shah and his immediate successor is confirmed SI Khan Wah Shah	He was promoted as Offg ASI vide Notification No. 10856/EC-1, dated 08.08.2012 as special case and confirm as ASI on 10.12.2011. <u>CONSEQUENCE OF WITHDRAWAL OF OUT-OF-TURN PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of SI/ Inspector

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<p>Retired</p> <p>Retired</p>	<p>DSP</p> <p>Retired</p>		<p>Cadet</p> <p>Beneficiary of Standing Order No. 11/87 and 7/2003</p>				<p>Retired</p>		
<p>Retired</p> <p>Retired</p>	<p>DSP</p> <p>Retired</p>		<p>Cadet</p> <p>Beneficiary of Standing Order No. 11/87 and 7/2003</p>				<p>Sub Inspectors</p>	<p>His immediate predecessor is Offg. ASI Syed Kifayat Ali Shah No. 1893</p>	<p>i. He took benefit of Cadet ship in Intermediate college course vide Notification No. 3908-1001 EC, dated 18.05.1999.</p> <p>ii. Cadetship in intermediate course helped him in acceleration of his promotion as an Offg. ASI and admission to list "E". Hence, he bypassed his batchmates and got out of turn promotion.</p> <p><u>CONSEQUENCE OF WITHDRAWAL OF OUT OF TURN PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Sub Inspector</p>



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	Riaz Khan	DSP	Cadet	Beneficiary of Standing Order No. 11/87 and 7/2003				Inspectors	Confirmed Inspector Shafi Ullah is his D list colleague	<p>He took benefit of Cadet ship in Intermediate college course vide - Notification No. 2648 EC-I, dated 19/03/2007.</p> <p>Cadetship in intermediate course helped him in acceleration of his promotion as an Olig. ASI and admission to list "E". Hence, he bypassed by teacher ret and got out of turn promotion.</p> <p><u>CONSEQUENCE OF WITHDRAWAL OF D.L. OF URS PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Inspector</p>
17	Muhammad Yaseen	DSP	Cadet	Beneficiary of Standing Order No. 11/87 and 7/2003				Confirmed Inspectors	His immediate predecessor is confirmed Inspector Qazi Aslam	<p>He took benefit of Cadet ship in Intermediate college course vide No. 2648 EC-I, dated 19/03/2007.</p> <p>Mentioned in the list of lower grade course vide No. 2648 EC-I, dated 19/03/2007.</p> <p><u>CONSEQUENCE OF WITHDRAWAL OF D.L. OF URS PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Inspector</p>

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	Muhammad Ijaz Khan	DSP		Cadet								He was confirmed by DIG Mardan understanding order 11/87. He is throughout a cadet i.e. Recruit, Low and Intermediate College Course having been of Mardan Region bearing No. 154/MR
9	Desr Muhammad	Inspector	Gallantry								Confirmed Inspectors	He was promoted as Offg. IC in case FIR No. 281, dated 18.06.1999 (PS 173) PS KRS <u>CONFIRMANCE OF WITHDRAWAL OF OFFG. I.C. PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of Inspectors
20	Masir Khan	DSP								FRP		His name was transferred from FRP to CUP, Peshawar as per Sr. vide Notification No. 22/2002 dated Peshawar on 08.10.2002. Moreover, he did not get any benefit in order of out of turn at CUP, Peshawar.
21	Shakeel Khan (Posted in GPO)	DSP								FRP		As per the record of this office he never served under CUPO.
22	Layyab Jan	DSP								FRP	Inspector Gul Amir Retired	Transferred from FRP vide Notification No. 253/17-254-II, dated 14.11.2007 as an Offg. ASI and placed below the name of Gul Amir. Moreover, he did not get

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	Sub-Inspector		Cadet Beneficiary of Standing Order No. 11.87 and 7/2003				Officiating ASI	His immediate predecessor is Offg: ASI Gohar Ali No. 3450 and his immediate successor is Offg: ASI Gulzar Khan No. 1324	<p>any benefit in order of out of turn in CCP, Peshawar.</p> <p>i. He took benefit of Cadet ship in Intermediate college course vide Notification No. 7753/EC-I, dated 20.04 2017.</p> <p>ii. Cadetship in intermediate course helped him in acceleration of his promotion as an Offg: ASI and admission to list "E" Hence, he bypassed his batchmates and got out of turn promotion.</p> <p><u>CONSEQUENCE OF WITHDRAWAL OF OUT-OF-TURN PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of ASI</p>
Addresses	Sub-Inspector		Cadet Beneficiary of Standing Order No. 11/87 and 7/2003				Officiating Sub Inspectors	His immediate predecessor is Offg: SI Fariq Ahmad No. 300 p	<p>i. He took benefit of Cadet ship in Intermediate college course vide Notification No. 11435/EC-I, dated 17.06 2015.</p> <p>ii. Cadetship in intermediate course helped him in acceleration of his promotion as an Offg: ASI and admission to list "E" Hence, he bypassed his batchmates and got out of turn promotion.</p>

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								<p>intermediate course helped him in acceleration of his promotion as an Offg. ASI and admission to list "E" Hence, he bypassed his batchmates and got out of turn promotion.</p> <p>CONSEQUENCE OF WITHDRAWL OF OUT-OF-TURN-PROMOTION</p> <p>His seniority falls after withdrawal of out of turn promotion in the rank of Sub Inspectors and at the bottom of Qaisar Khan No. 320 P</p>
<p>ii</p>	<p>Sub-Inspector</p>		<p>Cadet</p> <p>Beneficiary of Standing Order No.11/87 and 7/2003</p>				<p>Officiating Sub Inspectors</p> <p>His immediate predecessor is Offg. SI Qaisar Khan No.320 P</p>	<p>i. He took benefit of Cadetship in Intermediate college course vide Notification No. 11510 EC-I, dated 17.06.2015.</p> <p>ii. Cadetship in intermediate course helped him in acceleration of his promotion as an Offg. ASI and admission to list "E" Hence, he bypassed his batchmates and got out of turn promotion.</p> <p>CONSEQUENCE OF WITHDRAWL OF OUT-OF-TURN-PROMOTION</p> <p>His seniority falls after withdrawal of out of turn promotion in the rank of Sub Inspectors and at the bottom of Qaisar Khan No. 320 P</p>

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<p>Abdul Ali Shah</p>	<p>Sub-Inspector</p>	<p>Cadet</p>	<p>Beneficiary of Standing Order No. 11/87 and 7/2003</p>				<p>Officiating ASI</p>	<p>His immediate predecessor is Offg: ASI Muhammad Usman No. 4431</p>	<p>i. He took benefit of Cadet ship in Intermediate college course vide Notification No. 6837/EC-1, dated 06.04.2017. ii. Cadetship in intermediate course helped him in acceleration of his promotion as an Offg: ASI and admission to list "F" Hence, he bypassed his batchmates and got out of turn promotion.</p> <p><u>CONSEQUENCE OF WITHDRAWAL OF OUT-OF-TURN PROMOTION</u> His seniority falls after withdrawal of out of turn promotion in the rank of ASI</p>
<p>Abdul Ali Shah</p>	<p>Sub-Inspector</p>	<p>Cadet</p>	<p>Beneficiary of Standing Order No. 11/87 and 7/2003</p>				<p>HIC</p>	<p>His immediate predecessor is HIC Taimur Shah and his immediate successor is HIC Kamran Gul No. 501 dated 20.09.2012.</p>	<p>i. He took benefit of Cadet ship in Intermediate college course vide Notification No. 13954/EC-1, dated 16.12.2014. ii. Cadet-ship in intermediate course helped him in acceleration of his promotion as an Offg: ASI and admission to list "F" Hence, he bypassed his batchmates and got out of turn promotion</p> <p><u>CONSEQUENCE OF</u></p>

