

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,**  
**PESHAWAR.**

Service Appeal No. 729/2016

Date of Institution ... 18.07.2016

Date of Decision ... 09.12.2021

Imran Khan S/O Hafeez-ur-Rehman, Ex-Constable No. 420,  
District Bannu.

... (Appellant)

VERSUS

Inspector General of Police, Civil Secretariat, Khyber  
Pakhtunkhwa, Peshawar and two others.

... (Respondents)

MR. AMANULLAH MARWAT,  
Advocate

--- For appellant.

MR. MUHAMMAD ADEEL BUTT,  
Additional Advocate General

--- For respondents.

MR. AHMAD SULTAN TAREEN  
MR. SALAH-UD-DIN

--- CHAIRMAN  
--- MEMBER (JUDICIAL)

JUDGMENT:

SALAH-UD-DIN, MEMBER:-

Precise facts giving rise to filing of the instant service appeal are that disciplinary action as initiated against the appellant on the allegations that he while deputed on duty with Army at Cantonment Bannu proceeded for night pass on 27.06.2014 to 28.06.2014, however after availing the night pass, the appellant remained absent and did not make arrival to the place of his duty/posting. Vide impugned order dated 25.02.2015 bearing O.B No. 186 passed by the competent Authority, the appellant was dismissed from service with effect from 20.02.2015 and the absence period from 28.06.2014 to



08.12.2014 was treated as without pay. The appellant being aggrieved of the order dated 25.02.2015, challenged the same through filing of departmental appeal on 02.03.2015, which as per assertion of the appellant was not decided, therefore, the appellant preferred an appeal to the Inspector General of Police Khyber Pakhtunkhwa Peshawar, which was rejected vide order dated 24.06.2016, hence the instant service appeal.

2. Notices were issued to the respondents, who submitted their comments, wherein they denied the assertions made by the appellant in his appeal.

3. Learned counsel for the appellant has contended that the absence of the appellant from duty was not willful, rather the appellant was unable to attend his duty due to severe illness and the matter was brought in the knowledge of the concerned Incharge; that the absence period of the appellant was itself regularized by the competent Authority by treating the same as leave without pay, therefore, the impugned penalty of dismissal of the appellant from service was legally unwarranted; that the appellant was awarded major penalty of dismissal from service through summary proceedings which has caused prejudice to the appellant as it has been held by the august Supreme Court of Pakistan that for imposing major penalty on a delinquent officer/official, conducting of regular inquiry is must; that the disciplinary proceedings were conducted in a slipshod manner without complying of relevant provisions of Police Rules, 1975; that the impugned orders being wrong and illegal are liable to be set-aside and the appellant is entitled to be reinstated in service with all back benefits.

4. On the other hand, learned Additional Advocate General for the respondents has contended that the appellant remained absence for more than 04 months without seeking leave or permission of the competent Authority and has been guilty of misconduct; that the allegations of willful absence from duty were proved against the appellant and he was also found involved in a criminal case of moral turpitude, therefore,

he has rightly been dismissed from service; that the appellant was provided opportunity of self defense as well as personal hearing, however he was unable to justify his willful absence from duty; that the disciplinary proceedings were carried out against the appellant by complying the relevant provisions of Police Rules, 1975. In the last he requested that the impugned orders may be kept intact and the appeal in hand may be dismissed with costs.

5. We have heard the arguments of learned counsel for the appellant as well as learned Additional Advocate General for the respondents and have perused the record.

6. A perusal of the record would show that disciplinary action was taken against the appellant on the allegations of his willful absence from duty. The appellant was issued show-cause notice by the District Police Officer Bannu on 11.07.2014, wherein it is mentioned that sufficient evidence was available against the appellant warranting to dispense with proper departmental inquiry. However, on submission of reply to the show-cause notice by the appellant on 21.07.2014, District Police Officer Bannu directed DSP Headquarter Bannu to report as to whether the Constable had made arrival on duty or not and as to whether he was actually ill or not. It is astonishing that on one hand the District Police Officer Bannu dispensed with regular inquiry on the ground that sufficient evidence was available against the appellant, however on receiving of reply of the appellant, he asked DSP Headquarter to submit report as mentioned above. The impugned order dated 25.02.2015 passed by the District Police Officer Bannu would show that reliance has been placed on fact finding inquiry made by the DSP Headquarter. August Supreme Court of Pakistan has held in numerous judgments that for the purpose of awarding major penalty, conducting of regular inquiry is must. Moreover, in the impugned order, the absence period of the appellant has been shown with effect from 28.06.2016 to 08.12.2016, while the appellant has admittedly submitted reply to the show-cause notice on

J. I.

21.07.2014 meaning thereby that he was not absent from duty on the said date.

7. Departmental appeal of the appellant was filed by Regional Police Officer Bannu on note sheet on 13.03.2015. The appellant was neither afforded any opportunity of personal hearing nor any order was communicated to the appellant that his appeal has been filed. The appellant then filed an appeal to Inspector General of Police Khyber Pakhtunkhwa, which was treated as revision under Rule 11-A of Police Rules, 1975 and vide order dated 19.02.2016 passed by Inspector General of Police Khyber Pakhtunkhwa Peshawar, the case of the appellant was remanded to the Regional Police Officer Bannu with the observations reproduced as below:-

*"Keeping in view the explanation advanced by the petitioner behind his absence from duty and the fact that he has seven years service at his credit, the Board decided that the case of petitioner may be remanded back to the RPO Bannu for examining it afresh by confirming and verifying the defense plea advanced by the appellant".*

The defense plea taken by the appellant regarding his absence from duty was that he was suffering from jaundice as well as Typhoid. The appellant had further alleged in his appeal before the Regional Police Officer Bannu that his plea of illness was verified by Medical Superintendent Khalifa Gul Nawaz Hospital Bannu. The RPO Bannu was thus required to have probed the said defense plea taken by the appellant, however he asked report from the SHO Police Station Township through DSP Saddar Circle Bannu. According to the report so submitted by the said SHO, the appellant was charged and arrested in case FIR No. 425 dated 22.05.2015 under section 381-A PPC Police station Civil Line Gujranwala. On the basis of said report, Regional Police Officer Bannu sent report dated 13.05.2016 to the Provincial Police Officer Khyber Pakhtunkhwa mentioning therein that the defense plea of the appellant was not

requiring consideration as he was found involved in the  
aforementioned criminal case. The Regional Police Officer  
Bannu thus totally ignored the directions issued to him by the  
Inspector General of Police Khyber Pakhtunkhwa Peshawar  
vide order dated 19.02.2016 and did not bother to verify the  
plea of illness taken by the appellant regarding his absence  
from duty. It is, however astonishing that on receipt of the  
report of the RPO Bannu, Inspector General of Police Khyber  
Pakhtunkhwa Peshawar rejected the revision petition of the  
appellant vide order dated 24.06.2016, whereby the same was  
held as barred by time.



8. The appellant was not proceeded against on the charge  
of his involvement in criminal case registered vide FIR No. 425  
dated 22.05.2015 under Section 381-A PPC Police Station Civil  
Line Gujranwala, however the same was considered as a  
ground for rejection of revision filed by the appellant under  
Rule 11-A of Police Rules, 1975. The respondents were not  
justified in considering the involvement of the appellant in  
criminal case as a ground for taking adverse inference against  
the appellant particularly, when he has been acquitted in the  
aforementioned criminal case, vide order dated 01.02.2019  
passed by Magistrate Section-30 Gujranwala.

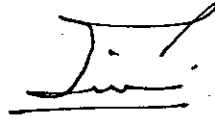
9. In view of the above discussion, the impugned orders  
dated 25.02.2015, 13.03.2015 and 24.06.2016 stand  
set-aside and the appellant is reinstated in service, leaving the  
competent Authority at liberty to conduct de-novo inquiry  
against the appellant if he deems appropriate but strictly in  
accordance with relevant rules and making proper probe for  
verifying the defense plea taken by the appellant by  
associating him in the inquiry proceedings and giving him fair  
opportunity of defending himself. In case competent Authority  
decides conducting of de-novo inquiry, the same shall be  
completed within a period of 60 days of receipt of copy of this  
judgment and if not conducted and concluded within the  
stipulated period then in that case the appellant shall be  
considered to have been reinstated with all back benefits by

treating the period of his absence from duty as leave without pay. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED  
09.12.2021



(AHMAD SULTAN TAREEN)  
CHAIRMAN



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

O R D E R  
09.12.2021

Mr. Amanullah Marwat, Advocate, for the appellant present.  
Mr. Muhammad Sadiq, Head Constable alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Learned counsel for the appellant requested that he has already submitted an application for correction of the dates of the impugned orders, which were inadvertently mentioned as 11.07.2014 and 24.04.2016 instead of 26.02.2015 and 24.06.2016, therefore, the required correction may be allowed. Being clerical mistake, the said application is allowed and office is directed to make necessary correction in this respect in the memo of appeal as well as relevant record accordingly. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, the impugned orders dated 25.02.2015, 13.03.2015 and 24.06.2016 stand set-aside and the appellant is reinstated in service, leaving the competent Authority at liberty to conduct de-novo inquiry against the appellant if he deems appropriate but strictly in accordance with relevant rules and making proper probe for verifying the defense plea taken by the appellant by associating him in the inquiry proceedings and giving him fair opportunity of defending himself. In case competent Authority decides conducting of de-novo inquiry, the same shall be completed within a period of 60 days of receipt of copy of this judgment and if not conducted and concluded within the stipulated period then in that case the appellant shall be considered to have been reinstated with all back benefits by treating the period of his absence from duty as leave without pay. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED  
09.12.2021

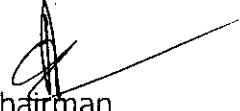
  
(Ahmad Sultan Tareen)  
Chairman

  
(Salah-Ud-Din)  
Member (J)

02.11.2021

Appellant present in person and Mr. Kabirullah Khattak, Addl. AG for the respondents present.

The learned Member (Judicial) is on leave, therefore, case is adjourned. To come up for arguments on 09.12.2021 before the D.B.

  
Chairman



15.04.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 18.06.2021 for the same as before.

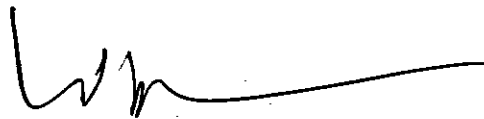


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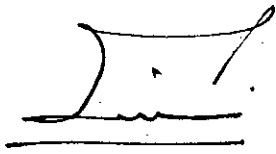
18.06.2021

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

Learned Additional Advocate General stated that the issue of retrospectivity is involved in the instant appeal regarding which a Larger Bench has been constituted, therefore, the appeal in hand may be adjourned. Adjourned. To come up for arguments before the D.B. on 31.08.2021.



(ATIQU-UR-REHMAN WAZIR)  
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

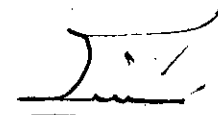
31.08.2021

Appellant in person present. Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Appellant requested for adjournment on the ground that his counsel is not available today due to some domestic engagement. Adjourned. To come up for arguments before the D.B on 02.11.2021.



(ATIQU UR REHMAN WAZIR)  
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

18.11.2020

Appellant present through counsel.

Muhammad Jan learned Deputy District Attorney for respondents present.

A request for adjournment was made as issue involved in the present case is pending before Larger Bench of this Tribunal. Adjourned. To come up for arguments on 12.02.2021 before D.B.



(Atiq ur Rehman Wazir)  
Member (E)

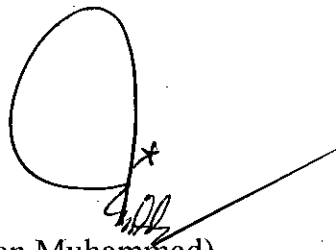


(Rozina Rehman)  
Member (J)

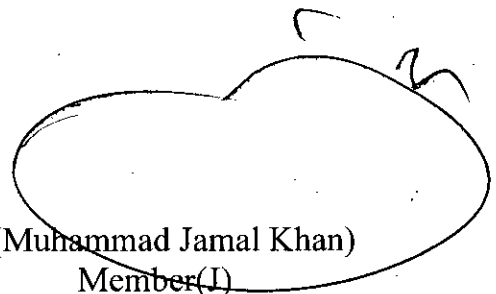
12.02.2021

None for the appellant present. Adl: AG alongwith Mr. Arif Saleem, Steno for respondents present.

Due to general strike of the Bar, the case is adjourned to 15.04.2021 for arguments before D.B.



(Mian Muhammad)  
Member (E)

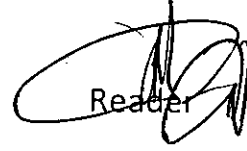


(Muhammad Jamal Khan)  
Member (I)

14-5.2020

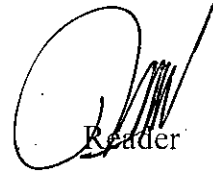
Due to COVID19, the case is adjourned to

06/8/2020 for the same as before.

  
Reader

06.08.2020

Due to summer vacation case to come up for the same on  
08.10.2020 before D.B.


  
Reader

08.10.2020

Appellant in person present.

Mr. Kabir Ullah Khattak learned Additional Advocate General  
alongwith Farooq Khan Inspector for respondents present.

Former requests for adjournment as his counsel is busy  
before Hon'ble Peshawar High Court, Peshawar. Adjourned.  
To come up for arguments on 18.11.2020 before D.B.

  
(Atiq ur Rehman Wazir)  
Member (E)

  
(Rozina Rehman)  
Member (J)

Service Appeal No. 729/2016

07.02.2020

Appellant alongwith his counsel and Mr. Riaz Ahmad Paindakheil, Assistant <sup>AG</sup> alongwith Mr. Muhammad Farooq, Inspector (Legal) for the respondents present. Learned Assistant AG requested for adjournment. Adjourned to 17.03.2020 for arguments before D.B.

  
(Ahmad Hassan)  
Member

  
(M. Amin Khan Kundi)  
Member

17.03.2020

Appellant in person present. Addl: AG alongwith Mr. Asghar Ali, H.C for respondents present. Due to general strike on the call of Peshawar Bar Council, the instant case is adjourned. To come up for arguments on 14.05.2020 before D.B.

  
(MAIN MUHAMMAD)  
MEMBER

  
(M.AMIN KHAN KUNDI)  
MEMBER

07.10.2019

Appellant in person present. Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Farooq Khan Inspector present. Appellant seeks adjournment on the ground that his counsel is not in attendance. Adjourn. To come up for arguments on 14.11.2019 before D.B

  
Member

  
Member

19.11.2019

Appellant with counsel present. Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present.

Appellant submitted application for correction of date in the Subject/Prayer of the appeal. Copy of the same is handed over to the learned Additional AG. Adjourned. To come up for replication and arguments on 13.12.2019 before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

13.12.2019

Appellant in person present. Addl: AG for respondents present. Appellant seeks adjournment due to general strike of the bar. Adjourned. Case to come up for arguments on 07.02.2020 before D.B.

  
Member

  
Member

08.05.2019

Appellant in person and Addl: AG for respondents present.

Due to paucity of time, the instant matter is adjourned.

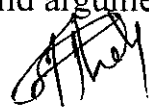
Adjourned to 28.06.2019 for arguments before D.B.

  
Member

  
Chairman

28.06.2019

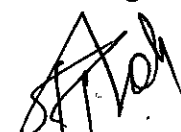
Appellant alongwith his counsel and Mr. Ziaullah, Deputy District Attorney alongwith Mr. Muhammad Farooq, Inspector (Legal) for the respondents present. During the course of arguments it was found that the order of departmental authority is not available on the record. Representative of the department is directed to furnish the order of departmental authority passed on departmental appeal of the appellant alongwith other relevant record. Adjourned to 19.08.2019 for record and arguments before D.B.

  
(HUSSAIN SHAH)  
MEMBER

  
(M. AMIN KHAN KUNDI)  
MEMBER

19.08.2019

Learned counsel for the appellant present. Mr. Zia Ullah learned Deputy District Attorney alongwith Mr. Farooq Inspector for the respondents present. Representative of the respondent department are directed to furnished record mentioned in the previous order. Adjourned. To come up for record and arguments on 07.10.2019 before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

29.11.2018

Junior to counsel for appellant ~~Mr. Muhammad Riaz Pinda Khel~~ and Mr. Muhammad Riaz Pinda Khel, Asstt. AG for the respondents present.

The former requests for adjournment as learned senior counsel is busy before the Hon'ble High Court. Adjourned to 28.01.2019 before the D.B.

  
Member

  
Chairman

28.01.2019

Appellant in person present. Mr. Usman Ghani, District Attorney alongwith Mr. Muhammad Farooq, Inspector(Legal) for respondents present. Appellant seeks adjournment on the ground that his counsel is not available today. Adjourned. Case to come up for arguments on 18.03.2019 before D.B.

  
(Ahmad Hassan)  
Member

  
(M. Hamid Mughal)  
Member


18.03.2019

Appellant in person and Addl. AG for the respondents present.

Appellant has submitted an application for adjournment on account of indisposition of his learned counsel.

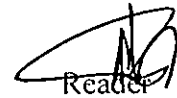
Adjourned to 08.05.2019 before the D.B.

  
Member

  
Chairman

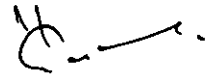
11.05.2018

Due to retirement of the worthy Chairman, the Tribunal is incomplete, therefore the case is adjourned. To come up for the same on 26.07.2018.

  
Reader

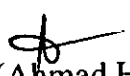
26.07.2018

Due to sickness of learned Member (Executive), further proceedings could not be conducted. Adjourned. To come up for arguments on 27.08.2018 before D.B.

