

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

CM NO. _____/2024

IN RE:

SERVICE APPEAL NO. 2353 /2023

Anwarzeb.....Applicant

Versus

IGP KPK & others.....Respondents

I N D E X

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Applicant / Appellant

Through



BASHIR KHAN WAZIR
Advocate, High Court
Peshawar

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BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

CM NO. _____/2024

IN RE:

SERVICE APPEAL NO. 2353 /2023

Khyber Pakhtukhwa
Service Tribunal

Diary No. 10228

Dated 3-1-2024

Anwarzeb.....Applicant

Versus

IGP KPK & others.....Respondents

APPLICATION FOR PLACING ON FILE
NECESSARY AND IMPORTANT
DOCUMENTS FOR JUST DECISION OF THE
CASE, IN THE ABOVE NOTED CASE ON
BEHALF OF APPELLANT.

Respectfully Sheweth:

1. That the above noted case is pending adjudication before this Hon'ble Tribunal, which is fixed for today i.e 03.01.2024.
2. That the next dated has been fixed for 03.01.2024 and on previous date this Hon'ble Tribunal which direct the appellant to submit additional document i.e charge sheet show cause notice etc.
3. That the appellant in the light of previous order approached to the concerned authority for obtaining the documents. The authority handed over charge sheet and final dismissal order to the

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appellant with excuse that there is no show cause notice is available. **(Copy of documents are attached)**

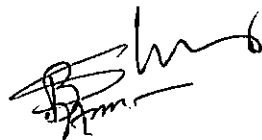
4. That there is no legal bar to place on file the above mentioned document.

It is, therefore, most humbly prayed that on acceptance of this application the above mentioned documents may very kindly be placed on file.



Applicant / Appellant

Through



**BASHIR KHAN WAZIR
Advocate, High Court
Peshawar**

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR**

CM NO. _____/2024

IN RE:

SERVICE APPEAL NO. 2353 /2023

Anwarzeb.....Applicant

Versus

IGP KPK & others.....Respondents

AFFIDAVIT

I, **Anwar Zeb Ex-Constable No 152, District Police Bannu R/o Hibak Sherza Khan Kotka Doulat Khan Surani Bannu**, do hereby solemnly affirm and declare that the contents of the accompanying **Application** true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



DEPONENT

Identified By:



**BASHIR KHAN WAZIR
Advocate, Peshawar**



3/1/2024

DISCIPLINARY ORDER

This order of the undersigned will dispose of the departmental proceedings against Constable Anwar Zeh No. 152, under Police Rule 1975 (As amended vide Govt. of Khyber Pakhtunkhwa Gazette Notification of even No: dated 27th of August 2014) by issuing charge sheet and statement of allegations to him for committing the following commissions/omissions:

That reportedly Constable Anwar Zeh No. 152 while posted to PS Saddar deliberately absented himself from official duty without any sanctioned leave or prior permission of the competent authority w.e.f 04/07/2022 to 23.11.2022 (Total 04 Months, 21-days) vide DD No. 23, dated 23.11.2022 PS Saddar.

Charge sheet and statement of allegation were issued to him and DSP/HQrs. Bannu was appointed as Enquiry Officer to hold a regular departmental enquiry under Police Rule 1975 (As amended vide Govt. of Khyber Pakhtunkhwa Gazette Notification of even No: dated 27th of August 2014). The Enquiry Officer submitted findings reports vide letters No. 03/1Q dated 20.01.2023 and reported that the said official has been called/summoned time and again through SIO PS Basin Khel and also through his personal contact number 0336-7261450 to submit the reply of Charge Sheet but failed to do so till date and intentionally does not submit the reply to Charge Sheet. Therefore, the allegations leveled against the accused official have been proved and he is recommended for "Major Punishment, placed at file."