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									<p>WITHDRAWAL OF OUT-OF-TURN PROMOTION His seniority falls after withdrawal of out of turn promotion in the rank of HIC. He took the cadetship benefit in recruit lower and intermediate.</p>
ng Zeb	Sub-Inspector		Cadet Beneficiary of Standing Order No. 11/87 and 7/2003				Sub Inspectors	His immediate predecessor is Offg: SI Qaisar Khan 320.P	<p>He took benefit of Cadet ship in Intermediate college course vide Notification No 2184/TC-I, dated 02.12.2015. Cadetship in intermediate course helped him in acceleration of his promotion as an Offg: ASI and admission to list "C" Hence, he bypassed his recruitment and got out of turn promotion</p> <p>CONSEQUENCE OF WITHDRAWAL OF OUT-OF-TURN PROMOTION His seniority falls after withdrawal of out of turn promotion in the rank of Sub Inspectors and at the bottom of Qaisar Khan No. 320 P</p>



96 Dir HH
DIRECTORATE OF TRAINING
CENTRAL POLICE OFFICE
KHYBER PAKHTUNKHWA, PESHAWAR

No. 526-30 Trg: dated 18/01 /2023. Phone No. 091-9210941. Fax No. 9211268

To The Capital City Police Officer,
Peshawar.

Subject 8th JUNIOR COMMAND COURSE.

Memo:

Please refer to your office letter No.89/PA dated 17.01.2023.

Your request vide above quoted reference has approved by the Competent Authority & the following officers of CCP Peshawar are hereby dropped from the subject course with immediate effect, due to shortage of officers and current law & order situation in Peshawar.

- ✓
- i. Mr. Zafar Ahmad Acting SP/HQrs Peshawar.
 - ii. Malik Habib Khan Acting SP Saddar.
 - iii. Mr. Tayyab Jan DSP/HQrs Peshawar.
 - iv. Mr. Shah Nawaz Khan DSP ATS Peshawar.

SP/Training
For Deputy Inspector General of Police
Training, Khyber Pakhtunkhwa
Peshawar

Endst: No. & date even:

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

1. Deputy Inspector General of Police Training Khyber Pakhtunkhwa, Peshawar.
2. Deputy Inspector General of Police, HQrs Khyber Pakhtunkhwa, Peshawar.
3. The Deputy Director Pakistan Provincial Services Academy, Peshawar.
4. PSO to IGP Khyber Pakhtunkhwa.

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**DIRECTORATE OF TRAINING
CENTRAL POLICE OFFICE
KHYBER PAKHTUNKHWA, PESHAWAR**

No. 12347 Dte: dated 24/10 2022. Phone No. 091-9210941. Fax No. 9211268

To The Director General,
Pakistan Provincial Services Academy,
Peshawar.

Subject: 8th JUNIOR COMMAND COURSE.

Memo:

In accordance with Standing Order No.06/2015 and in the light of MoU signed between KP Police & PPSA Peshawar regarding Junior Command Course for eligible DSsP of Khyber Pakhtunkhwa Police, the following DSsP are hereby nominated for the subject course, to be held tentatively w.e.f 09th January, 2023 at Pakistan Provincial Services Academy (PPSA), University Town Peshawar.

S/No.	Name of officer	Present Posting	Distt:	D.O.B	CNIC No.	Contact No.	E-mail
1.	Muhammad Fayaz	Acting SP Inv: Swabi	Mardan	07.03.74	16101-7867666-9	03339212129	Fayazkhan1224@gmail.com
2.	Mr. Murad Ali	DSP Elite Force Peshawar	Charsadda	13.04.65	173012877620-1	03439551009	Nil
3.	Mr. Asad Zubair	DSP Elite Force Kohat	Kohat	15.01.80	14301-2006141-3	03339613986	Nil
4.	Mr. Mehmood Nawaz	DSP FRP D.I. Khan	Lakki	07.03.74	11201-036993-9	03329638776	Nil
5.	Mr. Zahoor Ahmad	At Disposal of DIG Spl: Branch	L/Dir	01.01.80	13303-9941147-7	03119618856	zahoorahmad@gmail.com
6.	Mr. Zafar Ahmad	Acting SP HQrs CCP Peshawar	Chitral	10.01.79	15202-0393647-3	03009328666	Nil
7.	Mr. Farman Ullah	Acting SP Inv: Bajaur	L/Dir	27.10.78	13303-1804730-1	03469394477	Farmanawaz17@gmail.com
8.	Mr. Wahid Ullah	At Disposal of DIG CTD KP	L/Dir	01.04.81	13302-0983720-1	03449299929	Wahidullah165m@gmail.com
9.	Mr. Inikhar Ali Shah	At Disposal of DIG CTD KP	Bannu	11.05.76	11101-4733960-9	03429726900	Inikharali366@gmail.com
10.	Mr. Zahid Khan	SDPO Kabal Swat	Malakand	08.04.67	13401-0703466-7	03449781600	Nil
11.	Mr. Ajmal Khan	SDPO Daroshi L/Chitral	Malakand	15.05.82	13401-4011616-3	03038787981	ajmalkhan1002@gmail.com
12.	Mr. Atiq ur Rehman	SDPO Loikoh L/Chitral	Chitral	01.11.81	15201-0377888-3	03469639692	Nil
13.	Mr. Naveed Iqbal	Suspended & Closed to CPO	Swat	13.03.81	15603-6488336-1	03456165678	naveedihqbal@gmail.com
14.	Mr. Gul Shed Khan	SDPO Kullang Mardan	Charsadda	01.06.80	17101-0402966-7	03005837832	Nil
15.	Mr. Jamil ur Rehman	SDPO Khanpur Haripur	Ahobatabad	16.04.74	61101-10668893	03005701463	Nil
16.	Mr. Fazal Wahid	SDPO Dara Kohat	Mardan	01.12.68	16102-6007314-3	03009333478	Nil
17.	Mr. Muslim Khan	At Disposal of DIG SSU	Mardan	16.02.70	16101-6465917-3	03139661337	Zulfikarali341@gmail.com
18.	Muhammad Saddique	DSP Spl: Branch	Abbotabad	16.11.68	17301-1663317-7	03165140004	Nil
19.	Mr. Faqir Hussain	DSP CID KP	Peshawar	02.02.67	Nil	Nil	Nil
20.	Mr. Hakim Khan	DSP Complaint/Enquiry CCP Pesh:	Charsadda	14.03.69	17101-8088764-7	03003820448	Nil
21.	Mr. Meher Ali	DSP Enquiry CPO Peshawar	Nowshera	01.01.69	17201-2318470-3	03345018070	Nil
22.	Mr. Inikhar Ali	SDPO Topi Swabi	Charsadda	10.02.68	17103-0380684-2	03003987323	Nil
23.	Mr. Nasir Khan	SDPO Jandol L/Dir	Charsadda	22.11.65	17102-1149321-7	03439003230	Nil
24.	Mr. Tayyab Jan	DSP/HQrs CCP Peshawar	Charsadda	01.05.70	17101-9462031-1	03149119196	Nil
25.	Mr. Asif Mehmood	DSP CID Orakzai	Bannu	25.04.75	16202-0333714-3	03009078718	Asifmehmo@gmail.com
26.	Mr. Ibrar Khan	SDPO Kandar Torghar	Abbotabad	20.05.70	13101-0971391-9	03018143992	Nil
27.	Mr. Ayaz Mehmood	DSP Inv: City Mardan	Mardan	20.02.71	42000-047430-5	03437000091	Ayazmehmo@gmail.com
28.	Mr. Shakeel Ahmad	Acting SP/Director PTS Shukas & SP Training CPO Peshawar.	Peshawar	01.01.74	17301-0460342-7	03129395330	shakeelshukar@gmail.com
29.	Mr. Zareef Khan	DSP Inv: Swabi	Swabi	01-01-69	16202-4365029-7	03139191010	Zareef111@gmail.com
30.	Malik Habib Khan (Legat)	SDPO Badaber CCP Peshawar	Peshawar	10.01.82	17301-1522790-1	03349161007	malikhabibkhan@gmail.com

