


# FORM OF ORDER SHEET

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

Appeal No. 2602/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/12/2023	<p>The appeal of Mr. Muqaddar Khan resubmitted today by Syed Noman Ali Bukhari Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____ . Parcha Peshi is given to the counsel for the appellant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

The appeal of Mr. Muqaddar Khan received today i.e on 28.11.2023 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

Annexures-B & D of the appeal are illegible which may be replaced by legible/better one.

No. 3732 /S.F.

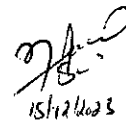
DL 29/11 /2023.



REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Syed Noman Ali Bukhari Adv. -  
High Court Peshawar.

Sir,  
objection removed & file re-submitted



15/12/2023

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 21602/2023


Muqaddar Khan

V/S


Police Department

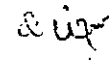
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APPELLANT  
Muqaddar Khan

THROUGH:

  
(SYED NOMAN ALI BUKHARI)  
ADVOCATE HIGH COURT

  
(UZMA SYED)  
ADVOCATE HIGH COURT

①

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**

APPEAL NO. 21602 /2023

Mr. Muqaddar Khan s/o Sher Bahadur, Ex-Constable  
PS, Hassan Khel, district Peshawar.

(Appellant)

VERSUS

1. The Capital City Police Officer Peshawar
2. The Senior Superintendent of Police (Saddar Division) CCP,  
Peshawar.

(Respondents)

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APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 18.01.2021 WHEREIN THE APPELLANT WAS AWARDED MAJOR PENALTY OF DISMISSAL FROM SERVICE, NEVER COMMUNICATED TO THE APPELLANT BUT RECEIVED BY THE APPELLANT AFTER RELEASE FROM JAIL AND AGAINST THE REJECTION ORDER DATED 01.11.2023 WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS BEEN REJECTED FOR NO GOOD GROUNDS.

**PRAYER:**

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 18/01/2021 AND 01.11.2023 MAY PLEASE BE SET ASIDE AND THE APPELLANT MAY BE REINSTATED INTO SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

(9)

**RESPECTFULLY SHEWETH: •**

**FACTS:**

1. That the appellant was appointed as levy spoy in the year 2014 in FR Peshawar Levies on contract basis and work with entire satisfaction of his superior. Later on the appellant was regularized and absorbed as constable in police department under Levies Force Act, 2019 read with rule 3 of the Levies Force absorption Rules KP, 2019 vide order dated 23/11/2020. **Copy of appointment order and absorption order is attached as annexure-A & B.**
2. That the appellant was falsely charged in murder case and F.I.R No.66 dated 22.01.2020 u/s 302/34 PPC was registered against the appellant in PS Mattani Peshawar. **(Copy of FIR is attached as Annexure-C).**
3. That then charge sheet was issued to the appellant on the basis of that FIR but the same was not served upon the appellant for the reason appellant was behind the bar and the brother of appellant properly replied to the charge sheet and stated that the appellant was behind the bar. **Copy of charge sheet, statement of allegation and reply is attached as annexure- D & E.**
4. That the inquiry was conducted and inquiry officer in his finding report clearly stated the appellant was behind the bar therefore cannot join the enquiry proceeding but despite that the appellant was held guilty without providing any chance of defense because someone nominated in FIR wrongly should be consider innocent till found guilty by the competent court of law. **Copy of the inquiry report is attached as annexure- F.**
5. That the show cause notice was issued but never served upon the appellant because the appellant was behind the bar and wording of the show cause and enquiry report is contradictory with each other and totally based on malafide. **Copy of the show cause is attached as annexure- G.**
6. That the impugned order dated 18.01.2021 was passed against the appellant whereby the appellant was dismissed from service and before the finalization of the criminal case which is also in violation of CSR 194 and Police rules 1934 rule-16. **(Copy of Impugned Order is attached as Annexure-II).**

7. That the appellant was acquitted by the Hon'able Court vide judgment dated 01/04/2023 and set free from the jail. The copy of the judgment was received on 06/04/2023. Thereafter, the appellant visited office for duty but the dismissal order was handed over to him, against which appellant immediately filed departmental appeal on 03/05/2023 for reinstatement but the same was rejected vide order dated 01/11/2023 for no good grounds. **Copy of judgment, departmental appeal and rejection order is attached as Annexure-1 J & K.**

**GROUND:**

- A) That the impugned order dated 18.01.2023 & 01.11.2023 are against the law, facts, norms of justice and material on record and principle of fair play.
- B) That nothing has been proved against the appellant in departmental proceeding and the criminal trial is also pending against the appellant at the time of dismissal. That all the actions taken against the appellant is before the finalization of the criminal case which is the violation of CSR 194 and Police Rules 1934 rule 16 and without any proof; hence the appellant is eligible for the reinstatement.
- C) That all the actions taken against the appellant is before the finalization of the criminal case which is also the violation of CSR 194. The department is duty bound to kept departmental proceeding pending till the finalization of case. but the appellant was dismissed from the service which is against the law and rules.
- D) That the impugned order and attitude of respondent department is in sheer violation of Article 4, 25 and 38 of the constitution.
- E) That due to impugned order and Harsh View of the respondents department, the appellant and his family has suffered a lot.
- F) That no chance of personal hearing was provided to the appellant at the time of passing impugned order, which against the law and rules.
- G) That before passing impugned order no codal formalities was fulfilled and no proper procedure was adopted which is the violation of the law and rules hence the impugned order is not sustainable, liable to be set aside.
- H) That the inquiry report along with the show cause was also not provided to the appellant, which is clear violation of Superior Court

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judgment. That principal is also held in the appeal of the **Walced Mehmood vs Police Deptt and Zeeshan vs police.**

- I) That there is no chance of self-defense was provide to the appellat and according to Supreme Court judgment mere on the basis of allegation of FIR no one should be punished. And according to superior court judgment accused shall be consider innocent till proved guilty.
- J) That it is the maxim of the law (audi alteram peltrum) that no one should be unheard, and the impugned order is also passed in violation of article of 10-A OF the constitution of Pakistan which told us about the fair trial which was the fundamental right of the appellat but denied to the appellat.
- K) That the appellat was condemned unheard and has not been treated according to law and rules.
- L) That the appellat has been condemned unheard in violation of Article 10-A of the Constitution of Islamic republic of Pakistan and in violation of maxim "Audi Alterum Partum" and has not been treated according to law and rules. that according to reported judgment cited as *2019 CLC 1750* stated that Audi Alterum Partum" shall be read as part and parcel of the every statute That there is no chance of self-defense was provide to the appellat and according to Supreme Court judgment mere on the basis of allegation of FIR no one should be punished. And according to superior court judgment accused shall be consider innocent till proved guilty.
- M) That neither the appellat was associated with the enquiry proceedings nor has any statement of witnesses been recorded in the presence of appellat. Even a chance of cross examination was also not provided to the appellat, cut it short ex-parte proceeding was conducted against the appellat which is evident from the impugned order which is violation of norms of justice.
- N) That then charge sheet was issued to the appellat on the basis of that FIR but the same was not served upon the appellat for the reason appellat was behind the bar and the brother of appellat properly replied to the charge sheet and stated that the appellat was behind the bar. the inquiry was conducted and inquiry officer in his finding report clearly stated the appellat was behind the bar therefore cannot join the enquiry proceeding but despite that the appellat was held guilty without providing any chance of defense. The show cause notice was issued but never served upon the

appellant because the appellant was behind the bar and wording of the show cause and enquiry report is contradictory with each other and totally based on malafide. Hence the impugned order is liable to be set-aside.

- O) That the departmental appeal of the appellant was rejected as time barred illegally for the reason that the appellant was behind the bar and impugned order was never communicated to him and as per judgment of Supreme court of Pakistan reported as 2010 PLD sc 695 the before earning acquittal departmental appeal is futile attempt and after release from the jail the filling of departmental appeal is to be consider within time. The same principle was followed by this Hon'able tribunal in many appeal as "farman ali vs police deptt" "Abid Hussain vs Police Deptt" "Rehmat Ali vs Police Deptt: etc. so the present appellant also deserved the same treatment.
- P) That the appellant has not been treated accordance with law, fair played justice, despite he was a civil servant of the province, therefore, the impugned order is liable to be set aside on this score alone.
- Q) That the appellant seeks permission to advance others grounds and proofs at the time of hearing.

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

**APPELLANT**  
Muqaddar Khan

THROUGH:

(**SYED NOMAN ALI BUKTIARI**)  
ADVOCATE HIGH COURT



(6)

**BEFORE THE KP SERVICE TRIBUNAL PESHAWAR**

APPEAL NO. \_\_\_\_\_/2023

Muqaddar Khan

V/S

Police Deptt:

**CERTIFICATE:**

It is certified that no other service appeal earlier has been filed between the present parties in this Tribunal, except the present one.