Keeping in view of the above, the undersigned meticulously perused all the relevant record, enquiry report and other circumstances of the case come to the conclusion that allegations leveled against the said official have been proved. He is a habitual absentee and did not take interest in duty. Therefore, Ex-parte action has been taken against him. Hence, I, Dr. Muhammad Iqbal, District Police Officer, Bannu, in exercise of the power vested in me under Police Rule 1975 (As amended vide Govt. of Khyber Pakhtunkhwa Gazette Notification of even No: dated 27th of August 2014) hereby awarded him Major Punishment of "Dismissal from Service" with immediate effect.

OB No. 108
Dated: 26 10/11/2023

(Dr. MUHAMMAD IQBAL)PSP
District Police Officer,
Bannu.
Tel: 0928-9270038
Fax :0928-9270045
Email: drmuhammad2@gmail.com

No. 278 /SRC dated Bannu, the 26 11/2023.

ATTESTED
Bashir Khan Wazir S/C 09-2053
ADVOCATE
High Court Peshawar

Copy of above for necessary action to:

1. Pay Officer, SRC, OHC
2. ✓ Fauji Misal Clerk along with enquiry file for placing it in the Fauji Missal of the concerned official.

بیت نبی محمد صاب علیہ السلام

دعوت برادر دینے جانے نقول چارہ تبت
شوکاز نوکس . Allegations . دیکھت نوکس
کارروئی بابت برخواست کرنے از ملازمت سائل

نبی بمسائل، گزاشت جب ذیل ہے

۱۰ ایکہ سائل انورزیب خان بیٹ نمبر ۱۵۲۱ کھپولیس میں
تعمیرت تھا .

۲۰ ایکہ سائل کو ملازمت سے برخواست کیا گیا ہے

۳۰ ایکہ سائل کو مذکورہ نقول کا استدھروت ہے

کسبہ استحقاق ہے سائل کو مذکورہ

نقول دینے کا حکم صادر فرمادیں عرضہ ۱۱/۲۱
۲۰۲۳

انورزیب خان سائل

Amir

ATTESTED
Bashir Khan Wani
ADVOCATE
High Court Peshawar

(170)

CHARGE SHEET:

I, Dr. MUHAMMAD IQBAL, District Police Officer, Bannu, as competent authority, hereby charge you, FC Anwar Zeb Nol. 152 while posted to PS Saddar Bannu for the purpose of departmental enquiry proceedings as follows:-

- That as per report of DSP/HQrs: you have deliberately absented yourself from Govt: duty without any sanctioned leave or prior permission of the competent authority w.e.f 04.07.2022 to 23.11.2022 (Total 04-months, 21days, 17hrs & 30 minutes) vide DD No. 23, dated 23.11.2022 PS Saddar.
- Such act on your part is against service discipline and amounts to gross misconduct.

1. By reason of the above you appear to be guilty of misconduct under the Police Rules 1975 (As amended vide Khyber Pakhtunkhwa gazette Notification of even No. 27th of August 2014) and have rendered yourself liable to all or any of the penalties specified in the said rules.

2. You are therefore, directed to submit your defense within 07 days of the receipt of this Charge Sheet to the enquiry officer.

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

4. You are directed to intimate whether you desire to be heard in person

5. A statement of allegation is enclosed.

(Dr. MUHAMMAD IQBAL)PSP
District Police officer,
Bannu.

NO = 2219 / R-HQ.
09-01-2023.

Dismissed from service

ATTESTED
Bashir Khan Wazir B/09/09/2053
ADVOCATE
High Court Peshawar

میں نے عدالت خود چارج شیٹ وصول کی .

لو الوند زبیر ولد عباس خان ستمبر کو تکہ روایت خان سرور

11151-0517062-7
0032-9742968

[Signature]

ضابطہ؟

کنٹریبل الوند زبیر 152 پر عدالت خود

چارج شیٹ تقسیم کیا گیا۔ اور عدالت

کے لئے رقم (7) لاکھ سے اندر اندر جواب تحریر

کے داخل دفتر کریں۔ بعد میں دیکھ

بذکرہ کنٹریبل کے ذریعہ بد طرفہ کارروائی

عمل میں رہا ہے۔ سرور کے پاس

[Signature]
152-140
152-01-023

ATTESTED
Bashir Khan Wazir
ADVOCATE
High Court Peshawar