Furthermore, in case officer at S/No.13 not re-instated in service till 09.01.2023 then Mr. Shah Nawaz shall report to PPSA alongwith the above mentioned officers as his substitute. His particulars are noted below:-

Name & Cadre	Present Posting	District	D.O.B	CNIC No.	Mobile No.	Email
Mr. Shah Nawaz	DSP ATS CCP Peshawar	Nowshera	08.08.65	03503-9960781-3	0313-9766943	Shahnawaz1963@gmail.com

All nominees are directed that, in case of any query may contact to PPSA on Phone Numbers 091-9224482 & 091-9224371, please.

(FEROZE SHAH) PSP
Deputy Inspector General of Police
Training, Khyber Pakhtunkhwa
Peshawar

Enclst: No. and date Even:

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

1. Additional Inspector General of Police, HQrs, Khyber Pakhtunkhwa.
2. Additional Inspector Generals of Police, Investigation & Elite Force Khyber Pakhtunkhwa.
3. Deputy Inspector Generals of Police, HQrs, Special Branch & CTD Khyber Pakhtunkhwa.
4. CCPO Peshawar and All Regional Police Officers, Khyber Pakhtunkhwa.
5. Assistant Inspector General of Police, Establishment CPO Khyber Pakhtunkhwa Peshawar.
6. PSO to IGP Khyber Pakhtunkhwa.



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OFFICE OF THE
CHIEF TRAFFIC OFFICER
CITY TRAFFIC POLICE PESHAWAR
☐ 091-9225361, ☐ 091-9225368
☐ ctopeshawar@ptpkp.gov.pk



ORDER.

On arrival in City Traffic Police, Peshawar Mr. Tayab Jan DSP (BPS-17) is posted as Acting SP/Hqrs: City Traffic Police, Peshawar (in his own pay and scale) with immediate effect and until further orders.

u. v.
(SHAHZADA UMAR ABBAS BABAR) PSP
CHIEF TRAFFIC OFFICER,
PESHAWAR. ✓

No. 3/2-20 /EC, dated Peshawar, the 25 /01/2023.

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

1. Addl: Inspector General of Police, Hqrs: Khyber Pakhtunkhwa, Peshawar.
2. Deputy Inspector General of Police, Hqrs: Khyber Pakhtunkhwa, Peshawar.
3. Capital City Police Officer, Peshawar.
4. Assistant Inspector General of Police Establishment, Khyber Pakhtunkhwa, Peshawar.
5. All SsP, City Traffic Police, Peshawar.
6. DDIT, City Traffic Police, Peshawar.
7. All DSsP, City Traffic Police, Peshawar.
8. OS (G), RI, LO, PO, SRC-I, Reader and OASI, City Traffic Police, Peshawar.
9. I/C Wireless Control, City Traffic Police, Peshawar.

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OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE, PESHAWAR

dated the 11/03/2023

No.991/Legal

To,

All Regional Police Officers/CCPO, Peshawar
Khyber Pakhtunkhwa

All Head of Units/DIG Operations
Khyber Pakhtunkhwa

Subject:- PERSONAL HEARING OF POLICE OFFICIALS/OFFICERS
FALLING UNDER THE AMBIT OF OUT OF TURN
PROMOTIONS.

Memo:

Giving personal hearing to address the grievances of Police Officials/Officers is part and parcel of Police Department for their redressal, in most impartial and transparent manner.

2. Keeping in view the above, it is being requested to give personal hearing to all those Police Officials/Officers who availed out of turn promotions in their respective regions positively for tomorrow i.e on 12th March, 2023. In this regard Police Officials/Officers who availed out of turn promotions and are borne at lists A,B & C will be heard by respective District Police Officers whereas officers enlisted to lists 'D' & 'E' will be heard by concerned Regional Police Officers. Rest of officers on list 'F' and above will be heard at CPO who shall be informed by the concerned RPOs/DPOs offices. Therefore, necessary arrangements may be made for tomorrow on 12th March 2023 regarding compliance on urgent basis. *Smelap*

3. Furthermore, all officers borne on 'F' list and other officers from the rank of Inspector and above will be heard by Deputy Inspector General of Police, Operations, Khyber Pakhtunkhwa who will be assisted by DSP/Legal, CPO, Peshawar.

4. All Officers being heard shall be bound to sign the attendance sheets and proceedings of such hearing should be shared with office of AIG/Legal CO Peshawar by 13th March, 2023

The mater should be treated as Most Immediate, Please.

(RIZWAN MANZOOR) PSP
Deputy Inspector General of Police, HQrs
For Inspector General of Police
Khyber Pakhtunkhwa,
Peshawar

CC

- Additional Inspector General of Police, HQrs, Khyber Pakhtunkhwa, Peshawar
- PSO to W/Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
- DSP/Operations, CPO, Peshawar with direction to circulate to all concerned.
- DSP/Legal, CPO, Peshawar.

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(1)

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

No. 11 / Genl. dated the 11 / 12/3/23

- All Unit Heads of Police in Khyber Pakhtunkhwa
- All Regional Police Officers in Khyber Pakhtunkhwa
- The C.P.O. Peshawar
- All District Police Officers in Khyber Pakhtunkhwa

ORDERS REGARDING WITHDRAWAL OF OUT OF TURN PROMOTIONS

In compliance with Order Sheet of Hon'ble Supreme Court of Pakistan dated 04.03.2023 in Sui Alimuddin Contingent proceedings vide Civil Petition No. 181/2021 Extra Judicial CPD Peshawar under Subject: Collection of data of police officers falling under the definition of Out of Turn Promotions bearing No. CPD (PH) dated 11/02/2023 was issued to all Unit Heads (RPO) of CPD Peshawar to report Out of Turn Promotions cases from their respective Region and

Besides, keeping in view the above, CPD issued a letter bearing No. 001/CPD dated 11/03/2023 under Subject: Personal Hearing of Police Officers, Officers falling within the ambit of Out of Turn Promotions in which it was requested to give personal hearing to all those Police Officers who are on list of Out of Turn Promotions in their respective Region positively dated March, 2023. In this regard, Police Officers who availed Out of Turn Promotions in the month of Feb. A, B & C were heard by respective District Police Officers whereas Police Officers in Feb. D & E were heard by additional Regional Police Officers and Out of Turn Promotions in Feb. F and above were heard at CPD Peshawar.