  
DEPONENT

**LIST OF BOOKS:**

1. Constitution of the Islamic Republic of Pakistan, 1973.
2. The ESTA CODE.
3. Any other case law as per need.

  
(SYED NOMAN ALI BUKHARI)  
ADVOCATE HIGH COURT

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BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. \_\_\_\_\_/2023

Muqaddar Khan

V/S

Police Deptt.

AFFIDAVIT

I, Muqaddar Khan, (Appellant) do hereby affirm that the contents of this service appeal are true and correct, and nothing has been concealed from this honorable Tribunal.

DEPONENT



Muqaddar Khan

**OFFICE OF THE  
DEPUTY COMMISSIONER/POLITICAL AGENT  
FR PESHAWAR**

A (8)

OFFICE ORDER. No. *APACFR/2202-09* Dated Peshawar the *17/11/2014*

Consequent upon the recommendation of Recruitment and Selection Committee of FR Peshawar Levies, the following individuals are hereby appointed for the post mentioned against them on Contract basis for one year (may be extended) with usual allowances as admissible under the rules on the terms and conditions given in para-2 below.

S.No	Name with parentage	Tribe	Designation	BPS
1	Arbab Zada S/O Anwar Baig	Janakor	Subedar	BPS-13
2	Gul Faraz S/O Sarfaraz	Asho Khel	Naib Subedar	BPS-11
3	Abdul Momin S/O Said Alam	Janakor	Naib Subedar	BPS-11
4	Sher Zaman S/O Taza Khan	Janakor	Havaldar	BPS-08
5	Awal Saeed S/O Arab Deen	Asho Khel	Havaldar	BPS-08
6	Azeem Khan S/O Sameen Khan	Janakor	Havaldar	BPS-08
7	Khan Nawab S/O Zarman Gul	Janakor	Havaldar	BPS-08
8	Meena Baz S/O Khumar Gul	Janakor	Havaldar	BPS-08
9	Nasrullah Khan S/O Mir Aman Gul	Janakor	Havaldar	BPS-08
10	Hamid Moin S/O Chaman Khan	Hassan Khel	Havaldar	BPS-08
11	Habib Khan S/O Sawab Khan	Janakor	Naik	BPS-07
12	Muhammad Ameer S/O Khawas Khan	Janakor	Naik	BPS-07
13	Said Zareen S/O Lal Shereen	Asho Khel	Naik	BPS-07
14	Said ur Rehman S/O Khan Mir	Janakor	Lance Naik	BPS-06
15	Said ur Rehman S/O Abdur Rehman	Hassan Khel	Lance Naik	BPS-06
16	Shoukat Ayaz S/O Guja Baz	Janakor	Lance Naik	BPS-06
17	Muhammad Israr S/O Rahmat Ullah	Janakor	Lance Naik	BPS-06
18	Zar Shah S/O Noor Sher	Hassan Khel	Lance Naik	BPS-06
19	Khial Nawab S/O Zarman Gul	Janakor	Lance Naik	BPS-06
20	Arshad Mir S/O Khaista Mir	Janakor	Lance Naik	BPS-06
21	Said Nazir S/O Yaqoob Khan	Janakor	Lance Naik	BPS-06
22	Nazar Muhammad S/O Sher Azam	Janakor	Lance Naik	BPS-06
23	Hafeez ur Rehman Khan S/O Fazal ur Rehman	Hassan Khel	Lance Naik	BPS-06
24	Noor Gul S/O Yar Khan	Asho Khel	Lance Naik	BPS-06
25	Firdos Khan S/O Shera Baz	Asho Khel	Lance Naik	BPS-06
26	Jalil Khan S/O Hazrat Khan	Janakor	Lance Naik	BPS-06

The following individuals are hereby appointed as Levy Sepoys In BPS-05 (5400-260-13200) with usual allowances as admissible under the rules on the terms and conditions given in para-2 below.

S.No	Name with parentage	Tribe
1	Salhee Sarwar S/O Musawer Khan	Janakor
2	Muhammad Akhlaq S/O Zrawar Khan	Janakor
3	Amir Rehman S/O Fazal Rehman	Janakor
4	Muhammad Yaseen S/O Muhammad Sher	Janakor
5	Khawaja Hassan S/O Mir Hassan	Asho Khel
6	Arshad Khan S/O Aseem Khan	Bora Jawaki
7	Zia ul Islam S/O Afzal Mat Khan	Janakor
8	Abid Ullah S/O Waliman Shah	Janakor
9	Ihsan Ullah S/O Bai Khan	Janakor
10	Alam Zeb S/O Gul Mast	Asho Khel
11	Shaheen Abbas S/O Sir Ahmad Khan	Asho Khel
12	Muhammad Saeed S/O Gul Ghameer	Janakor
13	Waseem Khan S/O Munawar Khan	Hassan Khel
14	Sami Ullah S/O Abdul Ghaffar	Hassan Khel
15	Muhammad Ullah S/O Maqbool Khan	Janakor
16	Junaid Khan S/O Said Wazir	Hassan Khel

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S.No	Name with parentage	Tribe
17	Furhad Muhammad S/O Gul Mat Shah	Hassan Khel
18	Muhammad Ismael Khan S/O Ghulam Sarwar	Asho Khel
19	Rashid Muhammad Khan S/O Taj Muhammad	Janakor
20	Qasim Ullah S/O Zafran Ali	Janakor
21	Rasheed Khan S/O Khaista Gul	Asho Khel
22	Hameed ur Rehman S/O Habib Khan	Janakor
23	Muhammad Zahid S/O Niaz Amir	Janakor
24	Mujeeb ur Rehman S/O Habib ur Rehman	Asho Khel
25	Khadim Hussain S/O Mir Gul	Asho Khel
26	Hayat Ullah S/O Walidan Shah	Janakor
27	Jelhanzeb S/O Noor Habib	Asho Khel
28	Sahib Jamal S/O Bakht Jamal	Asho Khel
29	Usman Ali S/O Nasir Ali	Asho Khel
30	Kamran Khan S/O Khwaja Muhammad	Asho Khel
31	Samid Khan S/O Abbas Khan	Hassan Khel
32	Aadil Zada S/O Wazir Zada	Asho Khel
33	Muhammad Riaz S/O Rahim Ali	Janakor
34	Namoos Khan S/O Dad Khan	Janakor
35	Muhammad Iqbal S/O Waris Khan	Asho Khel
36	Humayun Khan S/O Roshan Khan	Asho Khel
37	Muhammad Zahir Khan S/O Wazir Akbar	Asho Khel
38	Abid Ahmad Shah S/O Khial Shah	Asho Khel
39	Akif Riaz S/O Said Hawas	Asho Khel
40	Imtiaz Khan S/O Muhabat Khan	Hassan Khel
41	Sahib Zada S/O Bahadar Khan	Asho Khel
42	Rahman Sahib S/O Khan Hassan	Asho Khel
43	Sohail Khan S/O Said Rais	Hassan Khel
44	Muhammad Shah S/O Mastan Shah	Janakor
45	Aftab Afzal S/O Nazar Gul	Bora Jawaki
46	Shahid ur Rehman S/O Amal Zada	Asho Khel
47	Atta Ullah S/O Dilshad Khan	Asho Khel
48	Ijaz Khan S/O Asad Khan	Janakor
49	Farman Ullah S/O Abid Ullah	Janakor
50	Nasir Khan S/O Wazir Rehman	Hassan Khel
51	Rahman Khan S/O Akbar Khan	Asho Khel
52	Abdul Manan S/O Ziarat Gul	Hassan Khel
53	Abdur Rehman S/O Akhtar Hussain	Hassan Khel
54	Muhammad Islam S/O Khial Bat Khan	Janakor
55	Muhammad Saeed S/O Anwar Saeed	Asho Khel
56	Khan Saeed S/O Qaim Khan	Asho Khel
57	Khan Wahid S/O Gulab Khan	Asho Khel
58	Sajjad Ahmad S/O Mumtaz Gul	Asho Khel
59	Umar Zailb S/O Dost Muhammad	Bora Jawaki
60	Naushad Khan S/O Tanveer Afridi	Asho Khel
61	Ahmad Saleem S/O Sher Afzal	Bora Jawaki
62	Ishfaq Nawaz S/O Yar Mat Khan	Janakor
63	Muhammad Riaz S/O Taj Mali Khan	Bora Jawaki
64	Muhammad Riaz S/O Rehman Zada	Janakor
65	Muhammad Saeed S/O Muhammad Iqbal	Janakor
66	Bakht Zada S/O Zaledar Khan	Asho Khel
67	Numan S/O Ghulam Sarwar	Hassan Khel
68	Ismail Aslam S/O Noor Aslam	Asho Khel
69	Fida Muhammad S/O Shah Nazar Khan	Hassan Khel
70	Shabbir Khan S/O Kala Khan	Asho Khel
71	Ihsan Ullah S/O Gulab Khan	Bora Jawaki
72	Nazar Hussain S/O Mir Rehman	Janakor
73	Abubakar Siddiq S/O Kameen Gul	Janakor
74	Kamran Ahmad S/O Akhtar Nawaz	Hassan Khel
75	Niaz Muhammad S/O Lal Muhammad	Jawaki
76	Wazir-Rehman S/O Fazal Noor	Asho Khel
77	Muhammad Waqif S/O Sher Wazir	Janakor
78	Siraj Khan S/O Aeem Khan	Janakor
79	Javed Khan S/O Hazrat Khan	Hassan Khel