  
Member

27.08.2018

None present on behalf of the appellant. Mr. Kabirullah Khattak, Additional AG for the respondents present. Adjourned. To come up for arguments on 18.10.2018 before D.B.

  
(Ahmad Hassan)  
Member

  
(Muhammad Amin Khan Kundi)  
Member

18.10.2018

Junior to counsel for the appellant Mr. Kabirullah Khattak learned Additional Advocate General alongwith Mr. Farooq Khan Inspector for the respondents present. Junior to counsel for the appellant seeks adjournment that his counsel is not in attendance. Adjourned. To come up for arguments on 29.11.2018 before D.B.

  
(Hussain Shah)  
Member

  
(Ahmed Hassan)  
Member



13.11.2017

Appellant in person and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Farooq Khan, Inspector for the respondents present. Appellant seeks adjournment. Adjourned. To come up for final hearing on 15.01.2018 before D.B.



(AHMAD HASSAN)  
Member



(Muhammad Hamid Mughal)  
Member

15.01.2018

Clerk of the counsel for appellant present. Mr. Kabir Ullah Khattak, Addl: AG for the respondents present. Lawyer community on strike on the call of Khyber Pakhtunkhwa Bar Council. Adjourned. To come up for arguments on 16.03.2018 before D.B.



(Gul Zeb Khan)  
Member



(M. Hamid Mughal)  
Member

16.03.2018

Mr. Shakeel Khan Ahmed Khail, Advocate present and submitted his Wakalatnama for appellant. Wakalatnama is place on record. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Asghar Ali. Head Constable for the respondents present. Newly engaged learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 11.05.2018 before D.B.



(Muhammad Amin Khan Kundi)  
Member



(Muhammad Hamid Mughal)  
Member

07.11.2016

Counsel for the appellant and Asghar Ali, HC alongwith Addl. AG for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing on 13.03.2017.

Member

13.03.2017

Counsel for appellant and Mr. Muhammad Farooq, Inspector (legal) alongwith Mr. Muhammad Adeel Butt, Additional AG for respondents present. Learned counsel for appellant submitted rejoinder which is placed on file. To come up arguments on 13.07.2017 before D.B.

(M. Aamir Akhtar)  
MEMBER

(ASHFAQUE TAJ)  
MEMBER

13.07.2017

Appellant in person and Asstt. AG alongwith Asghar Ali, H.C. for the respondents present. Counsel for the appellant is not in attendance. Appellant seeks adjournment. Adjourned. To come up for arguments on 13.11.2017 before the D.B

Member

Chairman

22.07.2016

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was proceeded against for the charges of absence from duty without any leave or permission and that he ceased to become a good police officer. He argued that proper inquiry was not conducted which is must in case of imposition of major penalty and no reason for dispensation of such inquiry was recorded. He further argued that the penalty was too harsh and the impugned order was also void on the ground that the period of absence was treated as leave without pay. He further contended that one of the ground mentioned in the dismissal order was lodging of FIR against appellant which is not a valid ground because unless one was proved guilty of the charges mere filing of FIR cannot be made basis for such a drastic action. Departmental appeal dated 02.03.2015 filed by the appellant was consigned to record room by the concerned RPO vide order dated 13.03.2015 and his subsequent appeal to the Provincial Police Officer made on 07.04.2015 was rejected on 24.06.2016 by the IGP. Perusal of the said order reveals that the said application was prima-facie found time barred.

Point raised at the Bar needs further consideration. The appeal is admitted for regular hearing subject to deposit of security and process fee within 10 days where-after notices be issued to the respondents for written reply/comments for 22.09.2016 before S.B.



Member

22.09.2016

None present on behalf of the appellant. Mr. Asghar Ali, H.C alongwith Additional AG for respondents present. Written reply by respondents not submitted and learned Additional AG requested for time to file written reply. Request accepted. To come up for written reply/comments on 07.11.2016 before S.B.





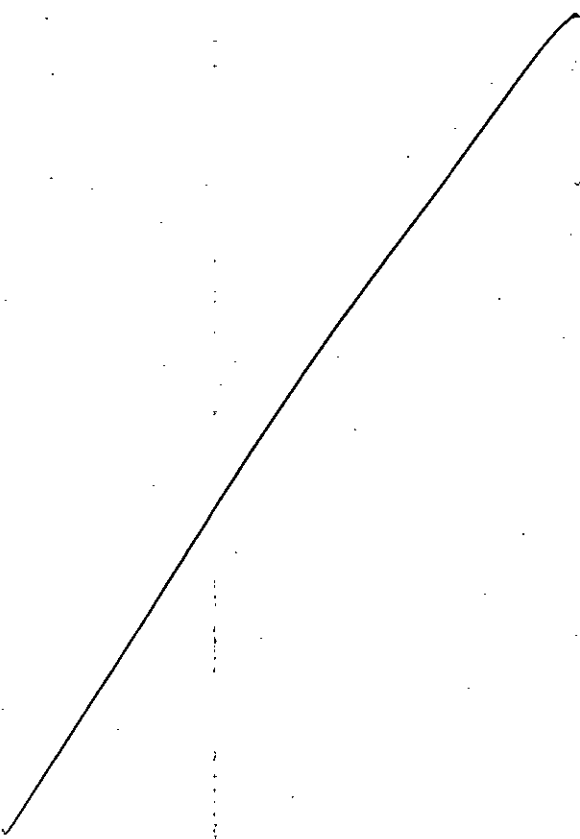
Member

Appellant Deposited  
Security & Process Fee

Form- A  
FORM OF ORDER SHEET

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

Case No. 729/2016

S.No:	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	18/07/2016	<p>The appeal of Mr. Imran Khan presented today by Mr. Amanullah Khan Marwat Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on. <u>22-7-16</u></p> <p style="text-align: right;"> MEMBER</p>
2-	19-7-16	

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

Service Appeal No. 729 /2016

Imran Khan.....Appellant

**V E R S U S**

Inspector General of Police and others.....Respondents

**I N D E X**

S.No	Description of Documents	Annex	Pages
1.	Service Appeal		1-7
2.	Affidavit		8
3.	Addresses of parties		9
4.	Copy of Show cause notice and reply	A, B	10-11
5.	Copy of dismissal order dated 26.02.2015	C	12
6.	Copy of Appeal Reference letter	D & E	13-15
7.	Copy of order 19.02.2016	F	16
8.	Copy of Orders dated 28.04.2016 and 13.05.2016	G & H	17-18
9.	Copy of Order dated 24.06.2016	I	19
10.	Copy of FIR dt.	J	20
11.	Copy of Appeal to respondent No.1	'K'	21-23
12.	Wakalatnama		24

*Imran Khan*  
Appellant

Through

*Amanullah Marwat*  
**Amanullah Marwat**

Advocate High Court  
FR-1, 4<sup>th</sup> Floor, Falak Sair  
Plaza Peshawar Cantt  
Cell No.0334-9054585

Dated 18.07.2016

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

Service Appeal No. 729 /2016

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 720

Dated 18/7/2016

Imran Khan S/o Hafeez ur Rehman,  
Ex-Constable No.420, District Bannu.....**Appellant**

**V E R S U S**

1. Inspector General of Police, Civil Secretariat,  
Khyber Pakhtunkhwa, Peshawar
2. Deputy Inspector General of Police. Bannu, Region  
Police Line Bannu.
3. District Police Officer, Police Line Bannu  
...**Respondents**

**Appeal against order dated 24.06.2016  
passed by respondent No.1, whereby  
appeal filed by appellant against  
dismissal order dated (11.07.2014) passed  
by respondent No.1 was rejected**

**PRAYER IN APPEAL:**

**To set aside impugned orders dated  
24.04<sup>26</sup>2016 & |11.07.2014| passed by  
respondent No.1 & 3 respectively and to  
reinstate the appellant with all back  
benefits.**

Filed to-day

*[Signature]*  
Registrar

18/7/16

**Respectfully Sheweth:-**

1. That appellant was appointed as a constable on 15.07.2007, since then he was performing his duty to the entire satisfaction of the superiors and no compliant whatsoever had been made against him.
2. That on 27.06.2014, appellant was deputed with Army duty in cantonment Bannu for one day. Where he became ill and with prior permission of the Incharge concerned he went on leave and thereafter his health got deteriorated and could not join service due to unavoidable circumstances.
3. That there after respondent No.1 issued show cause notice dated 11.07.2014 to him on the ground of his absence from Official duty from 28.06.2014 to 28.12.2014 which was replied by the appellant on 21.07.2014. (Copy of Show cause notice and reply are attached as annexure "A" & "B").
4. That respondent no.3 without regular inquiry, imposed major penalty by dismissing him from service vide order dated 26.02.2015. (Copy of

dismissal order dated 26.02.2015 is attached as annexure "C").

5. That appellant preferred appeal before respondent No.2 on 02.03.2015 where comments were called for respondent No.3 on 10.03.2015 for submission of comments but no decision had been taken on such appeal. (Copy of Appeal, reference letter are attached as annexure "D" & "E").
6. That appellant there after preferred appeal before respondent No.1 on 07.04.2015 which was entertained in meeting of appeal Board held on 13.12.2015 and remanded the matter the case of appellant to the respondent No.2 to confirm/verify the defense plea taken by appellant on 19.02.2016. (Copy of order dated 19.02.2016 is attached as annexure "F").
7. That after remand the respondent No.3 submitted verification report before respondent No.2 on 28.04.2016 which was submitted by him before respondent No.1 on 13.05.2016 wherein it has been stated that appellant is involved in alleged criminal case which speaks about his bad general reputation. (Copy of Order 28.04.2016 and 13.05.2016 are attached as annexure "G" & "H").



8. That after submission of report regarding defense plea taken by appellant, the appeal of the appellant was rejected by respondent No.1 on 24.06.2016. (Copy of appeal and order is attached as annexure "I").
9. That feeling aggrieved from the said orders dated 24.06.2016 and 26.02.2015 passed by respondent No.1 & 3 respectively, petitioner seeks to assails these impugned orders before this Honourable Court inter alia, on the following grounds:

**GROUND S:-**

- A. That the impugned orders dated 24.06.2016 & 26.02.2015 passed respondent No.1 & 3 respectively by are against law & facts & record of the case. Hence untenable.
- B. That major penalty was imposed against appellant without holding of regular inquiry, so it was incumbent to hold regular inquiry against appellant before dismissing from service.
- C. That absence from duty from 28.06.2014 to 18.12.2014 has been treated as without pay. So the respondent No.1 has imposed penalty against the

appellant to treat his absence period without pay so, the respondent has no authority to impose the penalty on appellant by dismissing from service, so, the appellant has been penalized twice by the respondents such action of the respondents amounts to double jeopardy.

- D. That orders passed by respondents are against the records of the case because appellant had taken a plea of illness and was admitted in K.G.N hospital Bannu and the same illness has been verified from MS Bannu through letter No.159/MS/LGM/24-01-2015. but the said letter had not been taken into consideration by respondent during inquiry which has caused serious injustice to the appellant.
- E. That punishment imposed against appellant is highly harsh and is not commensurate with the Commission of the offence and is not sustainable in the eye of law.
- F. That appellant was proceeded also on the ground that he is involved in criminal case vide FIR No.425 dated 22.05.2015 u/s 381-A PPC Police Station Civil line Gujarawala but the perusal of said FIR was show that he had not directly charge and even

otherwise mere registration of case the appellant can not be dismissed from service until and unless proved guilty.

- G. That appellant could not join service due to illness and unavoidable circumstances the same fact has not been appreciated neither in inquiry nor in orders passed against appellant, such orders of dismissal is without lawful authority and without jurisdiction.
- H. That appellant has not joined any profitable activity and remained jobless so he is entitled for all back benefits.
- I. That applicant was not provided an opportunity of being heard, such action of respondent is the violation of principle of natural justice.
- J. That general allegations have been leveled against applicant but he was not provided opportunity of cross examination to him which has prejudiced the right of appellant.
- K. That respondent has not followed the prescribed procedure laid down by the relevant law & dealt case of applicant in mechanical manner. Such

approach of the respondent are violation of the prescribed rules.

- L. That orders passed by respondents are illegal, void without lawful authority & without jurisdiction & deserved to be set aside.

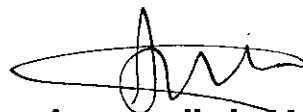
It is, therefore respectfully prayed that on acceptance of the appeal, To set aside impugned orders dated 24.04.2016 & 11.07.2014 passed by respondent No.1 & 3 respectively and to reinstate the appellant with all back benefits.

Any other remedy which deems fit by this Honourable Court may also be granted in favour of petitioner.



Appellant

Through



**Amanullah Marwat**

Advocate High Court

Dated 18.07.2016

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

Service Appeal No. \_\_\_\_\_/2016

Imran Khan.....Appellant

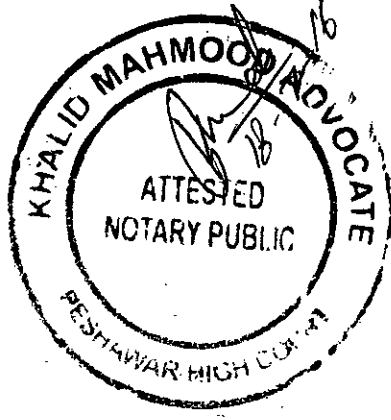
**VERSUS**

Inspector General of Police and others.....Respondents

**AFFIDAVIT**

I, Imran Khan S/o Hafeez ur Rehman, Ex-Constable No.420, District Bannu, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

*Imran Khan*



**DEPONENT**

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

Service Appeal No. \_\_\_\_\_/2016

Imran Khan.....Appellant

**V E R S U S**

Inspector General of Police and others.....Respondents

**ADDRESSES OF PARTIES**

**APPELLANT:-**

Imran Khan S/o Hafeez ur Rehman,  
 Ex-Constable No.420, District Bannu

**RESPONDENTS:-**

1. Inspector General of Police, Civil Secretariat,  
 Khyber Pakhtunkhwa, Peshawar
2. Deputy Inspector General of Police. Bannu, Region  
 Police Line Bannu.
3. District Police Officer, Police Line Bannu

*IMRAN KHAN*  
 Appellant

Through

  
**Amanullah Marwat**  
 Advocate High Court

Dated 18.07.2016



OFFICE of THE  
DISTRICT POLICE OFFICER, BANNU.

10/A

Ph: No. 0928 - 9270038

Fax # 0928 - 9270045

No. 322/SRC

Dated: 11/07/2014.

**SHOW CAUSE NOTICE.**

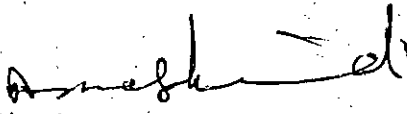
- You Constable Imran No.420 while deputed with Army duty in Cantonment Bannu proceed for night pass on 27 -06-2014 to 28-06-2014 not return back to the place of posting.
- That you absented yourself from official duty without any leave or permission from the competent authority.
- That you have ceased to become a good police officer.

You are therefore found guilty of grave misconduct and have made yourself liable to the penalties specified in the Police Rules 1975.

And whereas in exercise of the powers under the Rules 5 (3) (b,c) of Police Rules 1975, I am satisfied that sufficient evidence is available against you warranting to dispense with proper departmental enquiry.

Now, therefore, the undersigned as a competent authority call upon you through this notice to explain why a major penalty of dismissal from service should not be imposed upon you.

Your reply must be received within 07 days of receipt of this Notice, failing which it will be presumed that you have no defense to offer and in that case ex-parte action shall be taken against you.

  
District Police Officer,  
Bannu.

C. T. E.

(10)

(11)

13

جناب عالی۔

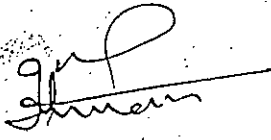
شوالہ مشمولہ شوکا زٹوٹس معروض ہوں۔ کہ سائل کی آرمی کے ساتھ ڈیوٹی لگائی گئی تھی۔ مورخہ 27.06.2014

28.06.2014 بوجہ بیماری آرمی سے نائٹ پاس کی اجازت لے کر ڈاکٹر کے پاس چیک اپ کے لئے گیا۔ سائل نے ڈاکٹر سے جب چیک اپ کیا۔ تو سائل کی یرقان اور ٹائیفائیڈ تشخیص ہوئی۔ جناب ڈاکٹر صاحب نے سائل کو میڈیکل بیڈریسٹ تجویز کیا۔ بدیں وجہ سائل کو ڈیوٹی سے غیر حاضر ہونا پڑا۔ سائل جب صحت یاب ہوا تو اپنی متعلقہ جائے ڈیوٹی پر حاضر آیا۔ (میڈیکل کاغذات ہمراہ لفٹ قبل ملاحظہ ہے)۔

لہذا استدعا ہے۔ کہ سائل کو جاری شدہ شوکا زٹوٹس بلا مزید کارروائی داخل دفتر فرمایا جاوے۔

العارض

کنشیل عمران نمبر 420

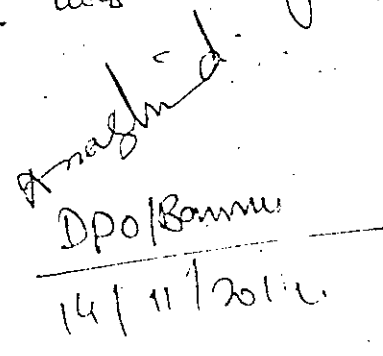


21.7.14

03319166404

DSP/HQr.

For report as to whether  
The constable has mad arrival  
on duty or not. Also report  
as to whether he was really  
ill or not

  
DPO/Bannu  
14/11/2014.