Orders concerning withdrawal of Out of Turn Promotions Cases against officers in the month of Feb. A, B and C are to be issued by respective District Police Officers or Additional Superintendent of Police of Units. Besides, Police Officers who got Out of Turn Promotions and are borne on lists D & E, their withdrawal Orders are to be issued by respective Regional Police Officers and Unit Heads Margawan. Orders relating withdrawal of Out of Turn Promotions against Police Officers who are borne on list F or above will be issued by CPD Peshawar.

Likewise, Absorption Orders issued by CPD Peshawar for officials who are working in Telecommunications and Transport HQ from other District Units will also be issued by CPD Peshawar.

All Regional Police Officers, Units Head and District Police Officers are being directed to issue such Order by 13.03.2023 in line with the compliance report with Order Sheet of Hon'ble Supreme Court of Pakistan dated 04.03.2023 in Sui Alimuddin Contingent proceedings vide

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OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE, PESHAWAR

No.993/Legal

dated the 10/03/2023

To,

12/3/23

1. All Units Head of Police in Khyber Pakhtunkhwa.
2. All Regional Police Officers in Khyber Pakhtunkhwa.
3. The CCPO Peshawar.
4. All District Police Officers in Khyber Pakhtunkhwa

Subject:- ORDERS REGARDING WITHDRAWAL OF OUT OF TURN PROMOTIONS.

In compliance with Order Sheet of Hon'ble Supreme Court of Pakistan dated:26.01.2023 in Suo Moto Contempt proceedings vide Crl.O Petition No.38/2021, letter from CPO Peshawar under Subject, Collection of date of police officers falling under the definition of out of Turn Promotion bearing No.CPO/CPB/75 dated:14.02.2023 was issued to all Units Heads, RPOs and CCPO Peshawar to report of Turn Promotions cases from their respective Regions and Units.

2. Besides, Keeping in view the above, CPO issued a letter bearing No.991/Legal dated:11.03.2023 and Subject, Personal Hearing of Police Officials/Officers falling within the ambit of Out of Turn Promotion in which it was requested to give personal hearing to all those Police Officials/Officers who availed out of Turn Promotions in their respective Regions positively on 12th March, 2023. In this regard, Police Officials/Officers who availed Out of Turn Promotions and are borne at lists A,B & C were heard by respective District Police Officers whereas officers enlisted to lists 'D' & 'E' were heard by concerned Regional Police Officers and Unit Heads. Rest of officers on list 'F' and above were heard at CPO, Peshawar

3. Orders concerning withdrawal of Out of Turn Promotions/Cases, against officials who are borne on Lists A,B and C are to be issued by respective District Police Officers or concerned Superintendents of Police of Units. Besides, Police Officers who got Out of Turn Promotions and are borne on lists D & E, their withdrawal Orders are to be issued by respective Regional Police Officers and Unit Heads. Moreover, Orders relating withdrawal of Out of Turn Promotions against Police Officials/Officers who are borne in list F or above will be issued by CPO, Peshawar.

4. Likewise, Absorption Orders issued by CPO, Peshawar for officials who got absorbed in Telecommunications and Transport HQ from other District/Units will also be issued by CPO, Peshawar.

5. All Regional Police Officers, Units Head and District Police Officers are being requested issue such Orders by 13.03.2023 so that the compliance report with Order Sheet of Hon'ble Supreme Court of Pakistan dated:26.01.2023 in Suo Moto Contempt proceedings vide

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ADVOCATE

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... Court of Justice in the Honorable Court of Justice

The matter may be treated in accordance with the copy of the Court

... with the PCU Peshawar, dated 12/03/2023

TAYYAB JAN S/O M. I. PS
 Deputy Inspector General of Police
 For Inspector General of Police
 Khyber Pakhtunkhwa, Peshawar

- 1- Additional Inspector General of Police, HQs, Khyber Pakhtunkhwa, Peshawar
- 1- Additional Inspector General of Police, Operations, Khyber Pakhtunkhwa, Peshawar
- 1- Chief of CID, Peshawar
- 1- SDO to Inspector General of Police, Khyber Pakhtunkhwa, Peshawar
- 1- Registrar CPU Peshawar

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Cri.O Petition No.38/2021 could be submitted to the Hon'ble Supreme Court of Pakistan on __03.2023.

6. The matter may be treated on immediate basis and copy of the orders so issued must be shared with CPO Peshawar by tomorrow 13.03.2023.

(RIZWAN MANZOOR) PSP
Deputy Inspector General of Police, HQrs
For Inspector General of Police
Khyber Pakhtunkhwa,
Peshawar

CC

1. Additional Inspector General of Police, HQrs, Khyber Pakhtunkhwa, Peshawar
2. Additional Inspector General of Police, Operations: Khyber Pakhtunkhwa, Peshawar
3. AIG Legal CPO, Peshawar
4. PSO to Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
5. Registrar CPO Peshawar

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

No. 547 / Legal / E-1 dated the 16/03 / 2023.

ORDER

In compliance with Order Sheet of Hon'ble Supreme Court of Pakistan dated 26.01.2023 in Suo Moto Contempt proceedings vide CrI.O. Petition No. 38/2021 and in pursuance of Judgments passed by Hon'ble Supreme Court of Pakistan in 2013 SCMR 1752, Civil Review Petition No. 193/2003 reported in 2015 SCMR 456, 2016 SCMR 1254, 2017 SCMR 206, 2018 SCMR 1218 and consolidated Judgment dated 30.06.2020 in Civil Petitions No. 1996, 2026, 2431, 2437 to 2450, 2501 and 2502 of 2019 on issues of Out of Turn Promotions, all Unit Heads, Regional Police Officers and District Police Officers of Khyber Pakhtunkhwa Police were directed vide this office Letter No. CPO/CPB/75, dated 14.02.2023, to ensure compliance of above mentioned Orders in letter and spirit. Accordingly, all Out of Turn Promotions granted to Police personnel either on gallantry or otherwise belonging to different Units, Regions & Districts have been withdrawn by the concerned authorities and consequently their seniority has been re-fixed along with their batchmates who were promoted during their intervening period by maintaining original inter-se-seniority.