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S.No	Name with parentage	Tribe
80	Sahib Zada S/O Haji Hayat Gul	Asho Khel
81	Muhammad Malal S/O Muhammad Javed	Janakor
82	Muhammad Shahid S/O Raidan Shah	Janakor
83	Sulaiman Khan S/O Wahab Gul	Janakor
84	Nashid Gul S/O Muhammad Ali	Janakor
85	Umar Ghani S/O Malangay	Asho Khel
86	Abdul Shakoor S/O Khan Zamir	Janakor
87	Jehangir Khan S/O Inam Gul	Asho Khel
88	Tariq Aziz S/O Khan Hassan	Janakor
89	Malak Meer S/O Payo Noor	Asho Khel
90	Gulistan Khan S/O Yousaf Khan	Asho Khel
91	Muqadar Khan S/O Sher Bahadar Khan	Hassan Khel
92	Muhammad Saleem S/O Noor Muhammad	Asho Khel

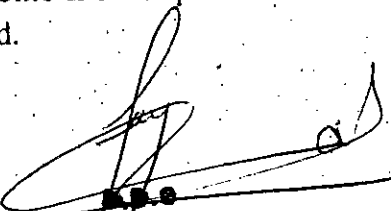
**Terms & Conditions:**


1. The post which is being offered has been sanctioned by the Government is temporary but is likely to be extended further. Employment is purely temporary and services may be terminated at one month's notice without any reason being assigned at any time irrespective of the fact that they are holding a post other than the one to which they were originally recruited or on the payment of one month salary in lieu of the notice.
2. They have to join duty at their own expenses.
3. The appointee will be governed by such rules and regulation/policy which may be issued/prescribed by the Government from time to time.
4. In case they wish to resign at anytime, one month prior notice will be necessary or in lieu thereof one month pay be forfeited.
5. They will be governed by such rules and orders related to leave, travelling allowance, medical attendance, pay etc as may be issued by the Government for the category of Government Servants to which they will belong.
6. They will undergo & qualify pre-Induction training whenever arranged. Failure in training will result in termination of service.
7. The Individuals as per list should submit their arrival reports within 15 days from date of issuance of this office order otherwise their appointment orders will be cancelled.

  
 Deputy Commissioner/  
 Political Agent FR Peshawar

**C.C to the:-**

1. Secretary Law & order Deptt: FATA Secretariat Peshawar.
2. Commissioner Peshawar Division Peshawar.
3. Deputy Secretary Govt: of Pakistan, States & Frontier Regions Division Islamabad.
4. Deputy Secretary (N) Law & Order Deptt: FATA Secretariat Peshawar.
5. AGPR, Sub-Office Peshawar.
6. S.O (LK&B) SAFRON Division Islamabad.
7. S.O (N) Law & Order Deptt: FATA Secretariat Peshawar.
8. S.O (B&A) FATA Home & TA Deptt: Peshawar.
9. Officials Concerned.

  
 Deputy Commissioner/  
 Political Agent FR Peshawar

  
 Deputy Commissioner/  
 Political Agent FR Peshawar



**CAPITAL CITY POLICE OFFICER,  
PESHAWAR**

Phone No. 091-9210989

Fax No. 091-9212597

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No. \_\_\_\_\_ /OSI, dated Peshawar the \_\_\_\_\_ /2020.

**ORDER**

As per Notification No. SO(Police)IID/SMY 2019 Merged Area/2122-32, dated 26.08.2020, in pursuance of the provisions contained in section 9 of the Khyber Pakhtunkhwa Levies Force Act, 2019 (Khyber Pakhtunkhwa Act No. XXXV of 2019) read with rule 3 of the Levies Force (Absorption in the Khyber Pakhtunkhwa Police) Rules 2019. The Home and Tribal Affairs Department. With the prior approval of the Cabinet and on the recommendation of the Provincial Police officer, hereby orders absorption of the following members of Levies Force of Peshawar Sub-Division in the Khyber Pakhtunkhwa Police with effect from the date of the initial appointment of the said members:

S. No	Name	Father Name	Rank with DPS	Equivalence of Rank & BPS in Police
1.	Abdul Jalal	Abdul Jullil	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
2.	Afraz Wali	Khan Mast Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
3.	Asif Khan	Zahoor Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
4.	Asif Khan	Khan Mat Shah	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
5.	Massam Shah	Mastan Shah	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
6.	Imran Ullah	Amal Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
7.	Hakim Shah	Noor Mat Shah	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
8.	Imran Ghani	Akram Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
9.	Imran Ullah	Suif Ullah	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
10.	Imran Zada	Bad Shahzada	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
11.	Mandali Khan	Lal Mat Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
12.	Masood Khan	Aslam Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
13.	Mehmood Ur Rahman	Mir Ahmad	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
14.	Muhammad Arif	Muhammad Sardar	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
15.	Muhammad Imran	Gulistan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
16.	Muhammad Ishtiaq	Azad Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
17.	Muhammad Javed Khan	Muhammad Ayub Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
18.	Muhammad Khan	Manzoor Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
19.	Muhammad Nisar	Khalid Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
20.	Muhammad Sabir	Muhammad Sardar	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
21.	Muhammad Tariq	Khan Khel	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
22.	Muhammad Zaid	Roshan Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
23.	Noor Saeed	Sardar Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
24.	Noor Zali Khan	Mir Zali Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)
25.	Noor Zeb Khan	Saleem Khan	Lance/Naik (BPS-06)	Constable A-1 (BPS-07)

Better Copy

B (11)

**CAPITAL CITY POLICE OFFICER**  
**PESHAWAR**

Phone No. 091-9210989

Fax No. 091-9212597

No. \_\_\_\_\_ /OSI, dated Peshawar the \_\_\_\_\_ / \_\_\_\_\_ /2020

**ORDER**

As per Notification No. SO (Police) HD/SMY 2019 Merged Area/2122-32, dated 26.08.2019, in pursuance of the provisions contained in section 9 of the Khyber Pakhtunkhwa Levies Force Act, 2019 (Khyber Pakhtunkhwa Act No. XXXV of 2019) read with rule 3 of the Levies Force (Absorption in the Khyber Pakhtunkhwa Police) Rules 2019. The Home and Tribal Department. With the prior approval of the Cabinet and on the recommendation of the Provincial Police Officer, hereby orders absorption of the following members of Levies Force of Hassan Khel Sub Division in the Khyber Pakhtunkhwa Police with effect from the date of the initial appointment of the said members.

