

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

To: Registrar,
Service Tribunal,
Khyber Pakhtunkhwa, Peshawar.

No. 145 /Legal/SB dated Peshawar the : 08 /12/2023.

Subject: JUDGMENT IN SERVICE APPEAL NO. 3988/2021 TITLED SYED MUHAMMAD TARIQ SHAH BACHA VERSUS INSPECTOR GENERAL OF POLICE KHYBER PAKHTUNKHWA & OTHERS

Memo: Refer to your office letter No. 1697/DT dated 09.06.2023 on the subject noted above.

Enclosed herewith copy of Order dated 04.12.2023 of Ex. Technical Constable Syed Tariq Shah Bacha is submitted for information please.



SSP/Admn;
For Addl: Inspector General of Police
Special Branch, Khyber Pakhtunkhwa
Peshawar.

No & Date even

Copy of above is forwarded for information to Inspector General of Police, Khyber Pakhtunkhwa with respect to his office letter No. 1536/CPO/IAB dated 06.10.2023.



OFFICE OF THE
ADDL: INSPECTOR GENERAL OF POLICE,
SPECIAL BRANCH KHYBER PAKHTUNKHWA
PESHAWAR

No. 81-95/C&E Desk, Peshawar, the Dated, 04/12/2023.

ORDER


This order will dispose off departmental enquiry against **Technical Constable Muhammad Tariq Shah** of this establishment. The brief facts of the case are that the alleged official while posted at SB/HQrs absented himself from his lawful duty on 12-11-2019 vide DD No. 18 dated: 11-11-2019. His mother submitted an application on his behalf on 25-11-2019 wherein it was mentioned that he is acute sick and admitted in Khyber Teaching Hospital Peshawar. An OPD prescription of the said hospital dated: 25-11-2019 time: 23:41 was also attached with the application with 15 days bed rest advised by the consultant doctor. The said prescription was verified from the concerned hospital, but it was found that the OPD prescription was neither prescribed by any doctor on duty on that day nor any bed rest recommended, hence proved Bogus. Besides, it was also checked wherein he was not found admitted in the Khyber Teaching Hospital for any medical treatment.

Prior to this enquiry, an enquiry had also been conducted against him due to absence from duty. During enquiry he was given the major penalty of compulsory retirement from service. He submitted appeal to the Honorable Court of Service Tribunal KPK Peshawar wherein the Honorable Court passed the order of reinstatement, hence he was reinstated in service vide this office order No. 7366-72/EB dated: 01-08-2023.

Proper De novo Departmental proceedings under Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014) were initiated by issuing Charge Sheet and Statement of Allegation Vide No.8017-18/EB dated: 16-08-2023 against the alleged official wherein **Mr. Mustafa Kamal Pasha SP R&A and Mr. Jan Muhammad DSP HQrs** were appointed as enquiry officers.

The enquiry officers after conducting enquiry found him guilty and recommended "compulsory retirement from service". He was served with the Final Show-Cause Notice but he did not bother to submit his reply.

Keeping in view the above, I **Muhammad Maroof, SSP/Amin Special Branch Khyber Pakhtunkhwa Peshawar** being the competent authority under Ibid rules hereby **awarded him the major penalty of compulsory retirement from service with immediate effect.**


(Muhammad Maroof) PSP
SSP/Admin,
Special Branch KPK
Peshawar.

Copy to the:-

1. PA to **Addl: IG SB**
2. DSP HQrs, LO, SRC, EB, Accountant SB & Concerned Official.