2. In view of the above, case regarding Out of Turn Promotion of Mr. Tayyab Jan DSP was examined. As per details provided by office of CCP Peshawar vide Letter bearing No.4649/EC-I dated 12.03.2023 on subject "collection of data of police officers falling under the definition of out of turn promotion". He was enlisted as Constable in FRP on 01.07.1989. He was transferred to CCP Peshawar along with his lien on 06.03.1991. On 31.08.1992 he was transferred back to FRP on deputation basis. He was promoted as Officiating HC in 1992 vide Order No. 8469-72/FRP/EC. He qualified his A-1 examination on 26.06.1994 and B-1 examination on 08.04.1997. He passed his Lower College Course on 20.04.1998. After Lower College Course, he was again transferred to FRP along with his lien. From FRP he was selected for Intermediate College Course and completed the same on 10.04.1999. He was promoted as Officiating ASI on 26.07.2000. He was promoted as Sub Inspector/PC on 22.07.2003 but later-on, 04.07.2006 he was promoted to Officiating Sub Inspector w.e.f 22.07.2003 in FRP. In 2007, he was transferred back to CCP Peshawar along with his lien again and promoted as Officiating Sub Inspector on 21.04.2008 from CCP Peshawar. He completed his Upper College Course in the term ending on 20.09.2009. He was confirmed as SI and admitted to list 'F' on 14.03.2012. He was promoted as Officiating Inspector on 30.01.2013. His career progression is full of gross and flagrant violations of Police Rules. He was promoted and confirmed without following the prescribed path for undergoing the requisite mandatory courses under Police Rules 1934. At present he stands at S. No. 163 in the DSSP Seniority list issued vide No. 1594/SE-I dated 05-08-2022. After withdrawal of his Out of Turn Promotions his name is placed above the name of his colleague confirmed SI Syed Abid Shah No. P/544 of CCP Peshawar.

3. In this regard, Para 122 of Judgment of Hon'ble Supreme Court of Pakistan 2015 SCMR 456 is reproduced as under;

122. The issue of out of turn promotions has been dealt with by us in detail in the judgment sought to be reviewed and we reached the conclusion that it was violative of Articles 240, 242, 4, 8, 9 and 25 of the Constitution. Mr. Adnan Iqbal Chaudhry, learned Advocate Supreme Court has contended that section 9- A of the Act has not been struck down by this Court, while declaring the out of turn promotions as unconstitutional. We are mindful of this fact as we have held that the Competent Authority can grant awards or rewards to the Police Officers, if they show act of gallantry beyond the call of duty. However, we had struck down the very concept of 'out of turn promotion' being violative of Constitution for the reasons incorporated in paras 158 to 164 of the judgment under review.

4. As per Para No. 73 of Judgment of Hon'ble Supreme Court of Pakistan 2018 SCMR 1218 (Intra Court Appeals No.4 of 2017 etc) when any legislative instrument is declared unconstitutional, it is declared void ab initio. The Para No. 73 is being reproduced as under;

73. The contention of Khawaja Haris Ahmad, learned Sr.ASC that in Para No. 123 of Shahid Pervaiz's case (supra) this Court had wrongly observed that "we have already declared void ab initio the legislative instruments that provided for out of turn promotions." because nowhere in the earlier judgment was such a declaration made, is also without force. Suffice it to say that in Para 104 of Shahid Pervaiz' Case (Supra), it was observed that: "104. Through the successions of its orders, this Court has consistently maintained the unconstitutionality, and the consequential nullity of the instruments providing for the out of turn promotion." Moreover, in Para 129 of the judgment of Ali Azhar Khan Baloch's case (supra), this Court was pleased to observe that when

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any legislative instrument is declared unconstitutional, the effect of such declaration is that such legislative instrument becomes void ab initio. The relevant part of Para 129 is being reproduced hereunder: "129. Now, it is a settled law of this Court that no right or obligation can accrue under an unconstitutional law. Once this Court has declared a legislative instrument as being unconstitutional, the effect of such declaration is that such legislative instrument becomes void ab initio, devoid of any force of law, neither can it impose any obligation, nor can it expose anyone to any liability."

5. Similarly, Hon'ble Supreme Court of Pakistan Judgment reported as 2017 SCMR 456 vide Para No. 98 declared Out of Turn Promotions as null and void in the following terms which is reproduced as under;

98. In a series of judgments, this Court has declared out-of-turn promotions as being unconstitutional, un-Islamic, and void ab initio. The principle of unconstitutionality attached to the instrument providing for out of turn promotion was laid down first in the case of Muhammad Nadeem Arif vs. I.G of Police (2011 SCMR 408). The view taken in this judgment was followed in another case reported as Ghulam Shabbir vs. Muhammad Munir Abbasi (PLD 2011 SC 516); wherein it was held that out of turn promotion was not only against the Constitution, but also against the Injunctions of Islam; and that reward or award should be encouraged for meritorious public service but should not be made basis for out of turn promotion.

6. Mr. Tayyab Jan DSP was given chance of personal hearing on 12.03.2023. He was informed about his personal hearing through Wireless Police Control besides other possible means. However, he did not attend hearing despite being informed. Perusal of his record reveals that as mentioned in Para No. 2 of this order, He was enlisted as Constable in FRP on 01.07.1989. He was transferred to CCP Peshawar along with his lien on 06.03.1991. On 31.08.1992 he was transferred back to FRP on deputation basis. He was promoted as Officiating HC in 1992 vide Order No. 8469-72/FRP/EC. He qualified his A-1 examination on 26.06.1994 and B-1 examination on 08.04.1997. He passed his Lower College Course on 20.04.1998. After Lower College Course, he was again transferred to FRP along with his lien. From FRP he was selected for Intermediate College Course and completed the same on 10.04.1999. He was promoted as Officiating ASI on 26.07.2000. He was promoted as Sub Inspector/PC on 22.07.2003 but later-on, 04.07.2006 he was promoted to Officiating Sub Inspector w.e.f 22.07.2003 in FRP. In 2007, he was transferred back to CCP Peshawar along with his lien again and promoted as Officiating Sub Inspector on 21.04.2008 from CCP Peshawar. He completed his Upper College Course in the term ending on 20.09.2009. He was confirmed as SI and admitted to list 'F' on 14.03.2012. He was promoted as Officiating Inspector on 30.01.2013. His career progression is full of gross and flagrant violations of Police Rules. He was promoted and confirmed without following the prescribed path for undergoing the requisite mandatory courses under Police Rules 1934. At present he stands at S. No. 163 in the DSSP Seniority list issued vide No. 1594/SE-I dated 05-08-2022. After withdrawal of his Out of Turn Promotions his name is placed above the name of his colleague confirmed SI Syed Abid Shah No. P/544 of CCP Peshawar.

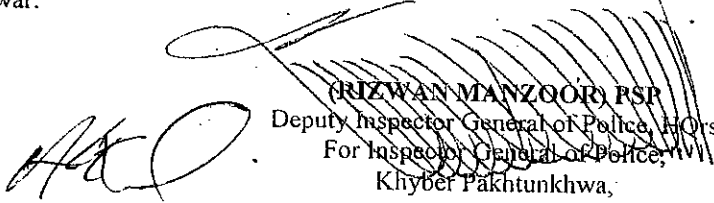
7. Consequently, his Out of Turn Promotion/Confirmation Orders as mentioned in Para 6 of this Order are withdrawn through this Order and he is demoted from the rank of DSP to the rank of Confirmed Sub-Inspector with immediate effect. After withdrawal of his Out of Turn Promotion, his name is placed above the name of his colleague Confirmed SI Syed Abid Shah No. P/544 of CCP Peshawar.

Sd-

Akhtar Hayat Khan, PSP
PROVINCIAL POLICE OFFICER,
KHYBER PAKHTUNKHWA,

C.C

1. Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
2. Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. Secretary, Home & TAs Department, Government of Khyber Pakhtunkhwa, Peshawar.
4. Additional Inspector General of Police, HQrs: Khyber Pakhtunkhwa, Peshawar.
5. Additional Inspector General of Police, Operations Khyber Pakhtunkhwa, Peshawar.
6. All Regional Heads, Khyber Pakhtunkhwa, Peshawar.
7. All Heads of Police Units, Khyber Pakhtunkhwa.
8. PSO to W/ Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
9. AIG/ Legal, CPO, Peshawar.
10. Registrar, CPO, Peshawar.