S.No	Name	Father name	Rank with BPS	Equivalence of Rank and BPS in Police
1.	Abdul Jalal	Abdul Jalil	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
2.	Aman Wah	Khan Mast Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
3.	Asif Khan	Zahoor Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
4.	Khan	Khan Mat Shah	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
5.	Hussain Shah	Mastan Shah	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
6.	Ihsan Ullah	Amal Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
7.	Ikhtair Shah	Noor Mat Shah	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
8.	Imran Ghani	Akram Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
9.	Irfan Ullah	Saif Ullah	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
10.	Khan Zada	Bad Shahzada	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
11.	Mandali Khan	Lal Mat Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
12.	Masood Khan	Aslam Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
13.	Mehmood Ur Rehman	Mir Ahmad	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
14.	Muhammad Arif	Muhammad Sardar	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
15.	Muhammad Imran	Gulistan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
16.	Muhammad Ishtiaq	Azad Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
17.	Muhammad Javed Khan	Muhammad Ayub	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
18.	Muhammad Khan	Manzoor Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
19.	Muhammad Nisar	Khalidar Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
20.	Muhammad Sabir	Muhammad Sardar	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
21.	Muhammad Tariq	Khan Khel	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
22.	Muhammad Zahid	Roshan Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
23.	Noor Saeed	Sardar Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
24.	Zali Khan	Mir Zali Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)
25.	Noor Zeb Khan	Saleem Khan	Lance/Naik (BPS-6)	Constable A-I (BPS-07)

126	Zahid Khan	Hashim Gul	Sepoy (BPS-05)	Constable (BPS-07)
127	Zakir Khan	Said Khan	Sepoy (BPS-05)	Constable (BPS-07)
128	Farooq Khan	Azad Khan	Sepoy (BPS-05)	Constable (BPS-07)
129	Habib Ullah	Sarbaz Khan	Sepoy (BPS-05)	Constable (BPS-07)
130	Irfan Ullah	Habib Ullah	Sepoy (BPS-05)	Constable (BPS-07)
131	Muhammad Tayyeb	Ajmal Khan	Sepoy (BPS-05)	Constable (BPS-07)
132	Raheed Ullah	Gul Asghar	Sepoy (BPS-05)	Constable (BPS-07)
133	Sajjad Ahmad	Noor Badshah	Sepoy (BPS-05)	Constable (BPS-07)
134	Zia Ur Rahman	Khial Dat Khan	Sepoy (BPS-05)	Constable (BPS-07)
135	Abbu Bakkar Siddique	Kameen gul	Sepoy (BPS-05)	Constable (BPS-07)
136	Abdul Manan	Ziarat gul	Sepoy (BPS-05)	Constable (BPS-07)
137	Abdul Shakoore	Khan zamir	Sepoy (BPS-05)	Constable (BPS-07)
138	Adil Zada	Wazir Zada	Sepoy (BPS-05)	Constable (BPS-07)
139	Aftab Afzal	Nazar gul	Sepoy (BPS-05)	Constable (BPS-07)
140	Alan Zeb	Gul Must	Sepoy (BPS-05)	Constable (BPS-07)
141	Atta Ullah	Dilshad Khan	Sepoy (BPS-05)	Constable (BPS-07)
142	Farman Ullah	Abid Ullah	Sepoy (BPS-05)	Constable (BPS-07)
143	Fida Muhammad	Shah Nazar	Sepoy (BPS-05)	Constable (BPS-07)
144	Gulistan Khan	Yousaf Khan	Sepoy (BPS-05)	Constable (BPS-07)
145	Humayun Khan	Roshan Khan	Sepoy (BPS-05)	Constable (BPS-07)
146	Ihsan Ullah	Gulab Khan	Sepoy (BPS-05)	Constable (BPS-07)
147	Ijaz Khan	Asad Khan	Sepoy (BPS-05)	Constable (BPS-07)
148	Javid Khan	Hazrat Khan	Sepoy (BPS-05)	Constable (BPS-07)
149	Jehangir Khan	Inam gul	Sepoy (BPS-05)	Constable (BPS-07)
150	Kamran Ahmad	Akhtar Nawaz	Sepoy (BPS-05)	Constable (BPS-07)
151	Malik Mir	Payc mir	Sepoy (BPS-05)	Constable (BPS-07)
152	Muhammad Iqbal	Waris Khan	Sepoy (BPS-05)	Constable (BPS-07)
153	Muhammad Riaz	Rehman Ali	Sepoy (BPS-05)	Constable (BPS-07)
154	Muhammad Riaz	Taj Mali	Sepoy (BPS-05)	Constable (BPS-07)
155	Muhammad Riaz	Ruhman Zada	Sepoy (BPS-05)	Constable (BPS-07)
156	Muhammad Saeed	Muhammad Iqbal	Sepoy (BPS-05)	Constable (BPS-07)
157	Muhammad Shah	Mastan Shah	Sepoy (BPS-05)	Constable (BPS-07)
158	Muhammad Shahid	Ridan Shah	Sepoy (BPS-05)	Constable (BPS-07)
159	Muhammad Ullah	Maqbool Khan	Sepoy (BPS-05)	Constable (BPS-07)
160	Muhammad Waqif	Sher Wazir	Sepoy (BPS-05)	Constable (BPS-07)
161	Muqadar Khan	Sher Baha Jar	Sepoy (BPS-05)	Constable (BPS-07)
162	Namans Khan	Dad Khan	Sepoy (BPS-05)	Constable (BPS-07)
163	Nashid Gul	Muhammad Ali	Sepoy (BPS-05)	Constable (BPS-07)
164	Nazar Hussain	Mir Rahman	Sepoy (BPS-05)	Constable (BPS-07)
165	Niaz Muhammad	Lal Muhammad	Sepoy (BPS-05)	Constable (BPS-07)
166	Noman	Ghulam sarwar	Sepoy (BPS-05)	Constable (BPS-07)
167	Noushad Khan	Tanveer Khan	Sepoy (BPS-05)	Constable (BPS-07)
168	Rahman Sahib	Khan Hassan	Sepoy (BPS-05)	Constable (BPS-07)
169	Rasheed Khan	Khaista Gul	Sepoy (BPS-05)	Constable (BPS-07)
170	Rehman Khan	Akbar Khan	Sepoy (BPS-05)	Constable (BPS-07)
171	Sahib Jamal	Bakht Jamal	Sepoy (BPS-05)	Constable (BPS-07)
172	Sajjad Ahmad	Mumtaz Gul	Sepoy (BPS-05)	Constable (BPS-07)
173	Shahreen Abbas	Sir Ahmad Khan	Sepoy (BPS-05)	Constable (BPS-07)
174	Shahid Rahman	Asad Zada	Sepoy (BPS-05)	Constable (BPS-07)
175	Siraj Khan	Ayem Khan	Sepoy (BPS-05)	Constable (BPS-07)
176	Sulman Khan	Wahab Gul	Sepoy (BPS-05)	Constable (BPS-07)



125	Zahid Khan	Hashim Gul	Sepoy (BPS-05)	Constable A-I (BPS-07)
126	Zakir Khan	Said Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
127	Farooq Khan	Azad Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
128	Habib ullah	Sarbaz Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
129	Irfan Ullah	Habib Ullah	Sepoy (BPS-05)	Constable A-I (BPS-07)
130	Muhammad Tayyeb	Ajmal Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
131	Raheed Ullah	Gul Asghar	Sepoy (BPS-05)	Constable A-I (BPS-07)
132	Sajjad Ahmad	Noor Badshah	Sepoy (BPS-05)	Constable A-I (BPS-07)
133	Zia Ur Rehman	Khiall Bat Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
134	Abu Bakar Siddique	Kameen Gul	Sepoy (BPS-05)	Constable A-I (BPS-07)
135	Abdul Manan	Ziarat Gul	Sepoy (BPS-05)	Constable A-I (BPS-07)
136	Abdul Shaskoor	Khan Zamir	Sepoy (BPS-05)	Constable A-I (BPS-07)
137	Adil Zada	Wazir Zada	Sepoy (BPS-05)	Constable A-I (BPS-07)
138	Aftab Afzal	Nazar Zada	Sepoy (BPS-05)	Constable A-I (BPS-07)
139	Alam Zeb	Gul Mast	Sepoy (BPS-05)	Constable A-I (BPS-07)
140	Atta Ullah	Dilshad Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
141	Farman Ullah	Abid Ullah	Sepoy (BPS-05)	Constable A-I (BPS-07)
142	Fida Muhammad	Shah Nazar	Sepoy (BPS-05)	Constable A-I (BPS-07)
143	Gulistan Khan	Yousaf Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
144	Humayun Khan	Rushan Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
145	Ihsan Ullah	Gulab Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
146	Ijaz Khan	Asad Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
147	Javid Khan	Hazrat Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
148	Jehangir Khan	Inam Gul	Sepoy (BPS-05)	Constable A-I (BPS-07)
149	Kamran Ahmad	Akhtar Nawaz	Sepoy (BPS-05)	Constable A-I (BPS-07)
150	Malik Mir	Payo Mir	Sepoy (BPS-05)	Constable A-I (BPS-07)
151	Muhammad Iqbal	Waris Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
152	Muhammad Riaz	Rehman Wali	Sepoy (BPS-05)	Constable A-I (BPS-07)
153	Muhammad Riaz	Rehman Zada	Sepoy (BPS-05)	Constable A-I (BPS-07)
154	Muhammad Riaz	Rehman Zada	Sepoy (BPS-05)	Constable A-I (BPS-07)
155	Muhammad Saeed	Muhammad Iqbal	Sepoy (BPS-05)	Constable A-I (BPS-07)
156	Muhammad Shah	Mastan Shah	Sepoy (BPS-05)	Constable A-I (BPS-07)
157	Muhammad Shahid	Ridan Shah	Sepoy (BPS-05)	Constable A-I (BPS-07)
158	Muhammad Ullah	Maqbool Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
159	Muhammad Waqif	Sher Wazir	Sepoy (BPS-05)	Constable A-I (BPS-07)
160	Muqadar Khan	Sher Bahadar	Sepoy (BPS-05)	Constable A-I (BPS-07)
161	Namoos Khan	Sher Bahadar	Sepoy (BPS-05)	Constable A-I (BPS-07)
162	Nashid Gul	Muhammad Ali	Sepoy (BPS-05)	Constable A-I (BPS-07)
163	Nazar Hussain	Mir Rehman	Sepoy (BPS-05)	Constable A-I (BPS-07)
164	Niaz Muhammad	Lal Muhammad	Sepoy (BPS-05)	Constable A-I (BPS-07)
165	Noman	Ghulam Sarwar	Sepoy (BPS-05)	Constable A-I (BPS-07)
166	Noushad Khan	Tanveer Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
167	Rehman Habib	Khan Hassan	Sepoy (BPS-05)	Constable A-I (BPS-07)
168	Rasheed Khan	Khaista Gul	Sepoy (BPS-05)	Constable A-I (BPS-07)
169	Rehman Khan	Akhtar Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
170	Sahib Jamal	Bakht Jamal	Sepoy (BPS-05)	Constable A-I (BPS-07)
171	Sajjad Ahmad	Mumtaz Gul	Sepoy (BPS-05)	Constable A-I (BPS-07)
172	Shaheen Abbas	Sir Ahmad Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
173	Shahid Rehman	Asad Zada	Sepoy (BPS-05)	Constable A-I (BPS-07)
174	Siraj Khan	Ayem Khan	Sepoy (BPS-05)	Constable A-I (BPS-07)
175	Suliman Khan	Wahab Gul	Sepoy (BPS-05)	Constable A-I (BPS-07)