12

عمران خان 420

ORDER:

This order of the undersigned will dispose of the departmental proceedings, initiated against constable Imran No. 420 under police rule 1975 (Amended vide Khyber Pakhtunkhwa gazette Notification, 27 the January, 1976) by issuance of show cause notice to him for committing the following omissions/commissions:-

- > That he while deputed with Army at Cantonment Bannu proceeded for night pass on 27-06-2014 to 28-06-2014. After availing the night pass, he failed to make arrival back on his place of duty/posting.

After services upon him copy of show cause notice, the accused submitted his reply thereof. His reply was found unsatisfactory. Hence, the case was entrusted to DSP/HQrs to verify the reply preferred by the accused and the charges leveled against him to meet the end of justice.

DSP/HQrs, accordingly probed into the case and submitted his facts findings wherein he reported that the accused constable has willfully remained absent for a period of 04 months and 20 days. Opportunity of personal hearing was afforded to the accused and he availed the same on dated 20-02-2015 in Orderly Room. During personal hearing, the accused failed to rebut the charges.

Keeping in view his long absence from duty and statement of Army authority, recorded during the enquiry, the undersigned has reached to the conclusion that the accused has ceased to become a good police officer. Hence, his retention in police force is no more productive.

Keeping in view the above I, ABDUR RASHID, DISTRICT POLICE OFFICER, BANNU in exercise of the power vested in me under police rule 1975 (Amended vide Khyber Pakhtunkhwa gazette Notification, 27 the January 1976), hereby dismiss accused Imran No. 420 from the service from dated 02-02-2015 and the absence period from 28-06-2014 to 08-12-2014 is treated as without pay.

*Abdur Rashid*  
(ABDUR RASHID)PSP  
District Police Officer,  
Bannu.

OB No. 186  
Dated: 25-02 /2015.  
No. 2736-39 dated Bannu, the 26-2 /2015

Copies for necessary action to:

1. The DSP/HQrs, Bannu.
2. The SRC, DPO Office, Bannu.
3. Pay Officer, Bannu.
4. The OASI, DPO Office, Bannu (along with complete enquiry file)

*✓*  
*CL*  
*PS*  
*✓*

*(Signature)*

اپیل

12

LD

## محفوظ جناب ڈالاشان ریجنل پولیس آفیسر صاحب بنوں ریجن بنوں

استدعا: بحال فرمانے ملازمت سائل بچھدہ کانشیل جو جناب DPO صاحب بنوں نے عرصہ 4 ماہ اور 20 دن بیماری کو غیر حاضری تصور کر کے بحوالہ OB نمبر 186 مورخہ 24-02-2015 سال کو ملازمت سے ڈس مس کیا حالانکہ صاحب موصوف کو میری 8 سال ملازمت کے پیش نظر یہ عرصہ غیر حاضری کی رخصت بمعہ تنخواہ یا رخصت بلا تنخواہ کے اختیارات بھی حاصل ہیں لیکن صرف شوکا زونٹس کے اجراء پر کارروائی مکمل کر کے ملازمت سے ڈس مس کیا۔ حالانکہ ہمیش ہونے پر DPO صاحب نے ان ایام غیر حاضری کی تنخواہیں بھی واگزار فرمائی ہیں لیکن بعد میں میرے ساتھ ظلم کیا جو اصل واقعات زبانی بیان فرمانے کا موقع دیا جاوے۔

جناب عالی!

سائل آنجناب کے خدمت اقدس میں مؤدبانہ اپیل پیش کرتا ہے۔

یہ کہ کمترین مورخہ 15-07-2007 کو محکمہ پولیس میں بطور کانشیل بھرتی ہوا۔

یہ کہ سائل کی عرصہ ملازمت تقریباً 8 سال بنتا ہے۔

یہ کہ آرمی کے ساتھ کینٹ میں ڈیوٹی پر تعینات تھا جو مسلسل ڈیوٹی کے دوران سائل سخت بیمار ہوا۔ کینٹن حامد صاحب نے بندہ کو ایک یوم رخصت عطا کی لیکن سائل کی حالت خراب ہوئی اور نزدیکی ہسپتال KGN بنوں سے علاج معالجہ شروع کیا اور گھر خود پر زیر علاج رہا۔ سائل سے ڈاکٹر نسخہ جات کے کچھ کاغذات کہیں پس و پیش ہوئے اور کچھ کاغذات محفوظ تھے۔ صحت یابی پر واپس اپنی ڈیوٹی پر حاضری کی اور متواتر

3 ماہ تک ڈیوٹی کی۔ میری غیر حاضری بارے جناب DPO صاحب نے مجھے شوکا زونٹس دیا جو سائل نے شوکا زونٹس کا جواب پیش کر کے

میڈیکل کے دستیاب کاغذات پیش کئے جبکہ بقایا کاغذات دستیاب نہ ہو کر پیش نہ کر سکا۔ MS صاحب KGN ہسپتال بنوں نے میری

بیماری کی تصدیق بھی کی ہے لیکن جناب DPO صاحب نے میرے ساتھ ظلم کیا اور صرف شوکا زونٹس کے اجراء پر مجھے ملازمت سے ڈس مس کیا

حالانکہ میری آیام غیر حاضری کی تنخواہیں DPO صاحب نے واگزار بھی فرمائی میرا آیام غیر حاضری کو 8 سالہ ملازمت کے پیش نظر رخصت + تنخواہ رخصت بلا تنخواہ کے اختیارات بھی صاحب موصوف کو حاصل ہیں لیکن میرے بال بچوں کیساتھ ظلم کر کے مجھے ڈس مس کیا۔

لہذا آنجناب سے عاجزانہ اپیل کرتا ہوں کہ سائل کو مناسب حکم کیساتھ دوبارہ ملازمت پر بحال فرمایا جاوے اور زبانی عرض معروض کا بھی موقع

دیا جائے۔ ماتحت پروری ہوگی۔



Ex کانشیل عمران خان 420 ضلع بنوں پولیس

موبائل نمبر: 0331-9166404

Ec  
In Teaching  
2/15

No 525 / Ec.

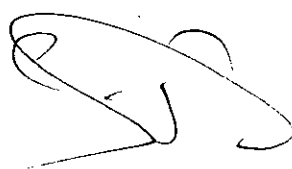
Dt 02/3/15

DPO - Bannu for information

Comments

for W/Po - Bannu

02/03/15



14

R/Sir,

Reference attached PUC.

It submitted that Ex: Constable Imran No. 420 of Bannu District Police has submitted an appeal to your good self, against the order of the DPO-Bannu vide OB: No. 186 dated 25.2.2015, by virtue of which, the Petitioner has been dismissed from service on the basis of absence which was sent to DPO/Bannu for comments **at PUC.**

In response to, the DPO/Bannu has submitted his comments, which are worth perusal **at F/A.**

If approved, may call him in orderly room for having an interview with your good self, please.

Submitted for favour of kind perusal and further orders please.

Office Supdt:

*[Signature]*  
10/3/15

Esstt. Clrk.

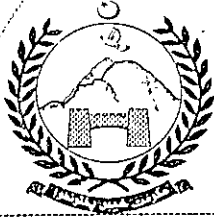
*[Signature]*  
10/3/15

w/RPO-Bannu.

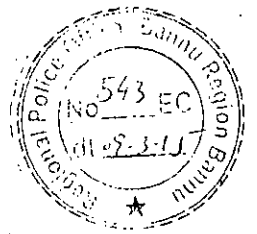
*file*

*[Signature]*  
13/03

*[Signature]*



OFFICE OF THE  
DISTRICT POLICE OFFICER, BANNU.



Ph; No, 0928 - 9270038

Fax # 0928 - 9270045

To: The Regional Police Officer,  
Bannu Region, Bannu.

No: 3268 / Dated Bannu, the 9 /03/2015.

Subject: APPLICATION:

Memo:

Kindly refer to your office Endst: No. 525/EC dated 02-03-2015.

In this connection, it is submitted that EX-Constable Imran No.420 while deputed with army at cantonment Bannu proceeded for night pass on 27-06-2014 to 287-06-2014. After availing the night pass he failed to make arrival back at the place of duty/posting.

Resultantly, he was proceeded departmentally and the enquiry papers were entrusted to DSP/HQrs. Who conducted probe into the charges and submitted his finding report, wherein deliberate absent w.e.f 28-06-2014 to 08-12-2014 was proved against the appellant. In the light of the finding report, major punishment of dismissal was imposed upon the appellant vide this office OB No.186 dated 25-02-2015. Fuji Missal containing finding report of the E.O and order copy are enclosed for ready reference.

EC 9/3/15

Anashid.  
District Police Officer,  
Bannu.

Sir  
PDS attached  
10/3/15



(16) "F"  
OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar



No. S/ 7481-83/16, Dated Peshawar, the 19/12/2016.

To: The Regional Police Officer,  
Bannu.

Subject:- Appeal of Ex-Constable Imran Khan No 420.  
Memo:

Meeting of Appeal Board was held on 03.12.2015 in CPO wherein the appeal of Ex-Constable Imran Khan No. 420 of Bannu Region was examined in detail as the appellant was dismissed from service by DPO/Bannu vide OB No. 186 dated 25.02.2015 on the charges that he was deputed with Army at Cantonment Bannu proceeded for night pass on 27.06.2014 to 28.06.2014. After availing the night pass, the appellant failed to make his arrival back on his place of duty/posting and also absented himself for a period of 05 months and 11 days. His appeal was filed by RPO/Bannu on Notice Sheet dated 13.03.2015.

The appellant was appeared before the board and heard in person in detail. The petitioner contended that his absence was due to some unavoidable circumstances. He promised to be punctual in future and also stated that he will not claim back benefits.

Keeping in view the explanation advanced by the petitioner behind his absence from duty and the fact that he has 07 years service at his credit. The Board decided that the case of petitioner may be remanded back to the RPO/Bannu for examining it afresh by confirming and verifying the defense plea advanced by appellant.

This issues with the approval by the competent authority.

*R/O  
Genl - Service record of  
the Constable of No. 420  
of S/7416*

*Najeeb*  
(NAJEEB-UR-RAHMAN BUGVI)  
AIG/Establishment  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No. & date even

Cc:-

1. PSO to IGP, Khyber Pakhtunkhwa CPO Peshawar.
2. Ex-Constable Imran Khan No. 420.

*EC  
For detailed report.  
RPO/Bx 4  
- 12/12/16*

*This point was also  
related for car lifting  
by Punjab's police.  
O.K. - sub - info*



OFFICE OF THE  
DISTRICT POLICE OFFICER, BANNU.

29/4/2016

Ph: No. 0928 - 9270038

Fax # 0928 - 9270045

To: The Regional Police Officer,  
Bannu Region, Bannu.

No: 8644 /SRC Dated Bannu, the 28/4/2016.

Subject: APPEAL OF EX-CONSTABLE IMRAN

Memo: Kindly refer to your office endst: No. 1107/EC dated  
12/04/2016.

In this connection, a report was asked from SHO PS Township through DSP/Saddar Circle, Bannu. As per report of SHO PS Township, ex-constable Imran S/O Hafiz ur Rehman was wanted to the Punjab Police in case vide FIR No. 425 dated 22-05-2015 u/s 381A PPC PS Civil Line Ghjranawala. Complainant of the case namely Waris Khan S/O Mohammad Tufail House No. 29 street No. 1 Begum Kot Lahore had visited to PS Township Bannu in this regard. His arrival report was reduced to DD No.10 dated 06-06-2015 PS Township by the then SHO of PS Township. The arrest of the accused constable was affected on that very day on the identification of the complainant vide DD No. 11 dated 16-06-2015.

Next day, on 17/06/2015, the accused was produced before the court of law and after obtaining jail warrant u/s 54 CrPC, he was sent to Central Jail Bannu, wherefrom, he was handed over to the Punjab Police. Copies of judicial remand warrant of Jail are enclosed for ready reference.

Report is submitted please.

EC  
for further n/action

District Police Officer,  
Bannu.

R.P.O Bannu Region  
28/4

Handwritten Urdu text at the bottom of the page.

SVI  
25/4/2016

From: -

The Regional Police Officer,  
Bannu, Region, Bannu.

To: -

The Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar.

No: -

1398

/EC dated Bannu, the 13/05/2016.

Subject: -

APPEAL OF EX CONSTABLE IMRAN KHAN NO. 420.

Memo:-

Kindly refer to CPO, Peshawar Memo: No. S/1481-83/16 dated

19.2.2016.

It is submitted that Ex-Constable Imran Khan No. 420 of Operation Staff, Bannu was dismissed from service by the then DPO/Bannu vide vide OB: No. 186 dated 25.2.2015 on the charges that he was deputed with Army at Cantonment Bannu proceeded on night pass on 27.6.2014 to 28.6.2014. After availing night pass, the appellant failed to make his arrival back on his place of duty/posting and also absented himself for a period of 05-Months and 11-days.

It is submitted that Ex-Constable Imran No. 420 submitted an appeal to the then W/RPO-Bannu against the Major Punishment of his dismissal from service by DPO/Bannu. The then W/RPO-Bannu rejected his appeal on dated 13.3.2015.

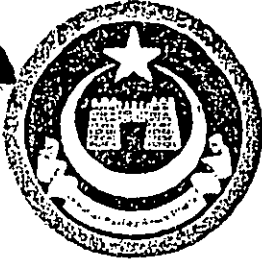
Later on, the said Police Official submitted an appeal to the W/PPO/KPK, Peshawar. The W/PPO/KPK, Peshawar vide CPO, Peshawar Memo: No. S/1481-83/16 dated 19.2.2014 remanded back his case to this office for examining it afresh by confirming and verifying the defense of absence due to some unavoidable circumstances and promise of punctuality in future and not claiming back benefits, upon which detailed comments were requisitioned from DPO/Bannu.

The DPO/Bannu submitted his detailed comments. On perusal the Service Record, comments and properly hearing the appellant in orderly room, the undersigned came to the conclusion that the appellant is not a good police official, having bad service record and involvement in a criminal case vide FIR No. 425 dated 22.5.2015 u/S-381/A-PPC-PS: Civil Line Gujranwala speaks of his bad general reputation.

Keeping in view the above facts, it is requested that the plea taken by him is not considerable and worth filing in the best interest of state and department, please.

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

12/5/16.



19

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

No. S/ 4764 /16, dated Peshawar the 24.06/2016.

**ORDER**

This order is hereby passed to dispose of departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 submitted by Ex-Constable Inuran Khan No. 420. The appellant was dismissed from service w.e.f 20.02.2015 by DPO/Bannu vide OB No. 186 dated 25.02.2015 on the charge of absence for 05 months and 11 days.

His appeal was filed by Regional Police Officer, Bannu on Note Sheet dated 13.03.2015.

Meeting of Appellate Board was held on 03.12.2015 wherein appellant was heard in person. Petitioner contended that he was ill.

In view of the explanation advanced by the petitioner behind his absence from duty and the fact that he has 07 year service at his credit, the Board remanded the case to Regional Police Officer, Bannu to verify the defense plea of petitioner vide this office Memo: No. S/481-8/16, dated 19.02.2016.

In response Regional Police Officer, Bannu vide Memo: No. 1399/EC, dated 13.05.2016 intimated that the appellant is not a good Police officer, having bad service record and his involvement in a criminal case vide FIR No. 425, dated 22.05.2015 u/s 381/A, PPC, PS-Civil Line Gujranwala speaks of his bad general reputation. Furthermore, his petition is also time barred. Therefore, his petition is hereby rejected.

This order is issued with the approval by the Competent Authority.

*Najeeb*  
(NAJEEB-UR-REHMAN BUGVI)  
AIG/Establishment,  
For Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

No. S/ 4765-7/16,

Copy of the above is forwarded to the:

1. Regional Police Officer, Bannu.
2. District Police Officer, Bannu.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. Office Supdt: E-IV CPO Peshawar.
7. Central Registry, CPO.



استدلال اطلاق ریلوے کے نسبت جرم قابل دست اندازگی پولیس رپورٹ شدہ زبردستی 154 نمبر انچ وچوہا کی

1	تاریخ و وقت رپورٹ	26 نومبر 2015	26 نومبر 2015	6	تقاضے و روایت کی تاریخ و وقت	22 نومبر 2015
2	نام و ملکوت الملک دہندہ دستبند درخت است	ایڈوان وارنٹ علی ولد طفیل ذات حور المکرمہ کتبہ		0355-4369814		
3	مختصر کیفیت جرم (مرد فوجی مال اگر کچھ ہو جائے)	بشمار A-381 پی ممبر وقت الملک لکھڑی				
4	جائستہ و قور و نا علاقہ سے اور حکمت از وضع طلب	بڑی بقا صلہ قریب اکلومیر صاحب جنوب از بھانہ				
5	لاوردانی متعلقہ تفتیش امر اطلاع دینے کے لئے پیش توفیق ہو تو اس کی وجہ بیان کی جاوے۔	نسب آعد در خواست مقومہ جرم دخیس ہوا				

دستخط و درجہ سبقت ASI مہاراج پوٹی انیسر (انتہا آن اطلاع کے درج کرنا)

نوٹ۔ اطلاع کے تحت اطلاع دہندہ لاڈ سبلا بائیر انشان اکوٹھ پونا پالکے اور انفر کرائیو کے استدلال اطلاق کے دستخط بطور تفتیش ہر مذکورہ بالا تفتیش کے جواب  
 5110 صاحبت بھانہ سول لائن کو چار اولہ جیناٹ مالی گذار مٹھی صاحبہ کے مسائل میں ممبر قیور رورٹر حوفہ کاڈونی بیگم کو  
 بشاگرد لاہور کا رہائشی ہے۔ اس کے پتے 05-05-20 پتہ رورٹوہ ڈھکریا 15: 08/11 ممبرن ضلع کیمپری کو چار اولہ  
 روری کا کہے ہوئے ہیں۔ یہاں سے پتہ پورا کر کے پتہ پورا کر کے پتہ پورا کر کے پتہ پورا کر کے پتہ پورا کر کے پتہ پورا کر کے پتہ پورا کر کے پتہ پورا کر کے پتہ پورا کر کے  
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محرر محلی ASI بھانہ سول رائسن

21-5-15

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K

اپیل

بجھنور جناب والا شان عالی مرتبت صوبائی پولیس چیف صوبہ خیبر پختونخواہ پشاور

اپیلی: بہ استدعا ہے کہ جناب DPO صاحب بنوں نے بحوالہ OB 186/24-02-2015

سائل کی عرصہ 4 ماہ 20 دن بیماری کو غیر حاضری تصور کر کے ملازمت سے ڈسمس کیا ہے حالانکہ سائل کی

8 سال عرصہ ملازمت کی کوئی قدر نہ کر کے کوئی ہمدردی نہ کی حالانکہ یہ عرصہ رخصت کلاں کا حق بھی بنتا ہے۔

RPO صاحب بنوں نے بھی اپیل مسترد کی ہے حکم ڈی پی او صاحب کا عدم کرنے اور بعہدہ کانسٹیبل دربارہ

بحال فرمانے کا حکم فرمایا جائے۔

جناب عالی!