QUZWAIN MANZOOR, PSP
Deputy Inspector General of Police, HQrs
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar

To: The Inspector General of Police,
Khyber Pakhtunkhwa Peshawar.

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Through :- PROPER CHANNEL.

Subject:- REPRESENTATION /REVIEW PETITION AGAINST OFFICE ORDER \NO.597/LEGAL/E-I DATED 16.03.2023 WHEREBY ORDER OF PROMOTION TO THE RANK OF DSP OF THE PETITIONER WAS WITHDRAWN AND WAS DEMOTED FROM TO THE RANK OF SUB INSPECTOR WITH IMMEDIATE EFFECT AND GIVEN LOWER SCHOOL COURSE SENIORITY ABOVE THE NAME OF SI SYED ABID SHAH.

Respected Sir,

Brief facts giving rise to present review petition are as under:-

1. That on 01.07.1989 the petitioner was enlisted as constable In FAR now FRP at.district far Bannu.
2. That after enlistment the petitioner selected for recruit course and qualified on 20.12.1989 from RTC Srar Naurang. Annex- page-No 1&2
3. That on 31.3.1990 the petitioner then transferred by the competent authority to FAR Nowshera.
4. That after serving in FAR Range and Head quarter on 06.03.1991 the petitioner was transferred to District Police Peshawar with other police contingent.
5. Being FA qualified and knowing official work, on 04.08.1991, the petitioner was transferred to RTC Nowshera on loan basis and posted as Reader and steno to the Principal RTC Nowshera.
6. That on 01.09.1992 the services of the petitioner were requisitioned by the FRP authority and the competent authority issued transfer orders of the Petitioner to FRP.
7. Being literate official the petitioner appeared in A-I examination and qualified vide OB No.1803 dated 28.06.1994 office SSP Peshawar.
8. That the petitioner was allowed by the Principal RTC Nowshera to participate in Section Commander course in the term commenced from 01.01.1992 and concluded on 01.6.1992 and qualified the said course vide his office letter No.137/RTC, Nowshera dated 28.06.1992. annex page. 3 (Pre-requisite criteria for promotion as head constable/section commander at FRP still in vogue)

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9. That After qualification of section commander course the petitioner was promoted to the rank of officiating Head Constable by the competent authority vide his office order No.8469-72/FRP/EC dated 25.10.1992. annex page.4
10. That the petitioner was selected for Head proficient course commencing from 03.06.1996 at FSL Peshawar vide order No.2960-62/OSI dated 30.12.1996 and qualified vide OB No.534 dated 08.08.1995. Entry exist at page 07 of character roll. Copy annex-page 5 (pre-requisite criteria for selection of lower school course.)
11. That the petitioner was selected for Civil Defence course at Hayat Abad Peshawar commencing from 04.01.1997 and concluded 06.02.1997 vide order No.8044-47/OSI,FRP dated 30.12.1996. copy annexed- page 6&7
12. That the petitioner was posted as Mess Manager of FRP Hqrs by the competent authority vide order No.2623-25/EC dated 27.05.1997. copy annex-page
13. That the petitioner appeared in B-I examination and qualified vide OB No.1126, 09/04.1997 as per long roll record of SSP Peshawar now CCP Peshawar when he was posted at FRP.
14. That the petitioner was posted at addl. Muharrir at FRP Hqrs Peshawar by the competent authority vide order no.1832-34/OSI dated 20.04.1998. copy annex- page 09
15. That after qualifying of B-I examination, the petitioner submitted application for selection to lower course to the commandant FRP but it was turned down with the objection that the lien of the petitioner is not exist at FRP and directions issued to approach the office of SSP Peshawar for selection of lower course. So the petitioner submitted application to SP Hqrs Peshawar for selection of lower school course. Therefore he was selected for lower school course by the the SP Hqrs Peshawar and participate in the term ending dated 20.4.1998, which he qualified. Annex- page 10 to 13
16. That after qualification of lower school course he reported back to FRP and submitted application that as he is serving in FRP therefore his lien be transferred to FRP. The Inspector General of Police NWFP Peshawar terminated the lien of the petitioner and attached with FRP NWFP on permanent basis vide his office order No.9807-9/E-II dated 8.06.1998. copy annex.page 14
17. That the petitioner was given seniority in FRP and being senior one the petitioner was selected for Intermediate College Course vide order No.6405-7/EC dated 19.10.1998 by the competent authority. Entry exist at page 08 of character roll. Copy annexed page. 15

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18. That the petitioner qualified the Intermediate College Course from PTC Hangu in the term ending 10.04.1999 copy annex-page 16 ✓
19. That after qualifying the Intermediate College Course he reported back at FRP Hqrs Peshawar. The competent authority then awarded the incentive of selection grade head constable on the basis of seniority vide order No.988-91/EC dated 17.02.2000. copy annex-page 17 ✓
20. That the petitioner was given promotion to the rank of offg; ASI vide order 6166-71/EC dated 26.7.2000 by the Commandant FRP. Copy annex. Page 18 ✓
21. That the petitioner transferred to National Highways and Motorways police on deputation basis vide IGP order No.21519-26/E=II dated 22.12.2001 and repatriated to FRP vide order No.42(7)/02 dated 22.01.2003. entry exist in character roll. Copy annexed-page 19 ✓
22. That on 22.07.2003 the petitioner was given promotion as SI/PC instead of offg: SI vide order No.3735-39/EC dated 22.07.2003. entry exist at page 08 of service book copy annex.page 19 ✓
23. That on 14.07.2005 the petitioner was posted as Reserve Inspector FRP Hqrs Peshawar vide order No.4648=50/EC dated 14.7.2005. copy annex-page 20 ✓
24. That on 30.6.2006 the petitioner submitted application to the commandant FRP and requested that being qualified the intermediate school course his promotion order issued as platoon commander be regularized as offg: SI with effect from 22.7.2003 instead of Platoon Commander which was considered and accepted. The petitioner was given promotion as offg: SI with effect from 04.07. 2006, while promotion of offg: SI w.e.f (22.7.2003) will decide after finalization of combined case of FRP official by the PPO NWFP Peshawar. Copy annex.T. As the case of literate official were sent to the office of PPO NWFP by the Commandant FRP which was subjudice in CPO Peshawar. Copy of note sheet annex. Page 21&22
25. that on 16.02.2007 meeting of the DPC held and decided that police rules contained in chapter 13 are in detail and very clean which reveal which that no constable / head constable be admitted to list D who is not thoroughly efficient in all branches of duties constable and head constable the DPC further observe that FRP is transit force hence the quota of various courses was withdrawn from FRP. The commandant FRP was directed to repatriate all such officers to their district of domicile. Page.23
26. That the order dated 16/2/2007 issued by the CPO was challenged in the Peshawar high court vide writ petition no 1616 and 1617 of 2007. Page 24 to 28