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187	Tariq Aziz	Khan Hassan	Sepoy (BPS-05)	Constable (BPS-07)
188	Umar Ghani	Malangai	Sepoy (BPS-05)	Constable (BPS-07)
189	Umar Zaib	Dast Muhammad	Sepoy (BPS-05)	Constable (BPS-07)
190	Usman Ali	Nasir ali	Sepoy (BPS-05)	Constable (BPS-07)
191	Wasim Khan	Munawar Khan	Sepoy (BPS-05)	Constable (BPS-07)
192	Zia Ul Islam	Afzal urat khan	Sepoy (BPS-05)	Constable (BPS-07)
193	Abdul Hamid	Mishal Khan	Sepoy (BPS-05)	Constable (BPS-07)
194	Abid Khan	Nawaz Khan	Sepoy (BPS-05)	Constable (BPS-07)
195	Ashif	Wazir Aslam	Sepoy (BPS-05)	Constable (BPS-07)
196	Asif Khan	Tariq Muhammad	Sepoy (BPS-05)	Constable (BPS-07)
197	Asmat Ullah	Irshad Ahmad	Sepoy (BPS-05)	Constable (BPS-07)
198	Bakhat Baidar	Surfaraz	Sepoy (BPS-05)	Constable (BPS-07)
199	Danish Wali	Muhammad Wali	Sepoy (BPS-05)	Constable (BPS-07)
200	Gej Imran	Zile Dar Khan	Sepoy (BPS-05)	Constable (BPS-07)
201	Iqbal Hussain	Javed Hussain	Sepoy (BPS-05)	Constable (BPS-07)
202	Iqbal Ahmad	Geldaraz Khan	Sepoy (BPS-05)	Constable (BPS-07)
203	Israr Khan	Musa Khan	Sepoy (BPS-05)	Constable (BPS-07)
204	Khalid Hassan	Raja Hassan	Sepoy (BPS-05)	Constable (BPS-07)
205	Muhammad Asad	Kala Khan	Sepoy (BPS-05)	Constable (BPS-07)
206	Muhammad Irfan	Khan Afzal	Sepoy (BPS-05)	Constable (BPS-07)
207	Muhammad Rizwan	Munawar Khan	Sepoy (BPS-05)	Constable (BPS-07)
208	Nour Zareen	Shah Zareen	Sepoy (BPS-05)	Constable (BPS-07)
209	Rahmat Ullah Khan	Manzoor Khan	Sepoy (BPS-05)	Constable (BPS-07)
210	Kasheed Khan	Hashim Gul	Sepoy (BPS-05)	Constable (BPS-07)
211	Rasim Khan	Kachkol	Sepoy (BPS-05)	Constable (BPS-07)
212	Rizwan Khan	Gulwas Khan	Sepoy (BPS-05)	Constable (BPS-07)
213	Said Ali Shah	Momin Shah	Sepoy (BPS-05)	Constable (BPS-07)
214	Said Nawaz	Qasim Khan	Sepoy (BPS-05)	Constable (BPS-07)
215	Abdul wahid	Musu Khan	Sepoy (BPS-05)	Constable (BPS-07)
216	Karam Ullah Jan	Johangir Khan	Sepoy (BPS-05)	Constable (BPS-07)
217	Samid Khan	Abbas Khan	Sepoy (BPS-05)	Constable (BPS-07)
218	Surda Ali	Tajmali Khan	Sepoy (BPS-05)	Constable (BPS-07)
219	Kabir Khan	Nooraj gul	Sepoy (BPS-05)	Constable (BPS-07)
220	Satullah	Roshan Khan	Sepoy (BPS-05)	Constable (BPS-07)
221	Sakhawat Khan	Muzafar Khan	Sepoy (BPS-05)	Constable (BPS-07)

2. The above absorption shall be subject to the following terms and conditions:-

- (i) Their services shall be governed under the Khyber Pakhtunkhwa Police Act, 2017 and the rules made thereunder.
- (ii) A member shall not be entitled for absorption, if he has resigned from Levies Force Services or has been terminated from the service ibid on account of misconduct, inefficiency or any other grounds or has been retired from Service under the Federal Levy Force (Amended) Services Rules 2013, before commencement of the Khyber Pakhtunkhwa Levies Force Act, 2019 (Khyber Pakhtunkhwa Act No. XXXV of 2019).

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their services shall be considered regular and they shall be eligible for pension and deduction of General Provident fund in terms of the Khyber Pakhtunkhwa Civil Servant Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

Their seniority shall be determined in accordance with rule 6 of the Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules 2019.

They shall undergo training as provided in rule 5 of Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules, 2019.

D. B. No. 3050  
Date 19-11-2020

SP/HQRS:  
For CAPITAL CITY POLICE OFFICER,  
PESHAWAR.

No. 15353-81 /OSI. dated Peshawar the 23<sup>rd</sup> / 11 / 2020.

Copy to the:-

1. Superintendent of Police Saddar Circle, Peshawar.
2. DSP Saddar Circle, Peshawar.
3. DSP HQRS: Peshawar.
4. Pay Officer CCP, Peshawar.
5. CRC/FMC/Pension Clerk.
6. PC Clothing Godown.
7. Computer Cell

R. U  
For n/act/n  
26/11

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Their services shall be considered regular and they shall be eligible for pension and deduction or General Provident Fund in terms of the Khyber Pakhtunkhwa Civil Servant Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

Their Seniority shall be determined in accordance with rule 6 of the Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules 2019.

They shall undergo training as provides in rule 5 of Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules 2019.

SP/HQRS

For CAPITAL CITY POLICE OFFICER

PESHAWAR

No.. 15353-61/OSI, dated Peshawar the 23/11/2020

Copy to the

1. Superintendent of Police Saddar Circle Peshawar.
2. DSP Saddar Circle, Peshawar.
3. DSP/FMC/Pension Clerk.
4. Pay Officer CCP, Peshawar.
5. CRC/FMC/Pension Clerk.
6. Computer Cell.
7. PC Clothing Godown.



D 16

SECRET

For the information of Munawwar Khan s/o Sher Bahadar of Capital City Police Peshawar with the

that you posted in PS Hassan Khel you were involved in case FIR No. 66 dated 22.01.2020

in connection with the misconduct on your part and is against the discipline of the

you are directed to submit your written defense within seven days of the receipt of this

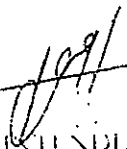
your written defense, if any, should reach the Enquiry Officer within the specified period, failing

which you will be deemed to have no defense to put in and in that case ex-parte action shall follow

you are directed to be heard in person

enclosed.

22/1/20

  
SUPERINTENDENT OF POLICE  
SADDAR, PESHAWAR

1. Superintendent of Police Saddar Capital Police Peshawar, as competent authority hereby charge sheet that **Muqaddar Khan S/o Sher Bahadar** of Capital City Police Peshawar with the following

That while posted at PS Hassan Khel you were involved in case FIR No. 66 dated 22.01.2020 this amount to gross misconduct your part and is against the discipline of the.