سائل آجناب کے حضور حسب ذیل حقائق پر مبنی اپیل کرتا ہے۔

یہ کہ کمترین 15-07-2007 محکمہ پولیس میں بعہدہ کانسٹیبل بھرتی ہوا اور عرصہ 8 سال تک

مختلف ڈیوٹیاں انجام دیتا رہا۔ جون 2014 میں سائل آرمی کیساتھ کینٹ ڈیوٹی پر متعین تھا دن رات کی سخت ڈیوٹی

کے پیش نظر کمترین کی صحت خراب ہوئی دو دن متواتر بیماری کی حالت میں ڈیوٹی انجام دیتا رہا بلا آخر انچارج کیپٹن

حامد صاحب نے 27-06-2014 تا 28-06-2014 صرف ایک دن رات کی اجازت دی گھر آیا اور

نزدیکی سرکاری ہسپتال KGN گیا مستند ڈاکٹر صاحب سے معائنہ کرایا اور ڈاکٹر صاحب کی ہدایت پر متواتر

مورخہ 08-12-2014 تک گھر خود پر زیر علاج رہا قدرے شفا یابی پر 08-12-2014 واپس اپنی ڈیوٹی

حاضری کی رپورٹ کی۔ جناب DPO صاحب نے شوکانوٹس جاری کیا میں نے ثبوت کیساتھ دینا اپنا جواب

پیش کیا۔ البتہ کچھ کاغذات ڈاکٹری نسخہ جات کے مجھ سے گھرتا ہسپتال آمد رفت کے دوران کہیں گر کر گرم ہوئے

مگر جناب DPO صاحب بنوں نے اس بارے MS صاحب KGN ہسپتال بنوں سے ویریفیکیشن کی جو

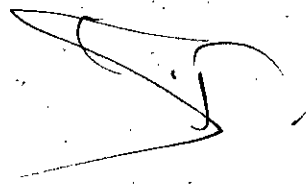
جناب MS صاحب نے بحوالہ لیٹر نمبر 159/MS/KGN/24-01-2015 میری بیماری بارے تصدیق

کی لیکن اسکے باوجود جناب DPO صاحب بنوں نے صرف شوکار نوٹس کے اجراء پر مجھے ڈسمس کیا حالانکہ DPO صاحب بنوں نے صرف شوکار نوٹس کے اجراء پر مجھے ڈسمس کیا حالانکہ DPO صاحب کے پاس یہ اختیار بھی ہے کہ وہ میری 8 سالہ عرصہ ملازمت کے پیش نظر یہ عرصہ 20 دن 4 ماہ رخصت کلاں میں شمار کرنے کا حکم کرتا لیکن میرے ساتھ کوئی ہمدردی نہ کی۔

لہذا عاجزانہ اپیل کرتا ہوں کہ RPO صاحب بنوں نے تبدیل ہونے کی صورت میں روانگی کے دن جلدی میں میری اپیل مسترد کی اور مجھے کوئی موقع نہ دیا۔ بدیں وجہ آنجناب سے رحم کی امید رکھتے ہوئے بحال ملازمت کی عاجزانہ استدعا کرتا ہوں۔

Ex-Constable عمران خان

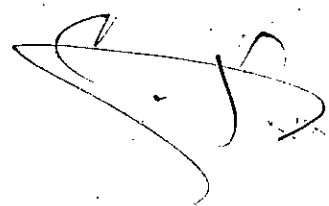
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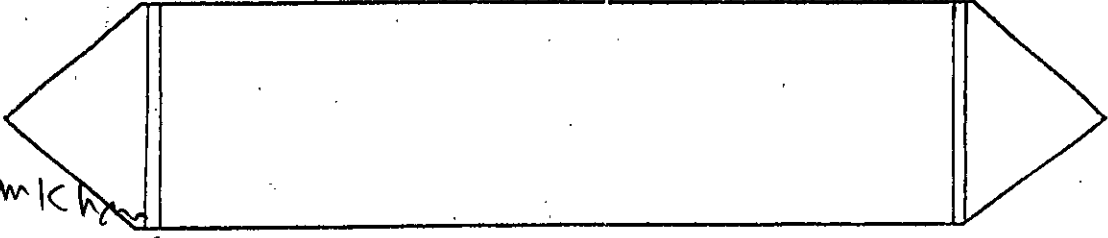
23

Appeal date of IGP  $\frac{2299/E10}{7/4/2015}$

محمد علی



## بعد الت



Imvan Khan

بے منجاب

بنام

Imvan Khan

۷/۵

موزخہ

مقدمہ

دعویٰ

جرم

۱. C.P.P. کے

۱۰. P. A. کے

۱. C.P.P. کے باعث تحریر کیا گیا

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ

آن مقام محکمہ اعلیٰ درجہ کیلئے (جان اللہ سے)

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز

دکیل صاحب کو راضی نامہ کرنے و تقرر ثالثتہ فیصلہ بر حلف دیئے جواب دہی اور اقبال دعویٰ اور

بصورت ڈگری کرنے اجراء اور صولی چیک دروپیہ عرضی دعویٰ اور درخواست ہر قسم کی تصدیق

زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی

نیز دائرہ کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور

کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لیا اپنے بجائے تقرر کا اختیار

ہوگا۔ اور صاحب مقرر شدہ کو ہمیشہ وہی جملہ مذکورہ یا اختیارات حاصل ہوں گے اور اس کا ساختہ

پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جائنہ التوائے مقدمہ کے سبب سے وہوگا۔

کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی

مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

المرقوم ۱۸ - ماہ جولائی ۲۰۱۶

العبد \_\_\_\_\_ واہ العبد \_\_\_\_\_

بمقام Imvan Khan کے لئے منظور ہے۔

NIC. 11101-5757803-5

۷۸-۲-۲۷۶

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUN KHWA PESHAWAR**

**Appeal No. 729 of 2016**

Imran Khan s/o Hafeez Ur Rahman Ex-Constable No.420 District Bannu. (Appellant)

**VERSUS**

1- Inspector General of Police Khyber Pakhtunkhwa Peshawar:

2- D.I.G Bannu Region, Bannu,

3- District Police Officer, Bannu

(Respondents)

**PARA WISE COMMENTS ON BEHALF OF THE RESPONDENTS No.1 to 3,**

Respectfully Sheweth:

**PRELIMINARY OBJECTIONS.**

- 1) The appeal of appellant is not based on facts and not maintainable.
- 2) The appeal is barred by time and limitation.
- 3) The appeal is bad due to misjoinder and non joinder of necessary parties.
- 4) The appellant has concealed the actual facts from the Honourable Tribunal.
- 5) The appellant has come to the Honourable Tribunal with unclean hands.

**OBJECTIONS ON FACTS**

- (1) Correct to the extent that the appellant was recruited as constable on 15.07.2007 but during service his performance was not satisfactory as he remained willfully absent from duty on many occasions for which he was awarded minor punishments. List of punishment enclosed as annexure "A".
- (2) Correct to the extent that he was deputed for duty with Army authorities in Bannu Cantt but he absented himself without any leave or permission and Army authorities made written complaint against him. Photocopy enclosed as annexure "B".
- (3) Pertains to record. Respondent No.3 has issued a show cause notice to appellant for willful absence from duty.
- (4) Incorrect. The reply of appellant was marked to DSP/HQ for enquiry wherein the allegations were proved against him. Photocopy of findings report enclosed as annexure "C". After personal hearing and providing opportunities, of defense to appellant order dated 26.02.2015 was passed.

- (5) Incorrect. The departmental appeal of appellant was filed by respondent No.2 on 13.03.2015. Copy is available on page No.14 of appeal.
- (6) Pertains to record. There is no provision of second departmental appeal under the law/ rules.
- (7) Pertains to record. The appellant was arrested by Punjab Police in case FIR No.425 dated 22.05.2016 u/s 381A PPC Police Station Civil Line Gujranwala.
- (8) Pertains to record. Besides the facts this second department appeal of appellant was found timed barred.
- (9) Incorrect. Under the rules, the appellant has the right to move appeal to Honourable Tribunal against the order dated 13.03.2015 and original order dated 26.02.2015 but he failed. The order passed by respondent No.I on second departmental appeal of appellant has no legal value and he has filed time barred appeal with unsound reasons.

#### **OBJECTIONS ON GROUNDS.**

- A. Incorrect. The orders of the respondents are based on facts, justice and in accordance with law/ rules.
- B. Incorrect. The appellant was served with a show cause notice under rule 5 (3)bc of Police Rules 1975 and his reply to the notice was found unsatisfactory and enquiry officer DSP/HQ was appointed to probe into matter and on the receipt of findings report, legal action was taken against appellant.
- C. Incorrect. Willful absence from duty without permission for more than 4 months is a grave misconduct on the part of appellant. Besides his involvement in criminal/ moral turpitude offense further corroborate the charges against appellant.
- D. Incorrect. The illness period of appellant has been considered while remaining period about 04 months have not been explained.
- E. Incorrect. The charges about willful absence from duty and involvement in lifting of vehicle are sufficient for the punishment awarded to appellant under the rules.
- F. Correct to the extent that the appellant was arrested and shifted to Gujranwala Punjab in case FIR No.425 dated 22.05.2015 u/s 381A PPC PS Civil Line and challaned to Court which is a cogent evidence/ proof against the appellant.
- G. Incorrect. All out opportunities were provided to appellant during course of departmental probe.

H. Incorrect. Reportedly the appellant is dealing with illegal business of vehicle lifting since long and had close contact with vehicle lifting gangs of the country.

I. Incorrect. All the opportunities of defense and hearing were provided to appellant during departmental probe.

J. Incorrect. Specific allegations of willful absence from duty and involvement in vehicle lifting were proved against appellant during enquiry.

K. Incorrect. The respondents have acted in accordance with Police Rules 1975 and facts received to them in shape of documentary evidence. They have no ill will with appellant nor violated the rules.

L. Incorrect. The orders are legal, valid, based on facts and in accordance with law/ rules.

**Prayer:**

Keeping in view, the above narrated facts, it is humbly prayed that the appeal of appellant is barred by law/ limitation, may kindly be dismissed with cost.

  
1. Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar

  
2. Regional Police Officer,  
Bannu Region, Bannu.

  
3. District Police Officer,  
Bannu.



**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR**

**Appeal No. 729 of 2016**

Imran Khan s/o Hafeez Ur. Rahman Ex-Constable No.420 District Bannu. (Appellant)

**VERSUS**

1- Inspector General of Police Khyber Pakhtunkhwa Peshawar.

2- D.I.G Bannu Region, Bannu,

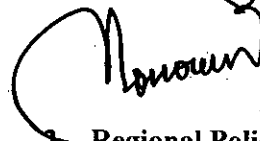
3- District Police Officer, Bannu

(Respondents)

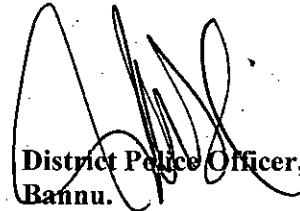
**AFFIDAVIT**

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

1. Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar



2. Regional Police Officer,  
Bannu Region, Bannu.



3. District Police Officer,  
Bannu.

**BEFORE THE SERVICES TRIBUNAL, KPK, PESHAWAR**

In Re: Service Appeal No.729 of 2016

Imran Khan.....Appellant

**V E R S U S**

Inspector General of Police & others.....Respondents

**REJOINDER FOR/ ON BEHALF OF APPELLANT  
IN THE TITLED SERVICE APPEAL**

**Respectfully Sheweth:**

That all the preliminary objections raised/ taken by respondents in the memo of written reply, are illegal, void and not based on legal/ factual grounds, besides that appeal is within time and appellant was illegally dismissed from service, therefore, he has cause of action/ locus standi to file appeal in this Honourable Tribunal.

**REPLY ON PARAWISE:**

1. Para No.1 of the comments is correct to the extent that appellant was recruited as Constable on 15.07.2007 and rest of the para is incorrect, hence denied. The appellant was performing his duties to the entire satisfaction of his superior.
2. Para No.2 of the written reply is correct to the extent that the he was deputed with Army Authorities in Bannu Cantt and rest of the para

is incorrect, hence denied. He left the Army Check Post with the prior permission of the concerned, which is also mentioned in the impugned order dated 26.02.2015, the relevant para is reproduced herein below:

***“That he while duty with Army at Cantonment Bannu proceeded for night pass on 27.06.2014 to 28.06.2014. After availing the night pass he failed to make arrival back of his place/ duty.***

So far as, his back arrival after availing pass duty is concerned, he became ill and his health got deteriorated. He was treated by the doctor on Khalifa Gul Nawaz Hospital, Bannu, the prescriptions already available with the inquiry report, which was accepted by the DPO, District Bannu.

3. Para No.3 is correct to the extent that he was issued show cause notice but the grounds on the basis of which notice was issued, is denied. The appellant did not remained absent from his duty deliberately but his absence from duty was due to unavoidable circumstances.
4. In reply to para No.4, it is submitted that appellant was dismissed from service without regular inquiry. He was not provided any opportunity of being heard, the whole proceedings of the inquiry was conducted at the back of appellant, therefore, dismissal of appellant from service by the respondents, is against all the norms of justice.

5. Para No.5 is incorrect, hence denied. The appellant preferred departmental appeal before respondent No.2 on 02.03.2015, where comments were called from respondent No.3 but no decision had been taken on such appeal.
6. Para No.6 is incorrect, hence denied. The contention raised by respondents of the second appeal, is incorrect and having no base in law, therefore, not sustainable in the eyes of law.
7. Para No.7 is incorrect, hence denied. The charges levelled against the appellant in FIR No.425 dated 22.05.2016 u/s 381 PPC, have not been proved against the appellant by the competent court of law, therefore, appellant cannot be penalized on the basis of mere registration of FIR against him, until and unless it is proved guilty by competent court of law.
8. Para No.8 is incorrect, hence denied. The second appeal is within time as well as not barred by law.
9. Para No.9 is incorrect, hence denied. The appellant feeling aggrieved from the impugned orders passed by respondents and the appellant rightly approached the Service Tribunal to assail the same.

**REPLY ON GROUNDS:**

- A. Ground "A" is incorrect, hence denied. The impugned orders dated 24.06.2016 and

26.02.2016 passed by respondents No.1 and 3 are against facts and record of the case, hence liable to be set aside.

- B. Ground "B" is incorrect, hence denied. The major penalty was imposed upon the appellant without holding regular inquiry, therefore, such action of respondents is against the law and principles of justice.
- C. Ground "C" is incorrect, hence denied. The absence of appellant from duty since 28.06.2014 to 08.12.2014 had been treated without pay, the respondent No.1 has imposed penalty upon the appellant to treat his absence period without pay, so, the respondents have no authority to impose penalty on appellant by dismissing him from service. Thus, the appellant had been penalized twice by the respondents, such actions of respondents amounts to double jeopardy, which is prohibited by Constitution of Pakistan, 1973 as well as Service Rules.
- D. Ground "D" is incorrect, hence denied. The order passed by respondents, are against record of the case. As per record, appellant had taken plea of his illness and he was admitted in Khalifa Gul Nawaz Hospital, Bannu and the said illness had been verified by Medical Superintendent through letter No.159/MS/LGM/24-01-15 but the said letter had not been taken into consideration during inquiry, which had caused serious prejudice to the rights of appellant.
- E. Ground "E" is incorrect, hence denied. The appellant did not remained absent from duty but

it was due to some unavoidable circumstances i.e. illness, due to such illness, he could not join service. Respondents have treated his absence from duty a leave without pay, so, dismissal him from service, is very harsh and illegal, thus, liable to be set aside.

- F. Ground "F" is incorrect, hence denied. The appellant was not directly charged in the FIR No.425 dated 05.02.2015 u/s 381 PPC, Gujranwala. He has not been proved guilty by competent court of law, so, mere registration of FIR, dismissal of appellant from service, is illegal and based on assumption and presumptions.
- G. Ground "G" is incorrect, hence denied. No opportunity of hearing has been given to the appellant, therefore, he was condemned unheard.
- H. Ground "H" is incorrect, hence denied. There is no proof of any nature to show that the appellant is involved in illegal business of care lifting or any contact with anybody, who is involved in such nefarious business.
- I. Ground "I" is incorrect, hence denied. No opportunity of cross-examination had been given to the appellant nor had been given an opportunity to produce evidence in support of his defence.
- J. Ground "J" is incorrect, hence denied. The appellant did not remained absence from duty. But was some unavoidable circumstances, even

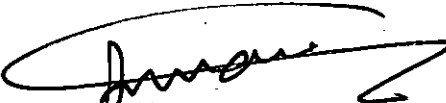
otherwise, his absence was treated as without pay, thus, his dismissal on this score, is liable to be set aside.