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27. In the meanwhile in compliance of DPC dated 16/02/2007 the CPO issued transfer orders of the petitions order along with 71 others to their domicile district with the directions that all the literate head constables and ASIs of FRP be placed on list C-I and "D" which they passed the lower and intermediate class courses with their colleagues. Page 29 to 31 ✓
28. In compliance to the transfer orders the petitioner reported to CCP Peshawar.
29. On 9/10/2008 DPC held at CCP Peshawar and examine the case of petitioner in light of the directions of PPO NWFP Peshawar vide order endst: No 25317-23/E-II dated 4/11/2007/Peshawar. The petitioner was demoted to list "D" from offg: SI and was placed between the name of Gul Arif no 339 and Khalid khan 2572 "D" list colleagues in CCP Peshawar. Promotion to the rank of offg: ASI was considered with effect from 25/5/2005 and was brought on list "E" with effect from 5/4/2008 and was given promotion to the rank of offg: SI with effect from 21/4/2008 with his colleagues in CCP Peshawar vide notification number 10954- 63/EC-I dated 25/4/2008. Annex page 32 ✓
30. That on 20/3/2008 the Peshawar high court Peshawar accepted the petition and directed the PPO NWFP Peshawar to reconsider the decision dated 16/2/2007 by the concerned DPC, so that nobody should be discriminately deprived of his legal rights and no decision be made operative retrospectively damaging the members of the discipline force who have to perform extra ordinaries duties and who deserve to be adequately compensated and encourage. annex page 33 to 35 ✓
31. That on 14.05.2008, the order of the High Court Peshawar was discussed in the DPC meeting held at CPO Peshawar and a committee was constituted for the examination of merit of the case of literate official of FRP in the light of Judgment dated 20.03.2008 passed by the High Court Peshawar. On 07.05.2009, the recommendations of committee discussed in the DPC and the DPC unanimously agreed with their recommendations. Page 36 to 42 ✓
32. That in compliance to the decision of High Court dated 20/3/2008 and recommendation of the DPC dated 07.05.2009, the PPO issued directions to the commandant FRP vide letter No.14377/E-I dated 10.06.2009, that all official of the FRP be given permanent status and maybe confirmed in their rank with their colleagues after completion their probation period as per police rule 1318. Benefits received by official in FRP till the decision of DPC and their repatriation to the district of their domicile be kept intact so they should not be deprived of any rights as per decision of the court. Moreover seniority of literate officials may be fixed in each list of the bases of course under gone and criteria fixed under police rule chapter 13 annex page. 43
33. In compliance of the directions in the preceding para the commandant FRP issued directions and made only entry in the service book of the petitioner without giving any due benefit to the petitioner. Entry exists at page No.08 of service book. Copy annex page 44.

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34. The petitioner was selected for Upper College Course and qualified in the term ending 10.04.2009. Annex page 45 ✓
35. That the petitioner was conformed in the rank of SI vide order number 16264-75/EC-I dated 10/4/2012 w.e.f 14/3/2012 annex page 46 & 47. ✓
36. On 30/1/2013 the petitioner was brought on list "F" and promoted to the rank of offg inspector vide order number 2409/E-II dated 30/1 /2013 annex page 48 to 50 ✓
37. The petitioner remained posted as Reserve Inspector CCP Peshawar, Campus Corps University of Peshawar and at Operations Branch CPO Peshawar in the rank of Inspector. ✓
38. That the petitioner was confirmed into the rank of inspector and was promoted to the rank of offg: DSP after considering seniority cum fitness of the petitioner. annex page 51 to 54 ||
39. After promotion as DSP the petitioner was posted as DSP Special Branch, DSP Investigation city CCP Peshawar, SDPO Sheikh Maltoon district Mardan, SDPO Pabbi Nowshera, SDPO Chamkani Peshawar and DSP Hqrs CCP Peshawar. ✓
40. That the issue of out of turn promotion was under consideration at CPO since 2013/2014, whereas the name of the petitioner was not include till March 2023. The CPO time and again asked the position of the petitioner from CCPO Peshawar and Commandant FRP regarding out of turn promotion of the petitioner and they replied that the petitioner did not get any out of tern promotion. Copies annex page 55 to 70 ✓
41. That on the basis of replies of CCPO, the petitioner was selected for ongoing JCC course vide Notification annexed at page 71, but later on the name of petitioner was withdrawn as per the request of CCPO Peshawar on the grounds of shortage of competent officers in CCP Peshawar. copies annex: page 72 ✓
42. That on 20.01.2023 the services of the petitioner was given on the disposal of CTO CCP Peshawar for further posting as Acting SP Traffic Peshawar. Annex- page 73 ✓
43. That in compliance to the orders of CCPO Peshawar the CTO CCP Peshawar issued posting order of the petitioner as Acting SP Hqrs: Traffic CCP Peshawar vide order No.312-20/EC dated 25.01.2023. annex- page 74 ✓
44. The Petitioner perform their duties with zeal/devotion and upto the satisfaction high-up and received numerous appreciation letters and commendation certificates couple with cash rewards annex, page 74.

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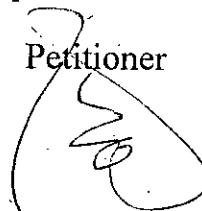
Grounds

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- a. That on 21.03.2023, on receipt of the impugned order, the petitioner surprised to see that the competent authority awarded punishment of two step reversion to the petitioner without any cogent reason.
 - b. That the impugned order has been issued without adopting proper procedure required as per law.
 - c. That the impugned order is unlawful and unjustified.
 - d. That the petitioner was wrongly treated by the competent authority, without examining merit of the case of promotion and awarded unlawful/unjustified punishment in the garb of out of turn promotion.
 - e. That the petitioner was not treated with equal yard stick as numerous junior from the petitioner are exist on the seniority list of DSPs while the petitioner was made escape goat with malafide intention and demoted to the rank of sub inspector.
 - f. That the impugned order is patently based on discrimination, malafide and miss use of legal mind, so is of no legal effect.

Prayers

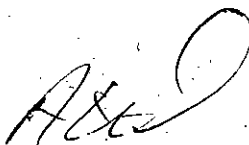
1. It is therefore, most humbly and graciously prayed that the impugned order dated 16/3.2023 may very kindly be reviewed/ set aside and the petitioner may be restored to the rank of DSP with all consequential reliefs.

Petitioner



Tayyab jan
Sub Inspector,
CCP Peshawar.