You are therefore required to submit your written defense within seven days of the receipt of this charge sheet to the inquiry officer committee, as the case may.

Your written defense if any should reach the inquiry officer within the specified period failing shall be presumed that have no defense to put in and in that case ex-parte action shall follow you.

Whether you desire to be heard in person.

A statement of allegation is enclosed.

SUPERINTENDENT OF POLICE  
SADDAR PESHAWAR

17

DISCIPLINARY ACTION

Supt. of Police, Saddar, Capital City Police Peshawar as a competent authority has directed Muhammad Khan s/o Sher Bahadar of PS Hassan Khel (F.N. 11) Peshawar has rendered him-self liable to be proceeded against under the provision of

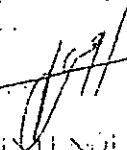
STATEMENT OF ALLEGATION

That while posted as PS Hassan Khel you were involved in case FIR No. 66 dated 10/01/2020 in which this amounts to gross misconduct on his part and against the

in order to regularize the conduct of said accused with reference to the above mentioned case, Sdpt. Saddar is appointed as Enquiry Officer.

The Enquiry Officer shall, in accordance with the provisions of the Ordinance, provide a copy of the report of the accused officer, recd of his finding within stipulated period under the provisions of the Ordinance to the concerned authority.

The accused shall appear in the proceeding on the date time and place fixed by the Enquiry Officer.

  
SUPERINTENDENT OF POLICE,  
SADDAR, PESHAWAR

10/01/2020 Peshawar the 06-02-2020

In the direction to finalize departmental enquiry within stipulated



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**DISCIPLINE ACTION**

I, Superintendent of Police Saddar Capital Police Peshawar as a competent authority of the opinion that **Muqaddar Khan S/o Sher Bahadar** of PS Khel (Ex-FR) Peshawar of CCP Peshawar has rendered himself liable to be proceeded against under the provision of Police Disciplinary Rules 1975.

**STATEMENT OF ALLEGATION**

Tag while posted as PS Hassan Khel you were involved in case FIR No. 66 dated \_\_\_\_\_ u/s 302/34 PPC PS Mattani. This amount to gross misconduct on his part and is against the discipline of the force.

For the purpose of scrutinize the conduct of the said accused with reference to the above as enquiry is ordered and **SDPC Sardar** is appointed as Enquiry Officer.

The Enquiry Officer shall in accordance with the provisions of the Ordinance reasonable opportunity hearing the accused Officer record his finding within stipulated period under Police Rules 1975 make recommendations as to punishment or other appropriate action against the accused.

The accused shall the proceeding on the date time and place fixed by the Enquiry Officer.

SUPERINTENDENT OF POLICE  
SADDAR PESHAWAR

No. 01/E/PA, dated Peshawar the 06-02-2020

Copy with the direction to finalize department enquiry within stipulated period under Police Rules.

مکتبہ اسلامیہ

حکومت ہندوستان  
 وزارت تعلیم  
 محکمہ اعلیٰ تعلیم  
 نئی دہلی

مفتی محمد رفیع صاحب  
 مدرسہ اسلامیہ  
 لاہور

22501-731444331  
 0318-9496474



OFFICE OF THE  
SUB-DIVISIONAL POLICE OFFICER,  
SADDAR CIRCLE, PESHAWAR.

F-19



NO. 02-E /St: Dated Peshawar the 30 / 12 /2020

To: The Superintendent of Police,  
Saddar Division, CCP, Peshawar.

Subject: DEPARTMENTAL ENQUIRY AGAINST FC MUQADAR KHAN  
S/O SHER BAHADAR OF PS: HASSAN KHEL (EX-FR  
PESHAWAR).

Memo:

Please refer to your office Memo: No.01-E/PA, dated 06.02.2020, on the  
subject noted above

ALLEGATIONS.

This is a departmental enquiry against FC Muqadar Khan s/o Sher Bahadar  
PS Hassan Khel (EX-FR Peshawar) with the allegations that he is involved in case FIR No.  
66 dated 22.01.2020 u/s 302/34PPC PS Mattani. This amounts to gross misconduct on his  
part and is against the discipline of the force.

For the purpose to scrutinizing the conduct of said accused with reference  
to the above allegations an enquiry was ordered by your good-self.

PROCEEDINGS.

The said defaulter was called but he did not appear because he is behind  
the bar and his brother Muntazir was appeared and his statement was recorded. He said that  
my brother is in central jail in FIR No. 66 dated 22.01.2020 u/s 302/34PPC PS Mattani,  
while next dated of hearing is scheduled for 06.01 2021.

FINDINGS.

From the perusal of statements and record it transpired that the defaulter is  
involved/charged in criminal case and is still confined in central jail he is recommended for  
suitable punishment being a member of discipline force and involved in criminal case.

(ALAMZEB KHAN)

Sub-Divisional Police Officer,  
Saddar, Circle, Peshawar.

OFFICE OF THE  
SUPERINTENDENT OF POLICE,  
SADDAR, CCP, PESHAWAR

NO. 01/E /PA,

DATE: 30-12 /2020

G 24

FINAL SHOW CAUSE NOTICE.

I, Waqar Ahmed, Superintendent of Police, Saddar, CCP Peshawar, as competent authority under the Police Disciplinary Rules, 1975 do hereby serve you Ex-Levy Muqadar Khan s/o Sher Bahadar of PS Hassan Khel (Ex-FR Peshawar) as follow:-

- a) That consequent upon the completion of enquiry against you by Enquiry Officer SDPO Saddar, Peshawar for which you are given opportunity of hearing and producing evidence.
- b) On going through the finding of Enquiry Officers submitted vide memo: No. 02/E/ST, dated 30.12.2020. The material on record and other connected papers including your defense before the said Enquiry Officers.

1. I am satisfied that you have committed the following acts/omissions specified in the said rules.


That you are involved/ behind the bar in criminal case of PS Mattani.

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you major/minor punishment under the said rules.

3. You are therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate as to whether you desire to be heard in person.

4. If no reply to this notice is received within 15 days of its delivery, it shall be presumed that you have no defense to put-in and in that case ex-parte action shall be taken against you.

5. Copy of the findings of Enquiry Officer is enclosed.

  
Superintendent of Police, Saddar Division.  
CCP, Peshawar

OFFICE OF THE  
SUPERINTENDENT OF POLICE,  
SADDAR, CCP, PESHAWAR

NO. 01/E /PA


DATE: 18-01 /2021

H  
91

ORDER

Ex-Levy Muqadar Khan s/o Sher Bahadar of PS Hassan Khel involved in case vide FIR No. 66 dated 22.01.2020 u/s 302/34 PPC PS Mattani is hereby dismissed from service after proper departmental proceedings under E & D Rules 1975 amended with 2014 by SDPO Saddar Circle.

Order announced.

  
Superintendent of Police, Saddar Division  
CCP Peshawar.

OB. No. 223 dated 18/01/2021

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

1. The Capital City Police Officer, Peshawar
2. The Senior Superintendent of Police Operations CCP Peshawar.
3. EC-I, EC-II, CC, AS, PO & OS.
4. FMC along-with enquiry file for record.
5. I/C Computer Cell, CCP, Peshawar.
6. All concerned

22  
01

ایڈمنسٹریٹو سیکشن جج - اراکھ آباد

اعدادات محترمہ صاحبہ ماہنامہ: ایڈمنسٹریشن رولز

تکلیفات	تاریخ	روز	مقدمہ نمبر
136	01/04/2023	09/12/2020	197/2

ی. کمالی

تاریخ	تکلیفات	ملاحظات	نمبر
01/04/2023	48	486-01	01
09/12/2020	88	B6L: 49	Q

Checked & Found Correct

AD & SJ-VI, Peshawar

136  
60  
196

رہال ہڈر شہرہ

کریڈٹ

ATTESTED  
06 APR 2023  
(Examiner)  
Session Court Peshawar

93

IN THE COURT OF ALAMGIR SHAH  
ADDITIONAL SESSIONS JUDGE-VI, PESHAWAR.

CHARGE

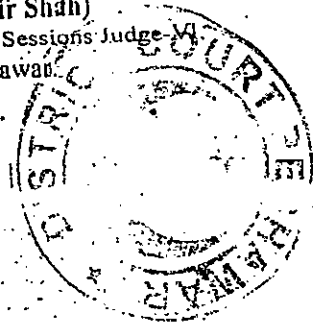
FIR # 66 dated 22.01.2020 u/s PPC Police Station Mattani shawar.