K. Ground "K" is incorrect, hence denied. The respondents have not followed the prescribed procedure, laid down by the relevant law and passed the order in mechanical manner, hence, the dismissal of him is against the prescribed rules.

L. Ground "L" is incorrect, hence denied. The dismissal of the service of appellant, is against the law, facts and record available on file.

It is, therefore, respectfully prayed that on acceptance of rejoinder, the memo of appeal may very graciously be accepted (as prayed for).

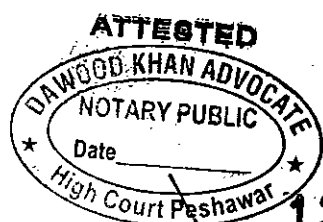
Appellant  
Through

  
**Amanullah Marwat**  
Advocate, Peshawar

Date: 13.03.2017



### AFFIDAVIT

I, Imran Khan (appellant), do hereby solemnly affirm and declare on oath that contents of **Rejoinder** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



  
DEPONENT

13 MAR 2017

قیمت 50 روپے	 	31492
ایڈویکیٹ: QUL UUL	پشاور بار ایسوسی ایشن، خیبر پختونخواہ	
بار کونسل ایسوسی ایشن نمبر: BC-11-1869		
رابطہ نمبر: 8803805-8307		

بعدالت جناب: کے جی صدیق شریکوٹ اور

مخائب: Appellant	دعوی: Service appeal
عمران خان	علت نمبر:
بنام	مورخہ:
آجی بی کے بی وکٹری	جرم:
	تھانہ:

**باعث تحریر آگہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ

آن مقام Peshawar کیلئے مختار خان احمد علی کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 16-03-2018

العبد \_\_\_\_\_ واہ شد \_\_\_\_\_ العبد  
مقام \_\_\_\_\_ کے لیے منظور ہے۔

نوٹ: اس وکالت نامہ کی شہادت کوئی ناقابل قبول ہوگی۔

Accepted  
QUL UUL



عدالت جناب سرٹیس ٹریبونل صاحب پشاور  
حیرین

محمد انور پالیس

(درخواست جواز تاریخ تبدیلی پیشگی) (منجانب سائل)

جناب عالی!

یہ کہ سائل کی مقدمہ <sup>عنوانہ</sup> آج عدالت حضور میں زیر

تجویز ہے۔

یہ کہ سائل کی وکیل یوحنا بیگاری سے عدالت

حضور میں حاضر ہونے سے تاہر ہے۔

لہذا استدعا کی جاتی ہے کہ تاریخ

تبدیل ہونے کے حکم سے درجہ ماویں



سائل نے بزرگے اسرار احمد کلرر آف مشینل احمد خیل

انڈیا

بخدمت جناب سر ڈسٹرکٹ جج صاحب پشاور

مہران خان نام پولیس

(درخواست عرار تاریخ تبدیلہ پیشی)

جناب عالی!

۱۔ یہ کہ سائل کا مقدمہ عنوان بالا راج عدالت حضور

میں زیر رجسٹر ہے۔

۲۔ یہ کہ سائل کا وکیل بوجہ بیماری سے عدالت

حضور میں حاضر ہونے سے قاصر ہے۔

لہذا استدعا کی جاتی ہے

کہ تاریخ تبدیلہ ہونے کی حکم

لگا دیا جائے

لہذا راج احمد کلرک آف سیکشن ٹائٹل

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

Imran Khan

VERSUS

I.G Police KPK & Others

**APPLICATION FOR CORRECTION,**  
**AMENDMENT OF THE DATES OF ORDERS**  
**(IMPUGNED ORDERS) IN THE**  
**MEMORANDUM OF APPEAL.**

Respectfully Sheweth:

1. That instant appeal is pending before this Hon'ble Court for today i.e. 19/11/2019.
2. That inadvertently in the memorandum of appeal, the appellant mentioned the date of impugned order is 11/07/2014 instead of 26/02/2015 of Respondent No.3, which needs correction.
3. That similarly the impugned order of respondent No.1 date is 24/06/2016, but in appeal it is inadvertently mentioned is 24/04/2016. which needs to be corrected.
4. That there is no legal bar exist in the way of law to allow this application.

It is, therefore, requested that on acceptance of this application, the date of impugned orders may kindly be rectified i.e. date of order of Respondent No.3 is 26/02/2015 and date of order of Respondent No.1 is 24/06/2016 in the best interest of justice.

Dated: 19/11/2019

Appellant

Through



Shakil Khan Ahmad Khel  
Advocate, High Court  
Peshawar.

Verification:

Verified on oath that all contents of this application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



Advocate



11/16  
2026

10484

کتابخانه ملی ایران

پرستش  
64

فرد  
16/11/15

کتاب  
مجله

381

405/15

425/15

کتابخانه ملی ایران  
05-12-15

1 1 2

کتابخانه ملی ایران  
273 56

281 56

کتابخانه ملی ایران

Veris

کتابخانه ملی ایران

مقدمہ نمبر 425/15 مورخہ 15-5-21 بزم 381-A/411 تقاضی دہلی

تاریخ چالان 15-7-15

1	2	3		4	5	6	7
		نام و پتہ ملزمان	زیر حراست				
نام و پتہ مستحقین	ملزمان جو چالان عدالت سے کیے گئے ہیں	زیر حراست	برصغرت	تفصیل مال مقدمہ	نام و پتہ گواہان	تفصیل حالات مقدمہ	بزم 381-A/411
سرفاروق علی ولد محمد عتیق محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ		محمد عرفان ملا محمد رفیق محمد شیخ سائید محمد شہید محمد عتیق محمد علی محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ		عظا اللہ خان	محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ	محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ	محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ
		محمد عرفان ملا محمد رفیق محمد شیخ سائید محمد شہید محمد علی محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ			محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ	محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ	محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ
		محمد عرفان ملا محمد رفیق محمد شیخ سائید محمد شہید محمد علی محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ			محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ	محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ	محمد ادریش گلہ جینڈہ کالونی بنگلہ لارڈ سنائیڈ لارڈ



تو دیکھا کہ سرکاری فائلوں کا ریکارڈ کرنا یا لایا جو دے دیا ہے جو نامعلوم  
 جو ریکارڈ کرنے کیلئے ہیں۔ میں آپ کو پوری آئینک فائل میں لکھا رہا ہوں۔  
 جو دے لے سکتی ہے، جو دے دے وقت یہ وقت ۲۳ بج رہا ہے جو اللہ تعالیٰ سے  
 وعدہ محمد الوب اگے نے عمل میں لائی۔ دوران آفڈیشن مازمان صہبان محمد

عدوان، محمد عباس لہف گوگا جبرہ مقدمہ نمبر ۶۱۹ میں اگر متاثرہ ریکارڈ کو مقدمہ نمبر  
 میں رکھ دیکھیں کیا گیا۔ جیہوں نے صرف ۱۵/۱۵ مقدمہ نمبر کی واردات کا انکشاف کیا اور  
 مقدمہ نمبر ۱۷۱ میں حسب ضابطہ اگر متاثرہ کے ریکارڈ ۲۱/۱۵ کے لئے وارد کیے ہیں اگر جبرہ  
 کے لئے ۲۱/۱۵ کے لئے لایا گیا اور دوران کے دوران جبرہ کے لئے لایا گیا، صرف ۱۷/۱۵ کو مدعی وقت  
 نے اپنے مقدمہ میں مازمان صہبان محمد ان کاں، مازمان صہبان محمد ان کاں صہبان محمد ان کاں کو قید  
 کیا۔ مقدمہ نمبر ۱۷۱ کے دوران جبرہ کے لئے لائی جیل بیوں میں بندھا کہ صرف ۲۶/۱۵ کو سزا  
 جیل بیوں سے حاصل کرنے کے مقدمہ نمبر ۱۷۱ میں اگر متاثرہ کے لئے سب سے عدالت کے لئے انکشاف  
 لگیں۔ جبکہ صرف ۱۵/۱۵ کے دوران جبرہ کے لئے لایا گیا۔ مقدمہ نمبر ۱۷۱ کے لئے مازمان  
 صہبان محمد ان کاں کی اگر متاثرہ لایا جائے۔ مازمان صہبان محمد ان کاں، محمد عباس لہف گوگا  
 محمد ان کاں صدر ہمال کے طرف ثبوت قابل جانان صہبان محمد ان کاں لایا گیا ہے، جس کے لئے  
 جبرہ کے لئے مقدمہ نمبر ۱۷۱ کے لئے لایا گیا ہے، بارے میں ثبوت قابل جانان صہبان محمد ان کاں  
 لایا گیا ہے۔ اس کا صلہ مقدمہ نمبر کی سماعت فرمائی جائے۔

۱۵/۱۵ خانہ نوسل لائن  
 ۱۵-۷-۱۵

تفصیل کا عدالت؟

خانہ جانان صدر      درخواست ریکارڈ      کیلئے ریگورسٹ      فیئر فیئر      آئینک ریکارڈ  
 ح قلمہ      ح قلمہ      ح قلمہ      ح قلمہ      ح قلمہ

مرد وقت ونگی      مقدمہ بیان مدعی      قاعدت مشتمل مازمان      سزا سلب  
 ح قلمہ      ح قلمہ      ح قلمہ      ح قلمہ

۱۵/۱۵ خانہ نوسل لائن  
 ۱۵-۷-۱۵

Amplite  
 sent by  
 15-10-15

دعا در حصول لاش

فصله گو صید اول

سرکار بزرگوار دارالتعلی و تدریس محمد طیفیل قوم گورانبند (۱۳۵۱)

بسم الله الرحمن الرحیم  
بیتام - محمد عرفان در حد افضل قوم شیخ سید محمد جواد تقی علی کامیونیک  
۲ قمر عباس کوف گورانبند در حد افضل قوم شیخ سید لاشین یار بهار شمس ۵ کامیونیک

درخواست لاش در حصول ایمان جویشیل ۱۴

جناب عالی! گوارش بیسکه ملذمان سید در جوانی سید محمد عمر ۱۴۴ (۱۳۸۱) در ۱۵  
تواند حصول لاش در ایمان صبا که گو سید یار سید جواد ۱۵  
صداقت و کرم و امانت است. چه در امور جانده حد است افسان  
پولیس ختم است. تکمیل تحقیق انجام می دهد. سید یار در خصوص  
است. بیسکه ملذمان گورانبند جویشیل ۱۴ (۱۳۸۱) در ۱۵  
بیتام ۱۵ - ۶ - ۱۵ کویشیل سید جان کامیونیک صادر فرمایند

محمد یار - جویشیل  
۱۱ - ۶ - ۱۵

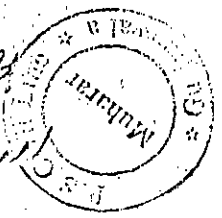
forwarded 17L  
[Signature]

۱۲-۶-۱۵ سیدان عرفان - قریباً بیسکه ملذمان سید در جوانی سید محمد عمر ۱۴۴ (۱۳۸۱) در ۱۵

بیتام در حد افضل قوم شیخ سید محمد جواد تقی علی کامیونیک

۲ قمر عباس کوف گورانبند در حد افضل قوم شیخ سید لاشین یار بهار شمس ۵ کامیونیک

۱۵ - ۶ - ۱۵ کویشیل سید جان کامیونیک صادر فرمایند



Ahmed Zia Chaudhary  
Civil Judge (Senior) District Court  
Gujranwala

M. 5050  
12-6-15



صلاح گوید الی

تغیر اصول لائن

سہ کار بنو اور وارث علی وارث لعل قوم گورانیہ وقتہ

نہ ۶۲۵ حرفہ  $\frac{5}{15}$  ۱۲ حجم ۸-۳۸۱  $\frac{3}{11}$  تھا اصول لائن گوید الی

بنام عسکران و در حقیقتہ ادرمن قوم تہقان نہ تہمیری عدون کمال وضع نمون

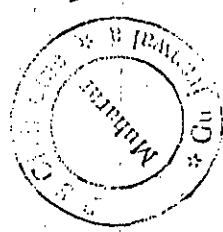
در فرستہ ہر ریاضہ جو ڈیشیل ۱۴۱۰

صناعت عالی عدام مسمی عسکران نا فرد عدون کو حرفہ  $\frac{6}{15}$  ۶۱۵ لائن شمار  
کہے ریاضہ حساب و الی اہل کتابا۔ اصول ریاضہ عدام عالی مسمی  
جدا عدون فرد میں تکمیل نقشہ نقابا۔ لہذا ریاضہ عدون در فرستہ  
عدون در فرستہ مسمی مسمی عدون ریاضہ جو ڈیشیل ۱۴۱۰ عدون ریاضہ  
ہائے نام تکمیل نقشہ مسمی مسمی

عدون الی کہ تھا اصول لائن گوید الی  
۲۰۱۵-۰۷-۱۱

۱۵-۰۷-۱۱ مسمی عدون مسمی عدون کانسہ۔ نو عدون کانسہ کانسہ کانسہ  
مسمی عدون کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ  
کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ کانسہ  
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Mic  
15-07-11



فائدہ سول لائن

سرکار ایڈیشن وارث علی ولد محمد طفیل قومی گورنمنٹ  
نہام - عمران ولد حفیظ الرحمن قومی گورنمنٹ سکول کورٹ صوبائی عدالت تحصیل ضلع بنوں  
425/15 مورخہ 15/07/2015 (381-A) 411 - 2 - فائدہ سول لائن

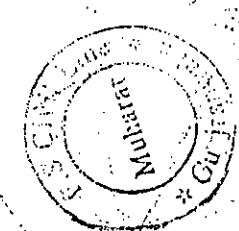
درخواست گزار محمد طفیل ریٹائرڈ ڈائری جیم (2)

قبائلی! گورنمنٹ سکول (مذکورہ بالا) میں نامزد و مقیم مسلمان  
ہے۔ حسین کو صدر بناد میں مورخہ 26/07/2015 کو حسب ضابطہ گرفتار کر کے تحصیل بنوں  
ریٹائرڈ ڈائری جیم 4 + 1 + 4 = 9 (9) کو حاصل کیا گیا ہے جو کہ  
ختم ہو گیا ہے۔ مذکورہ سے مال وصول ہوا ہے گا۔ (مذکورہ بالا) 74/769 کی صورت میں  
پہلے ہی جاتی ہے۔ (مذکورہ) کافی بیوشہار چالاک اور پختہ کار ہے اور  
دلہہ ولد اور سہیل صاحب کے پاس ہے۔ لہذا بنوں میں درخواست گزار کے پاس  
مذکورہ کار ریٹائرڈ ڈائری جیم (2) کو منتقل کر دیا جائے۔

محمد ایوب کے فائدہ سول لائن  
09-07-15

forwarded Pt

09/07/15



09.07.2015  
Present: Accused Imran is in police custody.  
Muhammad Ayub ASI alongwith record.  
Learned ADPP for the state.

Local police have made request for physical remand of the accused person.  
Record reveals that accused is nominated in supplementary statement of complainant and  
recovery of alleged vehicle is yet to be recovered from his possession, therefore, two days  
physical remand of accused is granted. The I.O is directed to appear in person on the date  
fixed. Now the accused person be produced again on 11.07.2015. A copy of this order be  
sent to the worthy Sessions Judge, Gujranwala for information.

Announced:  
09.07.2015.