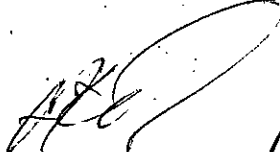
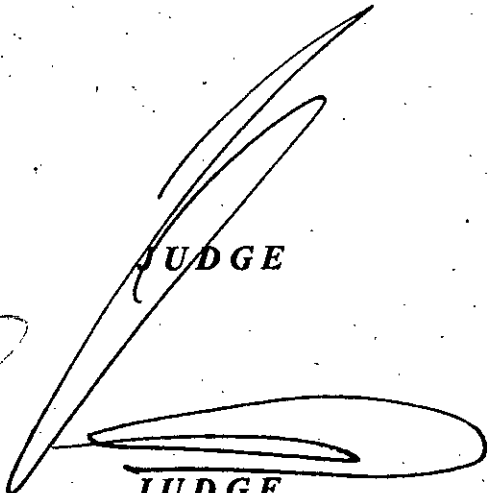
Dated 27/3/2023



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PESHAWAR HIGH COURT, PESHAWAR

FORM OF ORDER SHEET

Date of Order or Proceedings	Order of other Proceedings with Signature of Judge.
1	2
04.04.2023	<p><u>W.P No.1289-P/2023</u></p> <p>Present: Mr.Shumail Ahmad Butt, advocate, for the petitioners.</p> <p>Mr.Aamir Javed, AG, for the State.</p> <p>*****</p> <p>Respondents No.1, 2 and 6 be put on notice to file their requisite comments. One of the Writ Petition No.1587-P/2022 is also fixed for 03.05.2023, therefore, office is directed to fix the present case as well as other cases of similar nature on 03.05.2023.</p> <p><u>Interim Relief.</u></p> <p>Notice. Till then the impugned letters dated 11.03.2023, 12.03.2023 and order dated 16.03.2023 are suspended.</p> <p> JUDGE</p> <p> JUDGE.</p>

DB. Hon'ble Mr.Justice Ishtiaq Ibrahim & Hon'ble Mr.Justice S.M Attique Shah
(Asif Jan Sr.S.S)

114. Apr 00

JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

W.P No.1289-P/2023

Tayyab Jan and others

Vs.

**Government of Khyber Pakhtunkhwa through Chief
Secretary, Civil Secretariat, Peshawar and others**

Date of hearing 21.06.2023 and 22.06.2023.
Petitioner(s) by: **Mr. Shumail Ahmad Butt, Advocate.**
Respondent(s) by: **Mr. Amir Javed, Advocate General and Mr.
Hasnain Tariq, AAG along with Mr. Rizwan
Manzoor, DIG(HQrs), Khyber Pakhtunkhwa
Police, CPO. Muhammad Asif, AIG(Legal),
CPO. Muhammad Tariq Usman, Inspector
(Legal), CPO.**

JUDGMENT

IJAZ ANWAR, J. This writ petition has been filed under
Article 199 of the Constitution of Islamic Republic of
Pakistan, 1973, with the following prayer: -

*"It is, therefore, very humbly prayed that on
acceptance of this writ petition, this Hon'ble
Court may very magnanimously hold,
declare and order:-*

- i. That letter dated 11.03.2023,
12.03.2023 and office orders of
demotion dated 16.03.2023 and any
subsequent proceedings or orders
emanating/arising therefrom are
illegal, unlawful, without lawful
authority and thus of no legal effect
- ii. The respondents be permanently
restrained from reversing the
petitioners under the garb of Apex
Court judgment passed in respect of
out of turn promotes, which is not
applicable to the case of petitioners as
there was neither out of turn
promotion cadetship or gallantry
service in FRP and all the petitioners
have gone their promotion after

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completing courses on their turn as er seniority.

Any other relief in favour of the petitioner deemed just and appropriate".

2. In the instant case petitioners were initially appointed in the FRP as Constables and then gained promotion in the regular police as well as in the FRP after undergoing the requisite police training in the quota reserved for FRP. The question formulated for consideration of this Court primarily relates to the terms and conditions of service, because apparently, this case is distinguishable from other connected cases as in the instant case promotion order of the petitioners are withdrawn for the reason as it is out of turn and violative of the judgment of the Apex Court, however, on going through the same we find that no such issue ever raised in the judgments of the Apex Court referred in respect of out of turn promotions and in these cases neither the application/implementation of the judgment of the Apex Court is required, besides, such matters were also never referred in the judgment of a larger bench of this Court.

3. In the given circumstances, the matter primarily relates to the terms and conditions of the service, as such,

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we transmit the same to the Provincial Service Tribunal,
Peshawar for its decision strictly in accordance with law.

Copy of the memo of this petition be retained for the
purpose of record.

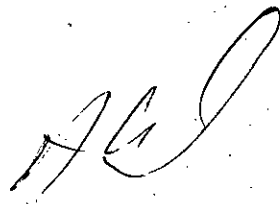
Announced
Dt: 27-8-23.


JUDGE


JUDGE

(Amir Shehzad) *

(DB) Hon'ble Mr. Justice Ijaz Anwar and Hon'ble Mr. Justice S.M. Attique Shah.





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

- 117 ~~AS~~

Hand PP

No. 11523

/Legal

dated the 28 / 12 / 2021.

To: The Regional Police Officer,
Hazara.

99

Subject: REQUEST FOR JUSTICE.

Memo: Please refer to your office Letter No. 27947/E, dated 29.11.2021. on the subject cited above.

The perusal of record reveals that, since the establishment of FAR rename FRP, it has its own hierarchy in wake of seniority promotions in the junior rank, selection for course on the quota of seats of different courses in this organization allotted by the competent authority and seniority of promotions lists ABCDE were also maintained separately within the organization like Districts till the promulgation of Standing Order No. 01/2014.

If the applicants qualified promotions courses on their own turn with their colleagues and were promoted from one rank to another on the basis of seniority-competence in accordance with Police Rules 1934 and subsequently, were placed at the bottom of seniority list of the District of their Domicile according to their rank thus they do not come within the ambit of out of turn promotion.

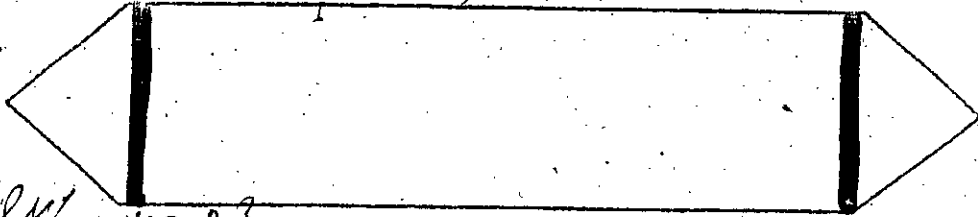
According to judgment of Apex Court if someone promoted on the basis of any kind of incentive i.e gallantry, cadetship and special case by-passing his batch-mates/colleagues thus it is declared out of turn promotions.

AIG/LEGAL
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.
05/12/2021

ATTESTED
~~ADVOCATE~~

PP

بعدالت سر سے سر دیوے لکھو



2023ء پنجاب کے بعدالت
 طلبہ بنام گورنمنٹ وکٹوریا

موزونہ
 مقدمہ
 دعویٰ
 جرم

باعث تحریر آنکھ

مقدمہ مندرجہ عنوان ہالامیں اپنی طرف سے واسطے بیروی و جواب دی وکل کاروائی متعلقہ
 آن مقام کے لئے یہ کیلئے حاکم راجگان + گورنمنٹ + گورنمنٹ وکٹوریا

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار دیا گیا۔ نیز
 وکیل صاحب کو راشی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دی اور اقبال دعویٰ اور
 بصورت ڈگری کرنے اجراء اور وصولی چیک درو پیہار عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
 زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم بیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور مستوفی
 نیز دائر کرنے اپیل نگرانی و نظر ثانی و بیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
 کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
 ہوگا۔ اور صاحب مقرر شدہ کو کبھی وہی جملہ مذکورہ بااختیارات حاصل ہوں گے اور اس کا ساختہ
 کو اختیار منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ درجہ جاند التوائے مقدمہ کے سبب سے دہوگا۔
 کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ بیروی
 مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

الرقوم 10 ماہ 23 20

واہ العیہ کے لئے منظور ہے۔

بنام