I, Alamgir Shah, Additional Sessions Judge-VI, Peshawar do hereby charge you accused  
1) Muqadar Khan s/o Sher Bahader aged about 26/27 years (2) Irfan Dad s/o Shandar Khan aged  
about 22/22 years both resident of Misri Khel, as under:-

That on 22.01.2020 at about 17.20 hours at Main Hassan Khel Road near Pancharay Kalay,  
Peshawar falling within the criminal jurisdiction of Police Station Mattani, you accused named  
above, in furtherance of your common intention, committed Qatle Amd of Asghar Khan, the son  
of late [Name] by firing at him and thus you thereby committed the offence punishable u/s 302  
of section 34 PPC and within my cognizance.

AND, I hereby direct that you be tried by this Court on the said charge.  
RO & AC.  
14.01.2021

*Alamgir Shah*  
(Alamgir Shah)  
Additional Sessions Judge-VI  
Peshawar.



Q:- The charge has been read over and explained to the accused.

Q:- Have you heard and understood the charge?  
Ans:- Yes

Q:- Do you plead guilty or claim trial?

Ans:- We pleaded not guilty and claim trial.

Q:- Do you have any defense to make?

Ans:- Yes, if the need arises.

RO & AC  
14.01.2021

Muqadar Khan (Accused) Irfan Dad (Accused)

*Alamgir Shah*  
(Alamgir Shah)  
Additional Sessions Judge-VI,  
Peshawar.

CERTIFICATE

Certified under section 364 Cr. P. C. that the charge of the accused was framed in my  
presence and hearing and that the record contains a full and true account of the statement made by  
the accused. The charge was read over and explained to the accused in their native language and  
affixed their thumb impressions after understanding the charge.

Muqadar Khan (Accused) Irfan Dad (Accused)

*Alamgir Shah*  
(Alamgir Shah)  
Additional Sessions Judge-VI,  
Peshawar.

ATTACHED  
06 APR 2021  
(Examiner)  
Sessions Court Peshawar

24

**IN THE COURT OF SAIMA ASIM**  
**ADDITIONAL SESSIONS JUDGE -VI, PESHAWAR**

Case No. 79/SPC of 2020

35

STATE...VS... IRFAN DAD ETC

ORDER-62  
01/04/2023

1. APP for the State present. Accused Muqaddar produced in custody. None present on behalf of complainant or legal heirs of the deceased despite repeated service through notices and occasional appearance before the Court.
2. The accused faced trial in case FIR # 66, dated 22/01/2020 U/Sec: 302 / 34 PPC PS Matani, Peshawar.
3. The instant case FIR was lodged subsequent to written murasila from Faiz Ullah Khan SI, wherein it is held that, during gusht information was received, with respect to the incident and on reaching the place of occurrence, a dead body was found. With the dead body, Mst. Amna Bibi wife of Farid Shah. 55/56 years old, who is mother of the deceased was also present. She reported that her son Asghar Khan deceased, 34/35 years old, left his house

*[Handwritten Signature]*  
11/4/23  
Additional District & Sessions Judge-VI  
Peshawar

**FILED**  
06 APR 2023  
(Saima Asim)  
Sessions Court Peshawar

State vs. Irfan Ullah  
79-SPC of 2020



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alongwith Irfan S/O Shandar and Muqaddar S/O Sher Banadin on their motorcycle of Pansh... while she was present at the house, when she received information of murder of her son Asghar Khan, on which she reached the place of occurrence and found her son Asghar Khan dead. She has a firm belief that, her son Asghar Khan, has been done to death with fire arms by the said Irfan and Muqaddar. Motive for the occurrence is stated to be ill will between them.

31

4. After arrest of the accused, challan against them was submitted in the Court and was entrusted to this Court vide order dated 07/12/2020. Charge was framed against the accused on 14/01/2021, to which they pleaded not guilty and claimed trial. The Prosecution examined as many as five PWs in support of its case.

Additional District & Session Judge-VI, Peshawar

5. Complainant of the case appeared before the Court on 19/06/2021, 08/04/2021, 20/04/2021, 26/06/2021, 09/05/2022, 31/05/2022 respectively and then disappeared from the scene, though all efforts were made to ensure her attendance, but in vain and no one turned up before the Court amongst any of the legal heirs

*[Handwritten signature]*

*[Handwritten signature]*  
08/06/2021  
Magistrate Court

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including her. In the meanwhile on 16/12/2022, learned counsel for the complainant Mr. Rehmat Ullah advocate filed an application for withdrawal of his wakalat nama on the ground that, he has no contact with the complainant and so his application was accepted and repeated notices were issued to the complainant thereafter and she was even telephonically informed about the dates of hearing, but she did not bother to appear before the Court. Finally, on 27/03/2023, statement of DFC concerned was recorded as CW-1, wherein he exhibited the Court summons against the complainant as EX: CW1/1 and the report overleaf the same as EX: CW1/2 and affirmed that, despite knowledge and information, the complainant is refusing to appear before the Court. In the meanwhile an application was also filed by the accused U/S 265-K Cr.PC. Notice of which was given to the State.

RS

Additional District & Sessions Judge VI  
Peshawar

06 APR 2023  
Senior Court PC

6. Learned counsel for the accused and learned APP for State were heard over the application and hence the order.
7. It is pertinent to mention here that, in the present case, complainant is not eye witness of

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the occurrence and no one has stepped forward to claim that they witnessed the occurrence and the crime being committed by the accused facing trial. Moreover, the witnesses who identified the dead body of deceased as mentioned in column No.4 of the inquest report EX:PW4/2, are Bakht Sher and Fazal Sher and not the present complainant, which create doubt as to the veracity of the statements made by the complainant of the deceased as stated in the FIR. In addition to the fact that, these two witnesses have not been produced in evidence so far. Apart from this, according to the post mortem report EX:PM, the time between death and post mortem is 06 to 12 hours. The deceased was examined for the purpose of post mortem at 11:00 PM on 22/01/2020, whereas according to the FIR, the occurrence has taken place at 17:40 hours. In this respect it is pertinent to mention that, PW-5 Dr. Hussain bin Aboossi who conducted the post mortem examination of the deceased in his cross examination admitted that, "*the rigor mortis and PM lividity was fully developed, which takes normally 12 to 24 hours*". This admission on part of the witness produced by the

*(Signature)*

Additional District & Sessions Judge - VI  
 P. Nawar  
 11/1/20  
*(Signature)*

98

prosecution shatters the stance of prosecution as stated in the FIR, wherein it is held that, the deceased was murdered at 17:40 hours on 22/01/2020, the matter was reported at 08:30 hours.

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8. According to the recovery memo EX:PW1/1, seven empties of 7.62 bore were recovered from the crime scene. Two persons have been charged for the alleged occurrence, whereas the FSI report dated 24/01/2020 mentions that crime empties marked C1 to C7 were fired from one and the same 7.62 MM bore weapon. The post mortem report EX:PM mentions that the deceased sustained four entry wounds of bullets on his body, yet from the spot, seven empties were recovered. Nothing incriminating was recovered from the possession of accused. Complainant or any legal heir of the deceased are not attending the Court for reasons best known to them and it seems that, they are least interested in pursuance of her case.

Additional District & Sessions Judge-VI, shawar

1/4/20  
1/4/20  
JIT  
08/01/2020  
JIT

9. One of the accused is behind the bars since 14/04/2020 and in light of the above situation, when complainant is not willing to appear and depose evidence against the accused, besides

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there is no eye witness of the occurrence, no case against the accused to bring home their conviction. therefore, the instant case cannot be kept lingering on for no visible reasons. hence, further proceedings in the case would be a futile exercise and wastage of precious time of the Court.

AS

10. Keeping in view the above stated observations and facts the accused facing trial namely Irfan Dad and Muqaddar are hereby acquitted in the instant case U Sec. 265-K Cr.P.C. Accused Muqaddar is in custody, he be set free if not required in any other case/offence, whereas accused Irfan Dad is on bail, his bail bonds shall stand cancelled and his sureties are absolved from the liability of bail bonds. Case property, if any, be dealt in accordance with law.