(Shazia Bilal),  
Magistrate 1st Class  
Gujranwala

تھانہ سول لائن

سدا بندہ وراثت علی ولد محمد طفیل قوم ایٹ

(مدعی مقدمہ)

فقہہ نمبر 425/15 صفحہ 5/21 پی جی 381-1/411 پی تھانہ سول لائن گلوب والا

محمد انور ولد صفی الرحمن قوم پٹھان سڈ کوٹ ٹھہر کھلان طفیل و منوع بنوں

در دوست بہرائے حصول رہائش و اسے جسم (5) لڑکے

ذباب عیالی

کہ از اس عیالہ کلہم منہ رہا یا ا فقہہ عدوان یا ال اصل مدعی مقدمہ

بیان یہ ماحز ویہ جہو فقہہ من اصل حسب منابطہ عدلہ 26 کو بنوں شہر ال اصل سے

حاصل کر کے مہار کیا گیا ہے مہار بالاکا طفیل از اصل (5) لڑکے رہائش عیالی حاصل کر کے ان سے

لیٹی ہے مہار بالاکا فی بیوت شہر ال لاک ہے اور بہر افدگی کیلئے ٹال سٹول سے ماس 2 رہا ہے

فقہہ من اصل کلہم منہ بالاکا صفحہ سے مال صدقہ گاڑی نمبر 769/74 ٹولہ ٹالہ ورا

بہر افدگی کا مہار رہا ہے اسے بندہ وراثت اس کے عیالہ کلہم منہ بالاکا

رہائش عیالی (5) لڑکے منظور مہار جسم کلہم منہ عدوان لڑکے جانے لھا ان سے

بیش عدالت لڑکے جانے کلہم منہ مہار مہار مہار

محمد ایوب تھانہ سول لائن

6 - 7 - 15

محمد ایوب

Handwritten signature

410-15 Civil Line

محمد ایوب تھانہ سول لائن گلوب والا

محمد ایوب تھانہ سول لائن گلوب والا

محمد ایوب تھانہ سول لائن گلوب والا

محمد ایوب تھانہ سول لائن گلوب والا

محمد ایوب تھانہ سول لائن گلوب والا

محمد ایوب تھانہ سول لائن گلوب والا

محمد ایوب تھانہ سول لائن گلوب والا

Anand Chaudhary  
Civil Judge (Administrative) 1st Class  
GUJRANWALA



سابقہ ڈاکٹر وارث علی صاحب (ڈاکٹر) کو

(بانی قلم)

رقم 25 روپے 5/15 جی. پی. او. 411/4-381-8 کے تحت ایف. آئی. سی. کے لئے

ڈاکٹر وارث علی صاحب (ڈاکٹر) کو ایک ماہ کی اجازت کے لئے

درخواست نمبر 411/4-381-8 (7) 15

15-07-55

مقامی عدالت لاہور کے ججز صاحب نے ایک حکم جاری کیا ہے جس کے تحت ڈاکٹر وارث علی صاحب کو ایک ماہ کی اجازت دینی ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب کی طرف سے  
15-07-55

15-07-55

مقامی عدالت لاہور کے ججز صاحب نے ایک حکم جاری کیا ہے جس کے تحت ڈاکٹر وارث علی صاحب کو ایک ماہ کی اجازت دینی ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

ڈاکٹر وارث علی صاحب نے ایک درخواست دی ہے جس میں ان کا کہنا ہے کہ ان کی طبیعت ابھی تک مستحضر ہے اور ان کی طبیعت ابھی تک مستحضر ہے۔

15-07-55



محکمہ تعلیم

سہ ماہیہ اور اعلیٰ و اولیٰ سطحی تعلیم کو آگے

تعمیر و ترقی

نمبر 425/2025 دہانہ 21/5/2025

مقامی تعلیم اور صحت کے امور پر توجہ دینے کے لیے

دو روزہ امتحان (پہلا مرحلوں) کے بارے میں

2025-26

محکمہ تعلیم کے زیر اہمیت کے ساتھ ہر سال ہونے والے امتحان کے وقت ہر شعبہ کے سربراہان کو مطلع کیا جاتا ہے کہ وہ اپنے اپنے شعبہ کے طلبہ کو اس امتحان کی تیاری کے لیے تیار کر سکیں۔ اس بار کے امتحان میں طلبہ کو دو روزہ امتحان دیکر اپنی تعلیم کو آگے بڑھانے کی ضرورت ہے۔ اس بار کے امتحان میں طلبہ کو دو روزہ امتحان دیکر اپنی تعلیم کو آگے بڑھانے کی ضرورت ہے۔ اس بار کے امتحان میں طلبہ کو دو روزہ امتحان دیکر اپنی تعلیم کو آگے بڑھانے کی ضرورت ہے۔ اس بار کے امتحان میں طلبہ کو دو روزہ امتحان دیکر اپنی تعلیم کو آگے بڑھانے کی ضرورت ہے۔

محکمہ تعلیم

محمد الہدیٰ  
 01-07-15

01-7-15

محکمہ تعلیم کے زیر اہمیت کے ساتھ ہر سال ہونے والے امتحان کے وقت ہر شعبہ کے سربراہان کو مطلع کیا جاتا ہے کہ وہ اپنے اپنے شعبہ کے طلبہ کو اس امتحان کی تیاری کے لیے تیار کر سکیں۔ اس بار کے امتحان میں طلبہ کو دو روزہ امتحان دیکر اپنی تعلیم کو آگے بڑھانے کی ضرورت ہے۔ اس بار کے امتحان میں طلبہ کو دو روزہ امتحان دیکر اپنی تعلیم کو آگے بڑھانے کی ضرورت ہے۔ اس بار کے امتحان میں طلبہ کو دو روزہ امتحان دیکر اپنی تعلیم کو آگے بڑھانے کی ضرورت ہے۔



01-07-15

01-07-15

ٹھکانہ سسرل رائٹن

فصل ۸

سدا کارہ ذلیہ وارث علی ولد محمد طفیل قوامیٹ

وردی مقدمہ

فقہ نمبر 425 مدنف 5/21 نمبر 381A/4 ٹھکانہ سسرل رائٹن کوٹ مٹھی

نیا گڑھدان ولد صفیظ الرحمن قوامیٹھکانہ سسرل کوٹ مٹھی مٹھی

درخواست نمبر ۸۷ فصل ۸ جمانی (۸) ایس

حباب عالی

پھر اس میں صفیظ ولد محمد رضا با (فقہ نمبر ۴۲۵) والا (قبل عدت) واقعہ  
پر مقدمہ بیان اپنا قاصر FIR میں بدوائے جبر و قہور میں حسب احتیاط  
اور دفعہ ۲۶ کونین جیل سے حاصل کر کے کر مٹھا دیا گیا ہے۔ فقہ نمبر (۴۲۵)  
میں سزا کے قید سے مال (فقہ گاڑی نمبر ۷۴/۷۶۹) اور ٹائمر والہ اہم  
نیا گڑھدان ولد صفیظ الرحمن قوامیٹھکانہ سسرل کوٹ مٹھی مٹھی  
جمانی (۸) ایس منظور فرمائے جو مٹھی جمانی (۸) ایس کے لیے جانے اور مقدمہ  
پیش عدالت کر کے مٹھی مٹھی مٹھی مٹھی مٹھی مٹھی

محمد الوب ٹھکانہ سسرل رائٹن

27 - 6 - 15

مذکورہ مٹھی سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن  
27-6-15

مٹھی سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن  
مٹھی سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن  
مٹھی سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن  
مٹھی سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن  
مٹھی سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن سسرل رائٹن



Al-5-30  
27-6-15

ضلع کوٹلی

تھانہ سول سٹیشن

سرکار شالہ وارث علی ولد فضل خاں (پ) کوٹلی سول سٹیشن

صنعتی 425/15 وافر 5/21 (م) 381A تھانہ سول سٹیشن کوٹلی

بیم. عزیزان ولد عزیز الرحمن خاں پٹانہ قمری قلعہ بنوں

درخواست پر وارث علی

جس سے حال گذارشی ہے کہ عدالت میں عزیزان متذکرہ جلد ہو کر  
میں عزیزان ہاں میں زمین با 5000 فاضل سول سٹیشن بنوں ہے  
جو کہ عدالت میں ہاں میں عدالت میں ہے جس کو عدالت عزیزان  
ہاں میں صنعت بنوں سے ضلع کوٹلی (پ) بنوں ہے۔  
مستقل عدالت کے لئے کارروائی میں کریں گے۔ قلعہ بنوں  
آفس ہاں میں PK کے لئے بنوں میں درخواست بنوں میں  
ہے کہ عدالت عزیزان کو کٹے جائے قلعہ بنوں میں

قمری قلعہ بنوں کوٹلی  
25-06-2015

JM-VII for  
MCA according to  
law. Signature

Forwarded M/s.

The accuse is arrested v/s 54 case  
and is in Judicial lockup. and is not  
involved in any other case in Bannu

Munawar Khar  
Add: D & SJ-11 Spl: Judge  
BANNU/PE  
26-6-15



D.P.P.  
26-6-15

ضلع گومل (ان)

تھاٹر سیریل نمبر

سرکار ہریانہ وارڈ میں ولد فضل کو برسرِ کار ایڈمٹ نہ ہو

سنہ 425 اور نمبر 5 اے (381A) تھاٹر سیریل نمبر گومل (ان)

بیم. عزیزان ولد عزیز الرحمن ڈاک ٹھکانہ نمبر 1 قمری محلہ بنوں

درخواست پر کارروائی عمل

بارحال گومل میں ہے کہ ولد عزیز الرحمن سنہ 1947ء میں پیدا ہوا ہے  
بنوں میں رہتا ہے اور بنوں میں تعلیم حاصل کرتا ہے۔ بنوں میں بنوں کے  
آفس میں ملازم بنوں میں ملازم ہے۔ بنوں میں بنوں کے آفس میں  
بنوں میں بنوں کے آفس میں ملازم ہے۔ بنوں میں بنوں کے آفس میں  
بنوں میں بنوں کے آفس میں ملازم ہے۔ بنوں میں بنوں کے آفس میں  
بنوں میں بنوں کے آفس میں ملازم ہے۔ بنوں میں بنوں کے آفس میں

دریاب کی تھاٹر سیریل نمبر گومل (ان)  
25-06-2015

Forwarded Abs.

The accuse is arrested V/S 54 case  
and is in Judicial lockup and is not  
involved in any other case in Banu



Wtly  
DISTRICT PUBLIC PROSECUTOR  
BANU  
D.P.P.  
22.6.15



**IN THE COURT OF HAFIZ AURANGZEB**  
**JUDICIAL MAGISTRATE-VII, BANU**

STATE.....VS.....Imran S/O Hafiz ur Rehman R/O Qamari Kala  
Domel

Case FIR No. 425 dated 21-05-2015 U/S 381-A PPC PS Civil Line District  
Gujranwala

**TRANSIT CUSTODY**

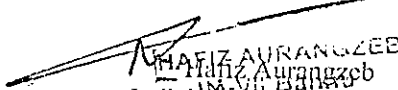
Mr. Muhammad Ayub SI attached with the investigation wing of Police  
Station Civil Line District Gujranwala present and submitted application for transit  
custody of the above named accused forwarded by the Honourable District and  
Sessions Judge, Bannu in Case FIR No. 425 dated 21-05-2015 U/S 381-A PPC PS  
Civil Line District Gujranwala. In this regard office letter No.SO (Judl)/HD/1-  
35/TOA/2015 Vol-VI dated 25-06-2015 and letter No.8720 dated 24-06-2015  
produced before the court.

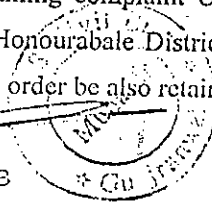
The accused named above was arrested by the local police of PS Domel U/S  
54 Cr.PC and was sent to Central Jail, Bannu. Now pursuant to Zamima Bey is  
before the court.

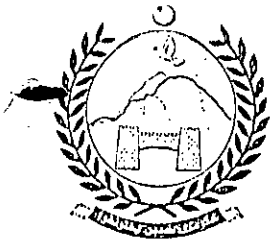
Record further scanned which reveals that the accused was produced before  
illaqa Judicial Magistrate who committed the accused to Judicial Lockup Bannu.

Now, as the accused named above is required in District Gujranwala PS Civil  
Line charged vide Case FIR No. 425 dated 21-05-2015 U/S 381-A PPC PS Civil  
Line District Gujranwala, therefore, his further detention in District prison Bannu at  
the moment would serve no purpose.

Therefore, this court is inclined to allow his transit custody for one day to  
Mr. Muhammad Ayub S.I subject to pre and post medical check up of the accused  
with the directions to produce him before the concerned Judicial Officer on 27-06-  
2015. The S.I concerned is further directed to bring back the accused named above to  
District Prison Bannu soon after completing investigation in requisite case. On the  
other hand complaint U/S 54 Cr.PC, relying upon the above referred scenario,  
becomes unwarranted therefore stands dismissed being infructuous. Jail  
Superintendent Bannu is also directed to make necessary arrangements in this behalf  
for handing over the accused to the official named above after satisfying himself  
about his identity from the DPO office, District Bannu and observing all legal  
formalities. Copy of this order be placed on record containing complaint U/S 54  
Cr.PC. Similarly copy of this order be also forwarded to Honourable District and  
Sessions Judge, Bannu for information. Thirdly, copy of this order be also retained in  
the court for any future reference.

  
HAFIZ AURANGZEB  
Hafiz Aurangzeb  
Judicial Magistrate-VII, Bannu.





Government of Khyber Pakhtunkhwa  
Home & Tribal Affairs Department  
No. SO (Judl)/HD/1-35/TOA/2015 Vol-VI  
Dated Peshawar the 25/06/2015.

To

The District & Sessions Judge,  
Bannu.

Subject: - ARREST/TRANSFER OF ACCUSED

Dear Sir,

I am directed to enclose herewith a copy of letter No. SO (JUDL.II)4-5(2)/2015 dated 23/06/2015 received from Section Officer (Judicial-II), Home Department, Lahore (Punjab) and DPO Bannu letter No.8720 dated 24.06.2015 on the subject noted above and to state that the following accused is involved in the case mentioned below and presently available in District Bannu (Khyber Pakhtunkhwa Province).

S. #	Name of case property	Case FIR No, U/S & PS
1	Imran S/o Hafiz ur Rehman	FIR No. 425/15, u/s 381-A/411- PPC, PS Civil Lines district Gujranawala

It is therefore requested the above mentioned accused may kindly be transferred/hand over from District Bannu (Khyber Pakhtunkhwa) to District Gujranawala (Punjab) on completion of all codal formalities

A Police party headed by SI, Muhammad Ayyub of PS Civil Lines district Gujranawala has been deputed for the purpose.

Yours faithfully,

SECTION OFFICER (JUDICIAL)

Ph: 091-9211217

Fax:091-9210201

Encl: As above.

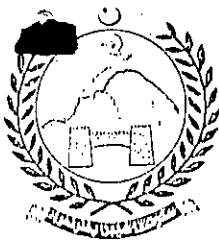
Endst: No. & Date even.

Copy forwarded to: -

1. The Section Officer (Judicial-II); Government of Punjab, Home Department Lahore w/r to his letter quoted above.
2. PS to Secretary, Home & Tribal Affairs Department Khyber Pakhtunkhwa

SECTION OFFICER (JUDICIAL)





Government of Khyber Pakhtunkhwa  
Home & Tribal Affairs Department  
No. SO (Judl)/HD/1-35/TOA/2015 Vol-VII  
Dated Peshawar the 24/06/2015

To

The District Police Officer,  
Bannu.

Subject: - ARREST/TRANSFER OF ACCUSED

Dear Sir,

Enclosed please find herewith a copy of letter No. SO (JUDL.II)4-5(2)/2015 dated 23/06/2015 received from Section Officer (Judicial-II), Home Department, Lahore (Punjab) on the subject noted above and to state that the following accused is involved in the case mentioned below and presently available in District Bannu (Khyber Pakhtunkhwa Province).

S. #	Name of case property	Case FIR No, U/S & PS
1	Imran S/o Hafiz ur Rehman	FIR No. 425/15, u/s 381-A/411- PPC, PS Civil Lines district Gujranawala

It is therefore requested that a detailed report regarding the transfer of above mentioned accused may be furnished to this Department for further necessary action and to clarify as to whether the above mentioned accused is required to District Police Bannu in any other case and whether the District Police Bannu has got any objection over the transfer of the above mentioned accused from District Bannu Khyber Pakhtunkhwa to District Gujranawala for further necessary legal action or otherwise.

A Police party headed by SI, Muhammad Ayub of PS Civil Lines district Gujranawala has been deputed for the purpose.

Yours faithfully,

Encl: As above.

Endst: No. & Date even.

Copy forwarded to PS to Secretary, Home & Tribal Affairs Department, Peshawar.



SECTION OFFICER (JUDICIAL)

Ph: 091-9211217

Fax: 091-9210201

24/6/15

*STO, Township  
for report*  
*Amal  
DPO/Bannu  
24.6.15*

SECTION OFFICER (JUDICIAL)

*No c granted  
Asashid  
DPO Bannu.*



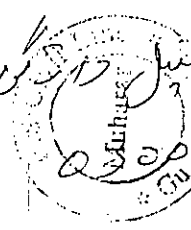
حکومت صواب S.H.O صواب سولہ لاکھ روپے لاکھ

صواب - سوال 1

گزارشیں منسلک مسائل میں شریعتی امور اور حقیقت کا رخی بیگم کوٹ میں پیدا ہوا اور  
 کاروباری ہے۔ امروز مورخہ 5-5-20 اور برسر تقریباً 15:11 AM بجے  
 ضلع کچہری گورنر اوزالم فروری کا نام کے سلسلہ میں ہمراہ نور حسن ولد ابراہیم  
 ذات اہلوان سکندر حیدر کوٹ میں پیدا ہوا اور برسر تقریباً 15:11 AM بجے  
 درجن میں 769-VF اسٹاک انڈیا اچھن نمبر 113050 113050 جیسے نمبر  
 2053037-140 صاڈل 2010 ضلع کچہری گورنر اوزالم میں گیسٹ سہاؤ بھوکتے  
 نزدیک کڑی کڑ کے ضلع کچہری گورنر اوزالم میں اور تقریباً 15:11 بجے  
 منسلک گیسٹ سے باہر آیا تو دیکھا کہ سہری ملکیتی کار مشنرہ بالاموڈن کے  
 جو نام معلوم ہو رہی ہے اس کے بارے میں - سہری کوٹ پر ایسے تلاش کرنا  
 رہے ہیں جو منسلک  
 سہری کوٹ پر ایسے تلاش کرنا  
 سہری کوٹ پر ایسے تلاش کرنا  
 سہری کوٹ پر ایسے تلاش کرنا

العدلیہ

دارت منسلک حیدر کوٹ میں پیدا ہوا اور برسر تقریباً 15:11 بجے  
 4369814



خواجہ ایسے کوٹ میں پیدا ہوا اور برسر تقریباً 15:11 بجے  
 381A  
 15/30



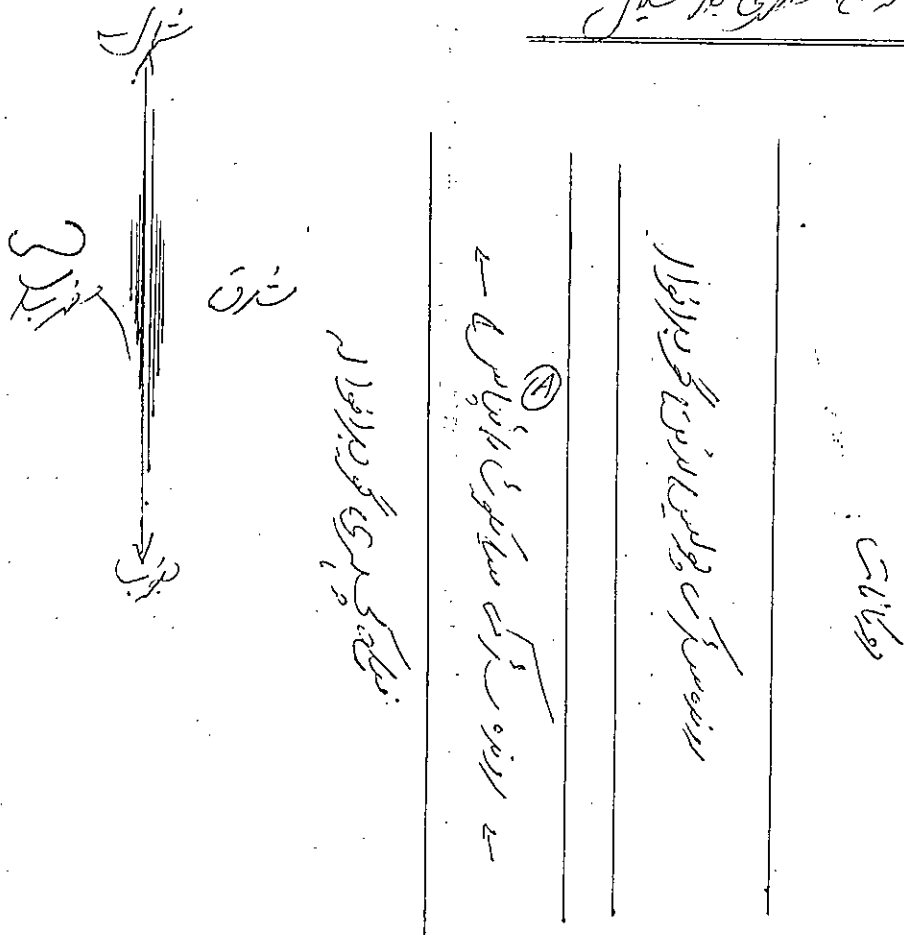
صفحه سوم لائن

صفحہ گریڈ انفرادی

قدمہ کارڈ نمبر ۱۰۱ دارش علی دارذیل قوم گورنمنٹ ہائیڈرو گرافی سیمینٹر لائبریری

قدمہ نمبر  $\frac{125}{15}$  ورقہ  $\frac{21-05}{15}$  جلد نمبر 381A مینہ سوم لائن

نقشہ ورقہ زمینی پلاننگ



انتہائی اہمیت والا نقشہ ورقہ زمینی پلاننگ میں خاکہ (A) سے اس مقام کو  
پلاننگ کے مطابق پلاننگ کے مطابق پلاننگ کے مطابق پلاننگ کے مطابق پلاننگ کے مطابق

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21-05-2015

قائد سول ملتان

قائد سول ملتان

انکار ہوا ہے۔ وارث علی ولد محمد فضل

(۱۴۱۲)

نمبر 425 جواز 15/15 (ج 2) 384/111 سے قائد سول ملتان

265  
79

قائد سول ملتان کی نوڈی تاریخ 2004ء

لاہور گواہان کٹر (ملک) و سہ قریب میں خوف گوئی کو واضح شدہ ملان  
کا بہار شہادہ خیر علی نے درپوشت علی کٹر کا راجہ سولہ گواہان  
نے حسب بیان در انکشاف خود جہادت پر ہیں آگے آگے چل کر طمان  
انسان خود را حق چھوڑنے پر راضی ہیں۔ انھوں نے اپنے گواہان سے  
اپنی گواہان میں سے جو شخص شہادت پر ہیں ان کے پاس سے  
2004ء کو اپنے قریبی 1500 کا نوڈی تاریخ 2004ء کو  
پانچ نوڈی تاریخ خود نکال کر میرے پیش کیے۔ جو کہ میرے پاس  
ہزاروں نوڈی تاریخ میں سے ہے۔ فرد چھ گواہان نے اپنے اپنے نوڈی  
کے ہیں۔

محمد اویس جو قائد سول ملتان

15-06-10

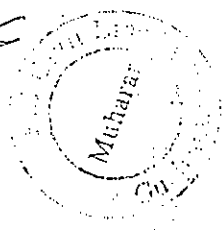
گواہان

علی افضل 4016 قائد سول ملتان

علی افضل

عثمان رفیق 4174 قائد سول ملتان

عثمان رفیق





تقاضی سولہ

پتہ (41)

سولہ سولہ - وارث علی (م) ولد محمد فضل

(41)

تقاضی نمبر 423 مورخہ 15/05/2006 (حکم) 381-09 - تقاضی سولہ سولہ

فوارضیو خیر علی احمد علی مال بمبلغ 2000 روپے

اللہ پور گورکانی ڈیل ملکہ سے محمد عرفان ولد محمد افضل کو رقم شیخ سنگھ غوثی کو  
 تقاضی کی اور علی احمد علی کو رقم آٹھ صد روپے بلکہ درپیشیا خود کس  
 پورسین آٹھ لاکھ چل امرکھان اوزان خود واقعہ محمد جوں کنگرہ مالکی  
 سے لکھ بٹوٹ کو بند کرانے میں سے جو فی قضا پر پورکسلا، (محمد)  
 تہذیب رقم بمبلغ 2000 روپے 1500 لاکھ نوٹ جبکہ 500 روپے  
 اور دست فوارضیو خیر علی احمد علی کو رقم پندرہ روپے خوارضیو  
 علی احمد علی - فوارضیو گورکانی سے اپنے اپنی خوارضیو کے ہیں۔

محمد اجوی - محمد تقاضی سولہ سولہ  
 15-06-16

گورکانی

علی احمد علی 4016 تقاضی سولہ سولہ  
 علی احمد علی  
 عثمان رفیق 4174 تقاضی سولہ سولہ  
 عثمان رفیق



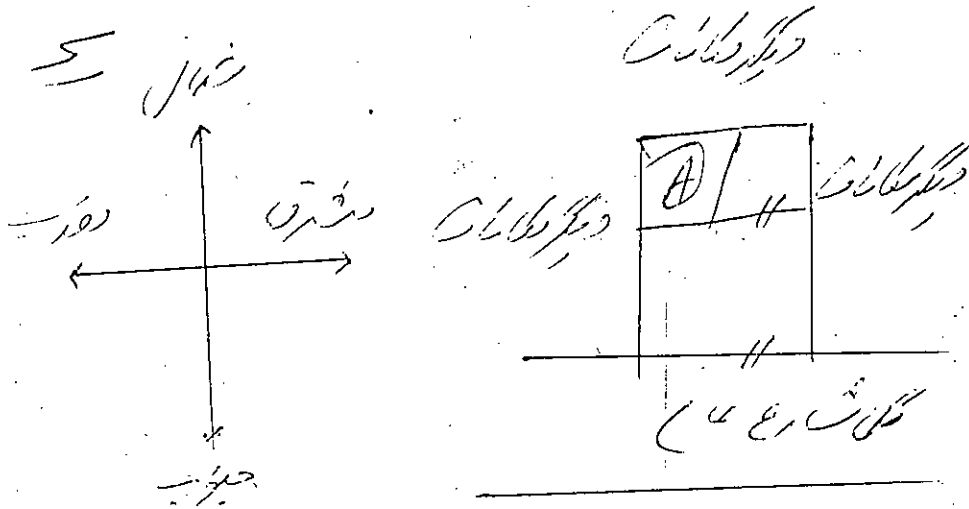
تاریخ (۱۱/۱۵/۱۵)

(۱۱)

سرکار ایوان - ۱۱/۱۵/۱۵

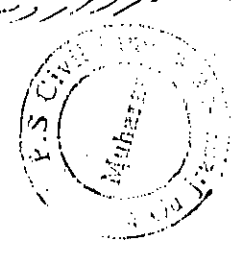
مبلغ ۴۲۵/۱۵ صرفہ ۲۱/۱۵ (۱۱) ۳۸۱-۱۱ - ۳۸۱-۱۱ - ۳۸۱-۱۱

نقشہ وقوع زمین (میں) جائے پیمانہ



انٹیمز انٹیشن - نقشہ وقوع زمین (میں) جائے پیمانہ (A)  
 عمارت وہ مقام ہے جہاں پر مکانی قعر عمارت میں  
 گھر کو تعمیر ہوتا ہے اور اس کے اندر چل کر مکان اسی  
 خود واقعہ چھوٹے گھر یا کمرے کو کہتے ہیں جو اس کے  
 سے کہیں کمرے سے ندری ہینے ۲۰۰۹ء کے ہینے کے  
 قدر در دست خود پیمانہ کے

حصہ سوم (۱۱)  
 ۱۵-۰۶-۱۵



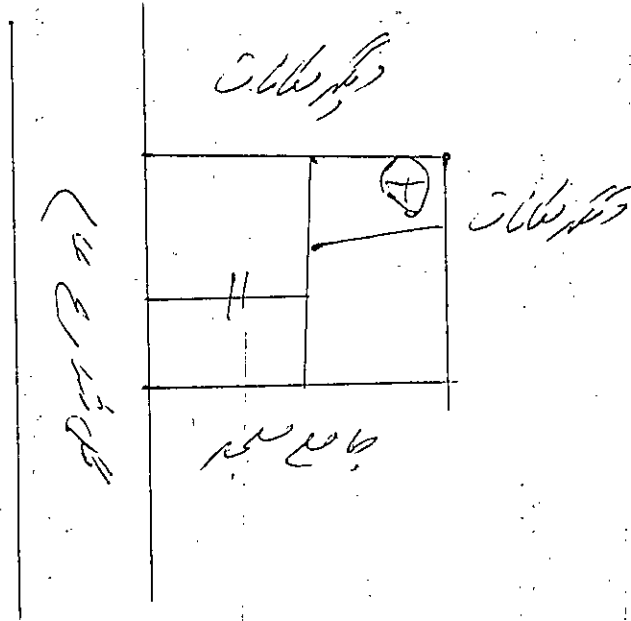
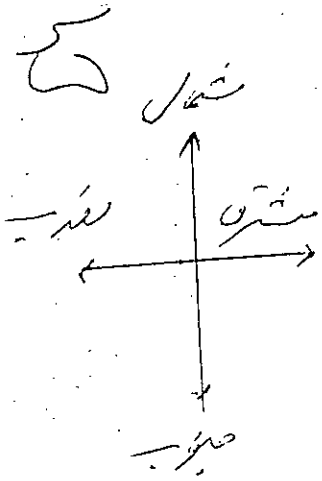
صفحة 10 من 10

مجلس الوزراء

سرکار اعلیٰ ہند - وزارت علی و ارض و صنعت

نمبر 425/15 مورخہ 15/7/38 (A) - 381-3 - صفحہ 10 من 10

تفصیلات درج ذیل کے لیے



اعتباری نشان - نقشہ موقع تقریباً 10 ایکڑ زمین پر 10 مارک ڈالنے کے  
 جہاں پر ملاقات کے دفتر بنائے جائیں گے اور اس کے  
 آگے چل کر انڈیا بینک 2000 روپے بنیفیڈ ملے گا  
 ضروری طور پر یاد رکھو گے -



محمد رفیع - سیکرٹری

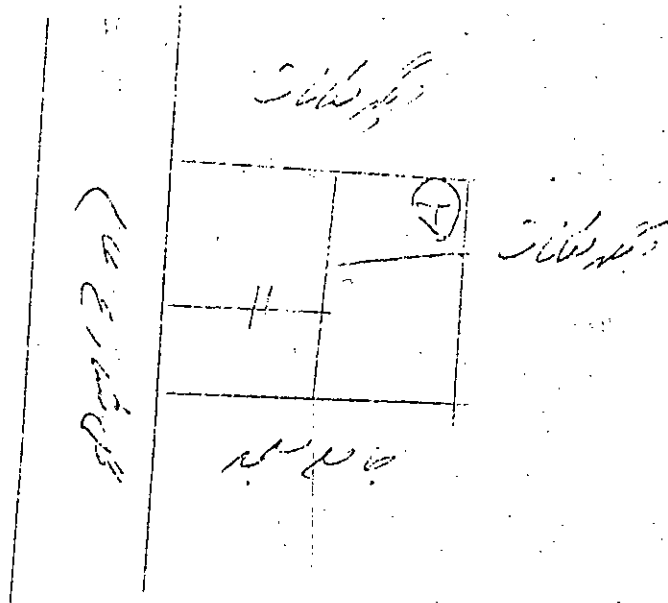
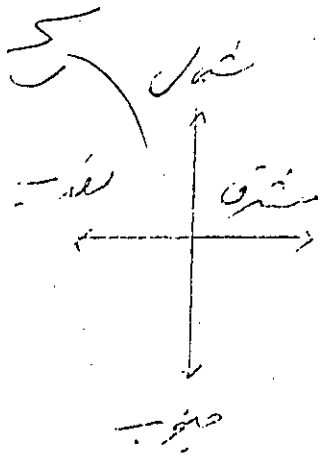
10-06-15

نشانہ سول لائن

منبع کو نشانہ

سزا کا اندازہ - 19 ارب 15 کروڑ روپے  
نشانہ سول لائن - 425 کروڑ روپے  
381-9 (20) 411

نقشہ، موقع، نشانی اور سول لائن کا نشانہ



اعتمادی نشانہ - نقشہ موقع نشانی اور سول لائن کا نشانہ  
 جہاں یہ علاقہ صحیح طور پر ہے یہ نشانہ اور سول لائن  
 کے محل کے نشانی ہیں (2000) اور یہ نقشہ سول لائن  
 کے علاقہ خود ہی ہے۔

نشانہ سول لائن

10-06-15

تھانہ سول لائن

سلیپ سز

ضلع گوجرانولہ

مقدمہ عدلت نمبر 425/15 مورثہ 15-5-21 جرم 411/A-381 تھانہ سول لائن

تھانہ سول لائن	مزم	تاریخ گرفتاری	نام و پتہ ملزمان
5	381-A 411	10-6-15	محمد عرفان ولد محمد رفیق قواری مکندہ عودیدہ درت قتلہ عالی کامونگی ظلمہ ملزم روزنگ گندی قدح 5 عدالتیہ 29/30 سال 29 فلوئور زخم کا نشان محبت سے محمد عباس عرف گدگا ولد محمد رفیق قواری مکندہ لاٹن بار بار بار شاہ درنگی ٹھری کامونگی ظلمہ ملزم روزنگ گندی 26/27 سال قدح 6/7 ہجیم مہبوط محبت سے محمد ن خان ولد صفی اللہ رحمن قواری مکندہ کوٹ ٹھری کھلان کھیل و ضلع بیلن ظلمہ ملزم روزنگ گندی قدح 5 عدالتیہ 30/31 سال محبت سے مہبوط ہجیم تندرست ڈاؤن
	11	11	11
	11	26-6-15	11



Handwritten signature of the official.

دستخط آفیسر مہتمم تھانہ

تاریخ 15-7-15

11  
اکر  
فل

IRANIWALA

مقدمہ کا ایندھن محمد عرفان وغیرہ

15/10/15 حالانکہ صدر نے درج ذیل رقمیں منظور کر لی ہیں

مقدمہ محمد عباس کو ایک لاکھ روپے

تفصیل کے ساتھ درج ذیل رقمیں منظور کر لی ہیں

17/10/15 29/10/15

Imtiaz Ahmad Noor  
Judicial Magistrate Sec-30  
GUJRANWALA.

29/10/15 مقدمہ محمد عباس کو ایک لاکھ روپے

ملاحظہ فرمائیں کہ یہ رقمیں محمد عرفان کی طرف سے منظور کر لی گئی ہیں۔  
مقدمہ محمد عباس نے اقبال جرم کر کے ہر دو حکم ناموں کی  
معدومہ امرورہ مقدمہ محمد عباس کو (نور) 10 ماہ قید سنٹی اور 50,000  
روپے جرمانہ کی سزا کا حکم دیا جاتا ہے۔  
جرمانہ 18 (نور) قید سنٹی کے ساتھ منظور کر کے 382 یا  
کا فائدہ دیا جاتا ہے۔  
کو بڈرو اور دیگر جیل سے (اور بڈرو اور بڈرو) سے  
کو بڈرو اور دیگر جیل سے (اور بڈرو اور بڈرو) سے

Imtiaz Ahmad Noor  
Judicial Magistrate Sec-30  
GUJRANWALA.

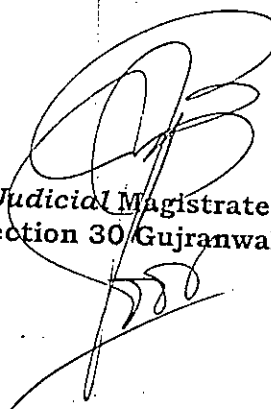
12/11/15 مقدمہ عرفان وغیرہ کا

مقدمہ محمد عباس سے منظور کیا گیا۔  
مقدمہ عرفان کو بڈرو اور بڈرو سے منظور کیا گیا۔

Imtiaz Ahmad Noor  
Judicial Magistrate Sec-30  
GUJRANWALA.