11. File be consigned to the record room after its necessary completion.

Announced:  
Dated: 01/04/2023

*Samia Astmi*  
(SAMIA ASTMI)

Additional Sessions Judge-VI  
Peshawar

21553  
06-4-22  
P-8  
State v. Ghani Ullah  
79 SC of 2020  
6-4-23  
06-4-23

CERTIFICATE FOR  
COPYING  
RECORD

بخدمت جناب انسپکٹر جنرل آف پولیس، پشاور

30

گزارش ہے کہ سائل مقدمہ ملٹ 66 سرور 22.1.2023 جرم 302.14-PC قاتل تھی جس نے گناہ گار و ذراقت  
سائل چونکہ بعد از انضمام محکمہ پولیس میں فراہم سرانجام دے رہا تھا مقدمہ عنوان بالا میں 2 مردہ ہونے پر الہران بالا صاحبان سے  
جو الٹاں نمبر 10.2.2020/4666 مکمل کر کے بعد ازیں میں سائل کو بحوالہ OII نمبر 18.1.2021/223/تقد  
سائل کی طرف کیا گیا میں سائل نے تقریباً 03 سال پہ گناہ پیش کیا ہے بعد از نقل گزارنے میں سائل کو بعد ازاں جناب  
سائل اسم ASJ صاحب نے بہ روز 4.1.2023 کو ذرا دلہ K-265 کے تحت بری کیا ہے نقل FIR معطلی برطرفی۔ اسی آزار  
کا بیان ہمراہ لف اور درخواست ہے۔

لہذا میں سائل نہایت غریب گرانے سے تعلق رکھتا ہے بذریعہ درخواست استدعا ہے کہ سائل کو محکمہ پولیس میں دروازہ  
بجھل کرنے کا حکم صادر فرما کر مشکور فرمائیں۔

تین لوگوں کی

العارض

22301-8315845-1  
0313-9496674

آپ کا بیٹا فرمان سابقہ مقدمہ خان ولد شیر بہادر خان ساکن مسری ٹیل حسن خیل

عبدالرزاق عثمان

بخدمت جناب CCPO صاحب پشاور

بھلا

جی 30

جناب عالی!

گزارش ہے کہ سائل مقدمہ علت 66 مورخہ 22.1.2023 جرم 302.34-PPC تھانہ قنی میں بے گناہ نامزد ہوا تھا سائل چونکہ بعد از انضمام محکمہ پولیس میں فرائض سرانجام دے رہا تھا مقدمہ عنوان بالا میں نامزد ہونے پر افسران بالا صاحبان نے بحوالہ OB نمبری 10.2.2020/466 کو معطل کر کے بعد ازیں من سائل کو بحوالہ OB نمبری 18.1.2021/223 محکمہ پولیس سے برطرف کیا گیا من سائل نے تقریباً 03 سال بے گناہ جیل کاٹا ہے بعد از جیل گزارنے من سائل کو بعد الت جناب صاحبہ اصم ASJ صاحبہ نے مورخہ 4.1.2023 کو زیر دفعہ K-265 کے تحت بری کیا ہے نقل FIR معطلی بر طرنی عدالتی آرڈر کاپیاں ہمراہ لف درخواست ہے۔

لہذا من سائل نہایت غریب گھرانے سے تعلق رکھتا ہے بذریعہ درخواست استدعا ہے کہ سائل کو محکمہ پولیس میں دوبارہ بحال کرنے کا حکم صادر فرما کر مشکور فرمائیں۔

عین نوازش ہوگی

العارض

آپ کا تابع فرمان سابقہ مقدر خان ولد شیر بہادر خان ساکن مصری خیل حسن خیل



21

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

135  
26/7/23

No. S/ 1966 /23, dated Peshawar the 24/07/2023.

To: The Capital City Police Officer,  
Peshawar.

Dist. No. 894  
Dt. 25-07-2023  
12

Subject: REVISION PETITION.

Memo:

The Applicant Ex-FC Muqadar Khan s/o Sher Bahadar of Peshawar district Police has submitted application for re-instatement in service.

The applicant has not preferred appeal to first Appellate Authority i.e. CCPO Peshawar.

Therefore, his application is sent herewith to your good office being the 1<sup>st</sup> Appellate Authority to process it-as per Rules, please.

11966  
24/7/23

(AFSAR JAN)  
Registrar,  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

PA/CCPO ✓  
25/7/23

SP-legal  
for comments plz.  
S. Khan  
26-07-2023

File  
For  
  
An



32

**(REFERENCE ATTACHED).**

**DEPARTMENTAL APPEAL.**

Subject:

Respected Sir,

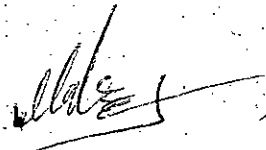
The departmental appeal is preferred by Ex-Lavy/Constable Muqadar Khan s/o Sher Bahadar against the penalty of "Dismissal from service" awarded by SP/Saddar Division, CCP/Peshawar, vide OB.No.223, dated 18.01.2021.

The facts are that the defaulter Constable while posted at PS Hasan Khel (Ex-FR Peshawar) was proceeded against departmentally on the charges of his involvement in a criminal case vide FIR No.66, dated 22.01.2020, u/s 302/34-PPC, PS Mattani. SDPO Saddar Circle conducted departmental enquiry into the charges wherein Enquiry Officer concluded that the defaulter Constable did not appear for enquiry proceedings because he is behind the bar hence charges of misconduct proved against him within the meaning of KP Rules ibid and recommended him for Major punishment i.e. dismissal from service.

Later on, the competent authority served the defaulter Constable with Final Show Cause Notice but he failed to appear for personal hearing hence in light of recommendation of the Enquiry Officer and available material on the record, he was awarded Major punishment of "Dismissal from service".

Perusal of relevant record reveals that punishment awarded by the competent authority is in accordance with law/rules. Moreover, the appeal is time barred.

Submitted please.

  
DSP/Legal,  
CCP, Peshawar.

**Worthy CCPO, Please.**



K (33)

**OFFICE OF THE  
CAPITAL CITY POLICE OFFICER,  
PESHAWAR**

Phone No. 091-9210989 Fax: No. 091-9212597

**ORDER**

This order will dispose of the departmental appeal preferred by Ex-Constable **Muqaddar Khan s/o Sher Bahader** who was awarded the major punishment of "dismissal from service" under KP PR-1975 1975 (amended 2014) by SP/Saddar, Peshawar vide OB No. 223, dated 18.01.2021.

2- Brief facts leading to the instant appeal are that the defaulter Constable was proceeded against departmentally on the charges of his involvement in a criminal case vide FIR No. 66, dated 22.01.2020 u/s 302/34-PPC, PS Mattani, Peshawar.

3- He was issued Charge Sheet and Summary of Allegations by SP/Saddar, Peshawar. SDPO/Saddar, Peshawar was appointed as Enquiry Officer to scrutinize the conduct of the accused official. The Enquiry Officer after conducting proper departmental enquiry submitted his findings and recommended him for suitable punishment. The competent authority in light of the findings of the Enquiry Officer issued him Final Show Cause Notice but he failed to reply to the said Final Show Cause Notice and hence, awarded the major punishment of dismissal from service.

4- He was heard in person in Orderly Room. During personal hearing, he was given an opportunity to prove his innocence. However, he failed to submit any plausible explanation in his defense. Therefore, his appeal for setting aside the punishment awarded to him by SP/Saddar, Peshawar vide O.B No. 223, dated 18.01.2021, is hereby rejected/filed being also time barred for 02 years and 05 months.

**"Order is announced"**

**CAPITAL CITY POLICE OFFICER,  
PESHAWAR**

No. 3913-20 /PA, dated Peshawar the 01 / 11 / 0/2023

Copies for information and necessary action to the:-

1. SP/Saddar Peshawar.
2. SP/HQrs: Peshawar.
3. AD/IT CCP Peshawar.
4. PO, CRC, OASI.
5. FMC alongwith complete Fuji Misal.
6. Official concerned.

VAKALAT NAMA

NO. \_\_\_\_\_/20

IN THE COURT OF KP Service Tribunal, Peshawar

Muqaddar Khan Appellant  
Petitioner  
Plaintiff

VERSUS

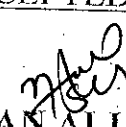
Police Deptt Respondent (s)  
Defendants (s)


I Muqaddar Khan do hereby appoint and constitute the **SYED NOMAN ALI BUKHARI Advocate High Court & UZMA SYED Advocate High Court** for the aforesaid Appellant(s), Petitioner(S), Plaintiff(s) / Respondent(s), Defendant(s), Opposite Party to commence and prosecute / to appear and defend this action / appeal / petition / reference on my / our behalf and all proceedings that may be taken in respect of any application connected with the same including proceeding in taxation and application for review, to draw and deposit money, to file and take documents, to accept the process of the court, to appoint and instruct council, to represent the aforesaid Appellant, Petitioner(S), Plaintiff(s) / Respondent(s), Defendant(s), Opposite Party agree(s) ratify all the acts done by the aforesaid.

DATE \_\_\_\_\_/20

  
(CLIENT)

ACCEPTED

  
SYED NOMAN ALI BUKHARI  
ADVOCATE HIGH COURT  
BC-15-5643

&  
  
UZMA SYED  
ADVOCATE HIGH COURT

CELL NO: 0306-5109438