Accused Muhammad Arfan under police custody. ADPP for the state  
Today accused appeared before the court under police custody, his  
file is put up with the direction of this court. Charge is framed. The accused  
has confessed into guilt of offence leveled against him. Keeping in view the  
confessional statement of accused offence stand proved against the accused.  
So, he is convicted for commission of offence u/s **381-A/411 PPC**, However, by  
taking a lenient view he is awarded a sentenced of imprisonment for a period of  
**05 months R.I.** with a fine of **Rs.50,000/-** in default whereof he shall have  
further undergo for a period of **05 days S.I.** The accused is given benefit u/s  
Sec.382-B of Cr.P.C. The convict is under custody he is send back to jail to  
serve the sentence awarded. File be consigned to record room after its due  
completion.

Announced  
16.11.2015

  
Judicial Magistrate  
Section 30/Gujranwala.



IN THE COURT OF IMTIAZ AHMAD NOOR, MAGISTRATE SECTION 30,  
GUJRANWALA.

The State Vs. Arfan etc.  
Case FIR No. 425/2015  
Offence U/S 381-A/411  
Police Station. Civil Line, Gujranwala.

CHARGE SHEET.


I, Imtiaz Ahmad Noor, Magistrate Section, 30 do hereby charge you as under.

That on, 20.05.2015 at about 11:15 am within the territorial jurisdiction of police station Civil Line, Gujranwala, you accused alongwith your co-accused theft Car GLI bearing registration No. VF-769 which was recovered by the police from your possession. Thus you have committed an offence punishable U/S 381-A/411 PPC.

And I hereby direct that you be tried by this court for the above said offence.

Dated:

29.10.2015

  
Judicial Magistrate  
Section 30 Gujranwala.

Certified that charge has been framed, read over and explained to the accused person in the language he understands. Let his statement be recorded.

  
Judicial Magistrate  
Section 30 Gujranwala.

STATEMENT OF THE ACCUSED QAMAR ABBAS @ GOGGA.

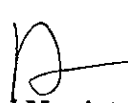
Q.No.1 Have you heard and understood the charge framed against you?

Ans. Yes.

Q.No.2 Do you plead guilty to the charge?

Ans. Yes.

R.O & A.C

  
Judicial Magistrate  
Section 30, Gujranwala.



Notice U/S 243 Cr.P.C. is given to the accused as to why he should not be convicted for the confession made by him:

**STATEMENT OF THE ACCUSED QAMAR ABBAS @ GOGGA**  
**Without Oath:**

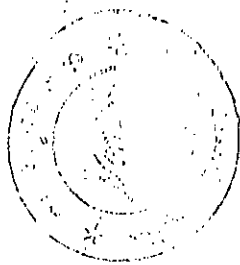
Stated that "I put myself at the mercy of the court. I am the only indemnifier of my family. So the, a lenient view may very graciously be taken in my favour".

**Judicial Magistrate**  
**Section 30 Gujranwala.**

**Order:** Accused under police custody. ADPP for the state

Charge is framed. The accused has confessed into guilt of offence leveled against him. Keeping in view the confessional statement of accused offence stand proved against the accused. So, he is convicted for commission of offence u/s **381-A/411 PPC**, However, by taking a lenient view he is awarded a sentenced of imprisonment for a period of **04 months R.I.** with a fine of **Rs.50,000/-** in default whereof he shall have further undergo for a period of **18 days S.I.** The accused is given benefit u/s Sec.382-B of Cr.P.C. The convict is under custody he is send back to jail to serve the sentence awarded. ~~The be~~

Announced  
29.10.2015



**Judicial Magistrate**  
**Section 30 Gujranwala.**

*[Handwritten signature]*

IN THE COURT OF IMTIAZ AHMAD NOOR, MAGISTRATE SECTION 30,  
GUJRANWALA.

The State Vs. Arfan etc.  
Case FIR No. 425/2015  
Offence U/S 381-A/411  
Police Station. Civil Line, Gujranwala.

CHARGE SHEET.


I, Imtiaz Ahmad Noor, Magistrate Section, 30 do hereby charge you as under.

That on, 09.11.2014 at unknown time within the territorial jurisdiction of police station Civil Line, Gujranwala, you accused alongwith your co-accused theft vehicle bearing registration No. VF-769 which was recovered by the police from your possession. Thus you have committed an offence punishable U/S 381-A/411 PFC.

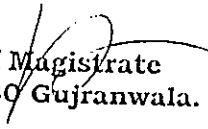
And I hereby direct that you be tried by this court for the above said offence.

Dated:

16.11.2015

  
Judicial Magistrate  
Section 30 Gujranwala.

Certified that charge has been framed, read over and explained to the accused person in the language he understands. Let his statement be recorded.

  
Judicial Magistrate  
Section 30 Gujranwala.

STATEMENT OF THE ACCUSED MUHAMMAD ARFAN.

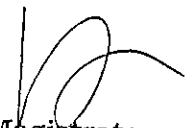
Q.No.1 Have you heard and understood the charge framed against you?

Ans. Yes.

Q.No.2 Do you plead guilty to the charge?

Ans. Yes.

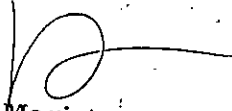
R.O & A.C

  
Judicial Magistrate  
Section 30, Gujranwala.

Notice U/S 243 Cr.P.C. is given to the accused as to why he should not be  
1a convicted for the confession made by him.

**STATEMENT OF THE ACCUSED MUHAMMAD ARFAN**  
**Without Oath:**

Stated that "I put myself at the mercy of the court. I am the only  
indemnifier of my family. So the, a lenient view may very graciously be taken  
in my favour".

  
Judicial Magistrate  
Section 30 Gujranwala.

بعد ازاں صاحب سلاقمہ مجسٹریٹ صاحب تحفانہ سہول لائن گوجرانوالہ

عمران  
20-2-18

سرکار بنام عمران

مقدمہ نمبر 125/15 اور فرم 5/21 نمبر 381-A/411 تحفانہ سہول لائن گوجرانوالہ  
درخواست برادر بری کی جانے زیر دفعہ 219-A ص 2

سیدنا بعلی

سائل اسلام صدمہ قبول عرض گزار ہے۔

1- میر کہ مقدمہ عنوان بالا فاضل عدالت جناب میں زیر سماعت ہے جس میں امروز  
تاریخ پیشی مقرر ہے۔

2- میر کہ صفحہ مشل پر سائل اسلام کے خلاف کوئی شہادت موجود نہ ہے جو کہ سائل کو مقدمہ ہٹا  
میں سلوت کرتی ہو اور مدعی مقدمہ کو طلب کرنے کے باوجود وہ صاحبزادے عدالت نہ آیا ہے۔

3- میر کہ سائل اسلام کے خلاف مقدمہ عنوان بالا میں پھارج گراؤڈ ٹریڈ لیس ہو چکا ہے  
اور سائل کو سزا کا کوئی امکان موجود نہ ہے نرائل کا مندر زیر سماعت نہ ہونا عدالت حضور  
کا قیمتی وقت ضائع کرنے کے مترادف ہے اسی لیے انصاف کے تقاضوں کو حکم لایا جائے  
سائل اسلام کو بری کیا جائے

اندریل حالات استدعا ہے کہ عنظوری درخواست ہٹا

سائل اسلام کو مقدمہ ہٹا میں زیر دفعہ 219-A بری  
کیا جاوے۔

عمران ویدر حسین ظاہر رحمان قورم بھٹوان سکند کوٹ قمری سلال لائن

بزرگ پیر کو نسر

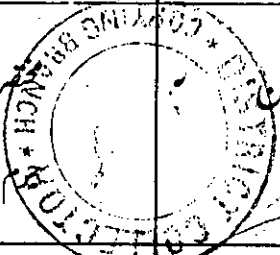
Ch. Irfan Rasool  
Advocate High Court  
6-Kiyani Chambers  
Sessions Courts Gujranwala.

مقدمہ 425/15 مورثہ 15-5-21 بزم 911/A-381 قحانہ ڈکول زلالین

تاریخ چالان 15-7-15

225

1	2	3		4	5	6	7
		نام و پتہ ملزمان	زیر حراست				
نام و پتہ مستقبلیت	ملزمان جو چالان عدالت میں کیے گئے ہیں ان کے نام لکھنا ہوں گے	نام و پتہ ملزمان	زیر حراست	برضمانت	تفصیل مال مقدمہ	نام و پتہ گواہان	مہر حالات مقدمہ
					عظا علی حاکم	<p>303</p> <p>10-15</p>	<p>381-9/411</p>
						<p>1-5</p> <p>10-15</p>	
						<p>1-5</p> <p>10-15</p>	
						<p>1-5</p> <p>10-15</p>	
						<p>1-5</p> <p>10-15</p>	
						<p>1-5</p> <p>10-15</p>	
						<p>1-5</p> <p>10-15</p>	
						<p>1-5</p> <p>10-15</p>	



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کہ صبری ملکیت کا وقت نہ کرے والا ہو دیکھو۔ جو تعلق  
 ہر دو کے لگائے ہیں، میں آئیے طور پر تمہیں ملے گا کہ تمہارا ہر دو  
 جو نہ مل سکی ہے، جو در وقت صدی پر وقت ۳۰ روپے ہو اللہ تمہیں  
 مقدمہ محمد الوب کے لئے عمل میں لائی۔ دوران آفٹیشن (طهران صہبانی)



عدنان، محمد عباس طرف لوگا جو نہ مقدمہ نمبر ۱۶۱۶ میں گرفتار ہوا اور  
 میں اس وقت میں کیا گیا، جیوں نے صرف ۱۵/۶/۱۵ کو مقدمہ نمبر ۱۵۱۵ اور  
 مقدمہ نمبر ۱۵۱۵ میں سب ضابطہ گرفتار کے رقم مبلغ ۲۰۰ روپے اور اس کے لئے  
 ۶۵ روپے اور کیا گیا اس وقت کو دوران بدوٹ میں پھودا گیا، صرف ۱۷/۶/۱۵ کو  
 نے اپنے مقدمہ بیان میں طرمان صہبان عدنان خان، طرمان خان صہبان طرمان کو فادر  
 کیا، طرمان صہبان عدنان خان جو نہ سٹریٹ میں ہیں، نہ ہاں کو صرف ۱۵/۶/۱۵ کو سٹریٹ  
 میں ہیں سے اس لئے کہ مقدمہ نمبر ۱۵۱۵ میں گرفتار کیا گیا اور سٹریٹ عدالت کے لئے اس کے لئے  
 لگائی۔ جبکہ صرف ۱۵/۶/۱۵ کو دوران بدوٹ میں پھودا گیا، مقدمہ نمبر ۱۵۱۵ میں اس لئے  
 صہبان طرمان خان کی گرفتاری لیا گیا ہے، طرمان صہبان محمد طرمان، محمد عباس طرف لوگا اور  
 عدنان خان صدر عدالت کے طرف ثبوت قابل جان صفحہ میں گرفتار کیا گیا ہے، اس لئے وہ طرمان  
 کو دوران کو مقدمہ نمبر ۱۵۱۵ میں پھودا گیا اور بااعتبار اس وقت فائدہ مند ہے، حالانکہ عدالت کیا  
 جارا ہے اس لئے اس کے مقدمہ نمبر ۱۵۱۵ کی سماعت فرمائی جائے

۱۵/۷/۱۵ طرمان سول رٹن  
 ۱۵-۷-۱۵

تفصیل قاعدت؟

کارڈ جان ہدر در فورسٹ ریائیڈ ۳ قلمہ  
 کہہ لہری روڈ رست ۲ قلمہ  
 نقل FIR ۲ قلمہ  
 افسانہ موقع ۳ قلمہ

مرد مقبوضگی ۲ قلمہ  
 مقدمہ بیان مدعی ۲ قلمہ  
 قاعدت مثالی ملزم ۲ قلمہ  
 سہرلیب ۲ قلمہ

۱۵/۷/۱۵ طرمان سول رٹن  
 ۱۵-۷-۱۵

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 Examiner Copying Agency  
 No. 10, B-1, Sector 10, Gurgaon  
 Registered under Article 3  
 15-7-15

بعد ازاں سیدنا محمد تقی صاحب نے کھانہ سول لائن کو جرائد والہ



20-2-18

سرکار بنام محترم

مقدمہ نمبر 425/15 مورخہ 5/21/18 نمبر 381-A کھانہ سول لائن کو جرائد والہ  
درخواست بمبارد بری ہے جانے زیر دفعہ 249-A ضف

سیدنا عالی! مسائل اسلزم حسب ذیل عرض گزار ہے

1- میرا مقدمہ بعنوان بالا فاضل عدالت جناب میں زیر سماعت ہے جس میں امروزی

Magister Ahsan  
Civil Judge (Family) Gujranwala  
Magistrate-1st Class Gujranwala  
20-2-18

2- میرا کہ گھنٹہ نشل پر مسائل اسلزم کے خلاف کوئی شہادت موجود نہ ہے جو کہ مسائل کو مقرو  
میں سلوت کرتی ہو اور مدعی مقدمہ کو طلب کرنے کے باوجود وہ صاحب عدالت نہ آیا ہے

3- میرا کہ مسائل اسلزم کے خلاف مقدمہ بعنوان بالا میں پھانچے گراؤ ڈکریس ہو چکا ہے  
اور مسائل کو سزا کا کوئی امکان موجود نہ ہے نرائل کا مندر زیر سماعت نہ ہونا عدالت  
کا قیمتی وقت ضائع کرنے کے مترادف ہے اسی لیے انصاف کے تقاضوں کو مکمل کرنے

مسائل اسلزم کو بھی کیا جائے

اندر میں حالات استدعا ہے کہ مدنظوری درخواست

مسائل اسلزم کو مقدمہ نمبر 425/15 زیر دفعہ 249-A  
کیا جاوے۔

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Gujranwala District Court  
Authorised by the District Judge

نہر ایوکیٹ کو نسل - 19/02/18

Ch. Irfan Rasool  
Advocate High Court  
6-Kiyani Chambers  
Sessions Courts Gujranwala.

محمد عمران ولد حفیظ الرحمن قوم پٹھان سکھ کوٹ قمر آباد

FIR in the case is produced today owing to lockdown of the courts.

PRESENT: Accused persons are absent.  
ADPP for the State.



Accused persons be summoned from their residential addresses  
concerned for 23.01.2019.

Qaisar Hussain Marj  
Magistrate Section-30  
Gujranwala.

PRESENT: Accused Imran on bail with his counsel.  
Accused Abbas and Irfan since convicted.  
ADPP for the State.

ORDER.

Notice to the complainant be issued through SHO concerned and the  
case is adjourned for arguments over application u/s 249-A Cr.P.C. for  
01.02.2019.

Announced  
23.01.2019.

Qaisar Hussain Marj  
Magistrate Section-30  
Gujranwala.

PRESENT: Accused Imran on bail with his counsel.  
Accused Abbas and Irfan since acquitted.  
Complainant is absent  
ADPP for the State.

ORDER.

By way of this order, I proceed to decide an application u/s 249-A Code of  
Criminal Procedure moved by the accused namely Imran s/o Hafeez-u-Rehman on the  
ground that there is no incriminating material available on the record to connect the  
accused/petitioner with the commission of the offence; that the charge against the  
accused has become groundless and there is no probability of the accused/petitioner  
being convicted of any offence and prayed for acceptance of the petition.

2. Notice to the complainant was issued but he has not bothered to appear  
despite service of notice.

3. Arguments advanced by learned counsel for the accused as well as learned  
ADPP for the state are heard, record perused.

4. Perusal of record reveals that initially the FIR was lodged against unknown  
accused persons regarding theft of vehicle. Thereafter, the accused/petitioner was

ATTEST

*Qaisar Hussain Marj*

Qaisar Hussain Marj  
Magistrate Section-30  
Gujranwala

13/12/19

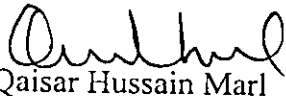


نام: عمران و عزیز  
سرکار: 425/15  
تھانہ: سول لائن  
بجزم: 381-4/411  
ایف آئی آر نمبر:

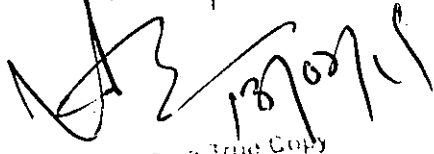
implicated in this case on supplementary statement of the complainant on 17.06.2015. The accused/petitioner remained on physical remand on 14 days but the stolen vehicle was never recovered from his possession or on his pointation. The alleged occurrence is unseen one and there is no eye witness of the alleged theft. The accused is facing the agony of trial since long and the complainant and other prosecution witnesses have not bothered to appear despite their issuance of severalailable as well as non-ailable warrants of arrest. Even after filing of application u/s 249-A Code of Criminal Procedure, notice to the complainant was issued but he has not turned up. In view of the above, there is no incriminating material available on the record to connect the accused namely Imran s/o Hafeez-u-Rehman with the commission of offence, there is no probability of his conviction and charge against him has become groundless. Resultantly, the application u/s 249-A Code of Criminal Procedure is allowed and the accused namely Imran s/o Hafeez-u-Rehman is hereby acquitted from this case FIR No.425/15 u/s 381-A/411 PPC P.S Civil Line, Gujranwala. Case property in shape of cash amount be returned to the complainant. Surety stands discharged. Slip Saza be issued. File be consigned to the record room after its due completion and compilation.

Announced  
01.02.2019.



  
Qaisar Hussain Marf  
Magistrate Section-30  
Gujranwala.

01-02-19

  
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District Collector Office Gujranwala  
Authorised under Article B



**KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

No. 86 /ST

Dated: 13/01 /2022

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281  
Fax:- 091-9213262


To

The District Police Officer,  
Government of Khyber Pakhtunkhwa  
Bannu.

Subject: JUDGMENT IN APPEAL NO. 729/2016 MR. IMRAN KHAN.

I am directed to forward herewith a certified copy of Judgement dated 09.12.2021 by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR