



OFFICE OF THE
DISTRICT POLICE OFFICER,
SOUTH WAZIRISTAN TRIBAL DISTRICT.
Tel: 0963 510999 Fax No. 0963 510331

No. 15 / Legal SWTD Dated the 8 / 01/2024.

To.

The Registrar,
Honourable Service Tribunal,
Khyber Pakhtunkhwa,
Peshawar.

SUBJECT:

ORIGINAL SERVICE RECORD/DEPARTMENTAL INQUIRY AS WELL AS POLICE AND JUDICIAL RECORD OF FIR NO 48, IN SERVICE APPEAL NO. 450/2022 AND 451/2022.

Memo:

Kindly refer to Honourable Service Tribunal Camp Court Dera Ismail Khan's order sheet dated 20-12-2023 in the subject service appeals.

The original service record/departmental inquiry of Ex-Constable Shaikh Qanoon and Ex-Constable Asif Khan along with Judicial as well as Police files of case FIR No.48 dated 08-05-2020 under Section 221 PPC/118 Police Station Wana is submitted as directed.

It is requested that the original Service record and criminal case record may kindly be returned to this office after the needful.

Your Humble Respondent


**District Police Officer,
South Waziristan Tribal District. (Upper)**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

**Khyber Pakhtukhwa
Service Tribunal**

Service Appeal No.450/2022

**Khyber Pakhtukhwa
Service Tribunal**

Diary No. 10683

Diary No. 10683

Dated 19-1-2024

Shaikh Qanoon

Dated 19-1-2024 (Petitioner)

Versus

Provincial Police Officer and others

... (Defendants)

INDEX

S.No	Particular of the documents	Annexure	Page
1.	Show Cause Notice		1
2.	Charge Sheet		2
3.	Statement of Allegation		3
4.	Show Cause Reply		4
5.	Shaikh Qanoon Statement		5
6.	SHO Wana Statement		6
7.	Finding Report , SDPO Wana		7
8.	DPO SWTD Office Order		8
9.	Para wise Comments		9
10.	Office Order RPO		10
11.	Departmental Appeal to PPO		11
12.	Application to PPO		12.13
13.	Revision Petition		14
14.	Affidavit		15
15.	IGP Office Order		16
16.	FIR No. 48		17
17.	Peshawar High Court DIK Bench Judgment		18

Dated: ____/12/2023.

15-1-24
D-I-Khan

[Signature]

Sup. Investigator of Police
Investigation SWTD
101-2953832-9

Your Humble Respondent

SHOW CAUSE NOTICE.

1. SHAUKAT ALI District Police Officer, South Waziristan Tribal District As Competent Authority Under Khyber Pakhtunkhwa Police Rules 1975 with Amendments- 2014. You Constable Sheikh Qanoon rendered yourself to be liable to be proceeded under Khyber Pakhtunkhwa, Police Rules 1975 for the following misconduct that:-

According to report you Constable Sheikh Qanoon while posted as Traffic Police Wana confiscated Hasheesh from the position and sold instead of giving it in Police Custody/Deposited to relevant Department for which you were placed under Suspension and closed to Police Line for Departmental Proceeding this shows your inefficiency, lack of interest in discharge of your responsibilities thus liable to be taken under consideration under Khyber Pakhtunkhwa Police Rule 1975 Amendments 2014.

2. That by reason of above, as sufficient material is placed before the under designed. Therefore, it is decided to proceed against you in general police proceeding without aid of enquiry Officer.
3. That the misconduct on your part is prejudicial to good order of discipline in the Force.
4. That your retention in the Police Force will amount to encourage inefficient and unbecomming of good Police Officers.
5. That by taking cognizance of the matter under enquiry, the under designed as Competent Authority under the said rules, Proposes stern action against you by awarding one or more of the kind punishment as provided in the rules.
6. You are, therefore called upon to show cause as to why you should not be dealt strictly in accordance with the Khyber Pakhtunkhwa, Police Rules 1975 for the misconduct referred to above.
7. You should submit your reply to this show cause notice within 07 days of the receipt of the notice failing which an ex-parte action shall be taken against you.
8. You are therefore directed to inform the underdesigned that you wish to be heard in person or not.
9. The Grounds of action are mentioned vide above.

(SHAUKAT ALI)
District Police Officer
South Waziristan Tribal District

Received
[Signature]

ATTESTED
[Signature]
Superintendent of Police
Investigation SWTD

Nil File

2
B
A

CHARGE SHEET.

WHEREAS, I, am satisfied that a formal enquiry contemplated under Khyber Pakhtunkhwa Police Rules 1975 with amendment 2014 is necessary and expedient.

AND WHEREAS, I am of the view that the allegation(s) if established would call for a Major Penalty including Dismissal From Service as defined in Rules (4) (i) (b) of the aforesaid Rules.

AND THEREFORE, as required by Police Rules 6 (a) of the aforesaid Rules, I, Mr. SHAUKAT ALI, District Police Officer South Waziristan Tribal District being a competent authority hereby charge you Constable Sheikh Qanoon with the misconduct on the basis of statement of allegation attached to this Charge Sheet.

AND hereby direct you further under rule 6(b) of the said rules to put in written defence within Seven (7) days of receipt of this Charge Sheet as to why the proposed action should not be taken against you and also state that the same time whether you wish to heard in person or otherwise.

In case your reply is not received within the prescribed period, without sufficient cause, it would be presumed that you have not defense to offer and ex-parte action proceedings will be initiated against you.



(SHAUKAT ALI)
District Police Officer
South Waziristan Tribal District

ANESIEP
Superintendent of Police
Investigation SWTD


NMD FIVE



STATEMENT OF ALLEGATION.

According to report you Constable Sheikh Qanoon while posted as Traffic Police at Wana Bazar confiscated Hasheesh from the position and sold instead of giving it in Police Custody/Deposited to relevent Department for which you were placed under Suspension and closed to Police Line for Departmental Proceeding this shows your ineffiency, lack of interest in discharge of your responsibilities thus liable to be taken under consideration uder Khyber Paukhtunkhuwa Police Rule 1975 Amendments 2014.

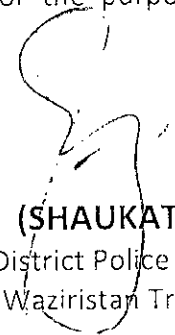
Hence the statement of allegation.


(SHAUKAT ALI)
District Police Officer
South Waziristan Tribal District

No. 807 /PA, Dated SWTD the 02/04/2020.

Copy to the:-

1. Mr.Said Marjan Head Quarter DSP is nominated an Enquiry Officer for initiating proper departmental proceeding against the defaulter under Provision of KPK Police Rules 1975 and submit findings report within stipulated period as per prescribed rules.
2. Constable Sheikh Qanoon with the direction to appear before the Inquiry Officer on the date, time and venue fixed by the Inquiry Officer for the purpose of enquiry proceedings.


(SHAUKAT ALI)
District Police Officer
South Waziristan Tribal District

ARRESTED
10.11.20
Superintendent of Police
Investigation Section

NMD File

محکمہ صحت پنجاب P.O. سادکو وزیرستان ڈسٹرک ٹریٹمنٹ ڈسٹرک

صحت عالی

گزارش ہے کہ عوام شو کاز نوٹس جوائن معروضی ہوں۔ کہ میں ایک ٹریٹمنٹ سٹاف میں
 تعینات تھا۔ اور اپنی ڈیوٹی پر موجود تھا۔ خواہاں سورس کی فقیہ اور عصریہ انفارمیشن پر
 صورف $\frac{3}{2020}$ کو بھی عمر سکے ڈنگر آڈا سے 12 کلوگرام چرس برآمدی۔ اور غیر ضروریہ کو
 تحویل میں لیا۔ تو ضروریہ سورس نے آگاہ کیا۔ کہ اس برآمدگی کو فقیہ رکھا جا۔ اور شو
 نہ کریں۔ تو $\frac{2}{3}$ دن بعد منشیات کی بڑی تعداد جیسے ایک ڈرام آئس اور 100 کلوگرام
 چرس شامل ہے۔ کی برآمدگی ممکن ہو سکتی ہے۔ تو من آئی اور ~~چراغ~~ ہمراہ نکالی نے
 مشورہ کیا۔ کہ اگر دوسری برآمدگی ہوگی۔ تو ڈیڑھ ایکریل خان روینج کی بہت بڑی کامیابی
 ہوگی۔ جس سے پولیس کی نیک نامی ہوگی۔ اسی وجہ سے 12 کلوچرس کی برآمدگی کے بارے
 کا سوئی رکھی گئی۔ اور صورف $\frac{3}{2020}$ کو آفسران باہر کے احکام ملنے پر 12 کلوگرام
 چرس SHO تھانہ خان عثمان خان کے حوالے کر دیا۔ جو ریکارڈ پر موجود ہے۔

الی جاہ۔ درجہ باہر امور کے پیش نظر ہر قسم کا اعتبار دینے کو تیار ہوں۔ اس میں
 سنا ایک نے صرف بڑی کاروائی کے حصول کیلئے وقتی طور پر خاموشی رکھی اس میں میری
 اور میرا عملہ کی کوئی بددیانتی شامل ہے۔ جملہ حالات کے پیش نظر پولیس کی بڑی
 کاروائی کے ذریعے نیک نامی کا حصول تھا۔ اس ضمن میں نہ تجربہ کاروں اور تالان سے
 ناواقفیت کا عنصر ہر سکتا ہے۔ لیکن کسی قسم کی بددیانتی شامل ہے۔
 اپنی صفائی میں ہر قسم کا اعتبار دینے کو تیار ہوں۔ استدعا ہے کہ شو کاز نوٹس
 داخل دفتر نہ فرمایا جاوے۔

دستخط
 مشتعل خان
 مشتعل خان

AUG 20 2020
 Superintendent of Police
 District Swat

NMD File

بیان آزیں شیخ مائون کنسٹیبل عالی پولیس لائین جنرل وزیرستان
جناب عالی! قبل آزیں جناب کی طرف سے شکر کارڈ لوٹس من کنسٹیبل کے
جاری ہوا تھا جس پر من کنسٹیبل نے جواب اندر معیار حاصل کیا جو آپ
کی طرف چارج شیٹ الیکیشن جاری ہوا ہے
جواباً معروض ہوں!

کہ مورخہ 03/08 کو مسمی عمر سکینہ انکورارڈہ سے 12 کلو چرس برآمد کی اور
اس چرس برآمد ہونے والے شخص سے معلومات ہوئی کہ فزید بھ 100 کلو چرس
اور ایک ڈرم آگس برآمد ہو سکتی ہے لیکن فی الحال اس کو سینہ راز میں رکھا
جائے۔ فزید چرس برآمد کی اور آگس جیسے خطرناک ڈرگ کیلئے ہم نے دن رات
اپنی محنت جاری رکھی تاکہ فزید برآمد کی ہو سکے اور محکمہ پولیس کا نام روشن
ہو سکے اور علاقہ بڑی تباہی سے بچ سکے۔

چونکہ ہم ٹرین نہیں ہیں اور محکمہ پولیس کی پروفیشنل ٹریننگ الیہ تک
ہم نہیں حاصل کر چکے ہیں اور نہ ہی ہم کیس کی نوعیت جانچ سکے جس میں ہم کو
قدری طور پر افسران بالا کو بتانا چاہیے تھا لیکن اللہ گواہ ہے اس میں ہماری
کوئی بد نیتی شامل نہیں تھی اور نہ ہی کسی قسم کی لالچ تھی کیونکہ مورخہ 03/10
کو ہم نے مذکورہ چرس عثمان SHO کے ذریعے کر دیا تھی۔

لیکن پھر بھی من سائل اپنی کوتاہی پر پشیمان ہے اور ان ٹرین ہونے کے
باعث فزید کوتاہی کا موقع نہیں دینا چاہتا اور سائل آپ جناب سے معافی چاہتا
ہے اور امید ہے کہ آپ جناب ہمیں معاف کر دیں گے۔
سائل تا حیات دعا گو رہے گا۔

العارض
شیخ مائون کنسٹیبل

Attest
Kil
Superintendent of Police
Investigation SWD.


NMD File

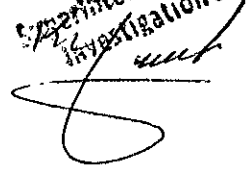
بیان از ان عثمان خان SAO کتان ولایت 21-4-20

نے بیان کیا ہے کہ 10/3 کو وزیر خدادادہ ما آلف خان نرسا کی کوشش سے ماٹون
نے کتانہ ولایت آر بیگ تھانہ 10/3 کو دیکھیں یہ کوشش کے حوالہ کی

اور ساتھ بیان کیا ہے کہ یہ جیسے انہوں نے بددوران کوششیں کیں بازار میں بند کر کے
انفارمیشن عمر نامی شخص سے۔ انکو راہگاہ سے پراہدگی تھی یہ جیسے صوبہ
10/3 کو عمر نامی شخص سے لوٹ پراہدگی فریڈ پراہدگی کی تھا طرہ جیسے اور
ملزم عمر کو صفائی لیں کوششیں نہ رکھے اس لیے یہ انفارمیشن مزید دینے
اور آئیں پراہدگی کی حوس امکان کو ظاہر ہے اور ملزم عمر بھی مزید
نہیں آتے ہیں جیسے کا افسر اور اتنی ہی تھا۔

XX جیسے کوشش کرنے وقت خوری طور پر صباب DPP کے نوٹس میں دیا
دیہ میں SAO نے علم نہیں۔


SAO / Katan
21-4-20

Arrested by
Superintendent of Police
Investigation SWTD


فائنڈنگ رپورٹ انکوآری بر خلاف FC شیخ قانون ٹریفک سٹاف وانا بازار SWTD

جناب عالی:-

بحوالہ چارج شیٹ معہ سمری آف الیکیشنز نمبر مورخہ 02.04.2020، مجاریہ جناب ڈسٹرکٹ پولیس آفیسر صاحب SWTD، انکوآری بر خلاف FC شیخ قانون متعینہ ٹریفک سٹاف وانا بازار SWTD، جو کہ بغرض انکوآری مجھے مارک کی گئی انکوآری عمل میں لاتے ہوئے معروض ہوں کہ

انکوآری کے سلسلے میں مذکورہ FC کو طلب کیا جا کر سنا گیا جس نے بیان کیا کہ مورخہ 08.03.2020 کو اسکی ٹریفک ڈیوٹی وانا بازار میں لگائی گئی تھی۔ جو کہ اسے بذریعہ سورس مصدقہ اطلاع موصول ہوئی۔ کہ مسمی عمر سکنا انگور اڈہ بڑی مقدمہ میں چرس سمگلنگ کرنے کی کوشش کر رہا ہے۔ جس پر مذکورہ FC معہ دیگر وزیر زادہ SI، SI آصف خان نے مذکورہ شخص سے منشیات 12 کلو قبضہ کر کے بعدہ مورخہ 10.03.2020 کو SHO عثمان خان تھانہ وانا کو حوالہ کی ہے۔ مذکورہ نے خود کو بے گناہ بتلایا۔ (بیان لف قابل ملاحظہ ہے)

جناب والا:-

در حقیقت حالات واقعات کچھ یوں ہیں کہ مذکورہ FC شیخ قانون ٹریفک ڈیوٹی پر وانا بازار میں موجود تھا جہاں پر SI وزیر زادہ جنرل ڈیوٹی، جبکہ SI آصف خان ٹریفک ڈیوٹی پر موجود تھے کہ اسی دوران بذریعہ مخبر اطلاع موصول ہوئی کہ مسمی عمر نامی شخص بڑی مقدار میں منشیات سمگل کرنے کی کوشش کر رہا ہے۔ جسکو بعدہ تینوں اہلکاروں نے ملکر حراست میں لیتے ہوئے اس سے تقریباً 25 کلو گرام چرس برآمد کی جو کہ انفارمیشن کے مطابق پڑوسی ملک افغانستان کی بیک شدہ معلوم ہوئی ہے۔ جو کہ بمطابق وزن کہیں زیادہ بھی ہو سکتی تھی۔ اسی طرح مسمی عمر سے مذکورہ بالا ملازمان نے 25 ہزار روپے نقد بھی قبضہ کر کے ہتھیائے۔ متذکرہ بالا ملازمان نے اسی دوران خاموشی اختیار کی اور اس بڑی کارروائی سے متعلق آفسران بالا کو آگاہی نہ دی۔ دراصل مذکورہ ملازمان رقم اور منشیات کو ہڑپ کرنے کی کوشش میں تھے۔ تاہم اس بابت بعدہ آفسران بالا کے نوٹس میں آنے پر متذکرہ بالا ملازمان نے کافی پس و پیش کے بعد مورخہ 10.03.2020 کو ساڑھے دس کلو چرس SHO عثمان خان تھانہ وانا کو حوالہ کی۔ حالانکہ متذکرہ بالا ملازمان اپنے بیان میں 12 کلو چرس کی حوالگی کا ذکر کرتے ہیں۔ جو کہ SHO عثمان خان کے بیان کے مطابق ساڑھے دس کلو چرس حوالہ کی گئی ہے۔

جناب عالی:-

اتنی بڑی مقدار میں منشیات کی برآمدگی اور مذکورہ بالا FC شیخ قانون معہ دیگر ملازمان کی طرف سے ہڑپ کرنے کی کوشش بعید از قیاس ہے۔ پولیس فورس جو کہ مذکورہ جرائم کے انسداد کیلئے بنائی گئی ہے اگر وہی پولیس اہلکاران از قسم کی کوتاہی اور منشیات فروشی کے دھندے میں ملوث ہو جائیں۔ تو اسکا محکمہ پولیس پر کتنا برا اثر پڑے گا۔ اور اس سے مزید فورس میں موجود اہلکاران کیا اثر لیں گے۔ اس سے ہم بہ خوبی واقف ہیں۔ مذکورہ FC شیخ قانون معہ دیگر ملازمان پر وینیشنل نہیں ہیں۔ لیکن ایک فورس میں نوکری پر معمور اہلکار اپنی ماہوار تنخواہ لینے اور منشیات ہڑپ کرنے پر تو سمجھتا ہے۔ تاہم قانونی کارروائی و گرفتاری سے متعلق ناواقفیت کا اظہار کرتا ہے۔ جو کہ یہ بات بعید از قیاس ہے۔ انکوآری سے مذکورہ FC شیخ قانون کو گناہ گار پاتے ہوئے مذکورہ کو Major Punishment دیے جانے کے ساتھ ساتھ Criminal Proceedings شروع کئے جانے کی سفارش کی جاتی ہے۔ مزید حکم آنجناب افضل ہو گا۔ اسقدر انکوآری رپورٹ مرتب ہو کر گزارش ہے۔

(سید مرزا خان)

SWTD وانا SDPO

ARRESTED
14.11.2020
Superintendent of Police
Investigation SWTD



OFFICE OF THE
DISTRICT POLICE OFFICER,
SOUTH WAZIRISTAN TRIBAL DISTRICT.

B

No. 847-52 / PA/SWTD

Dated 7/5/2020

ORDER

This order is passed today on 07-05-2020 to dispose of departmental proceedings initiated against Constable Sheikh Qanoon S.No. 1031 (under suspension) while posted as Traffic police Wana South Waziristan Tribal District.

Constable Sheikh Qanoon presently under suspension and closed to Police Line SWTD was charge sheeted under the Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) on the score of the following allegations:-

That you are posted in Traffic Police Wana confiscated Hasheesh from the position and sold instead of giving it in Police Custody/Deposited to relevant Department which shows your inefficiency, lack of interest in discharge of your responsibilities.

For conducting probe into the allegations leveled against Constable Sheikh Qanoon an enquiry of Mr. Said Marjan DSP Wana was constituted. The enquiry officer found the officer guilty as **Constable Sheikh Qanoon has confiscated Hasheesh in large amount and sold it instead of giving it in police custody, which creates bad image of Police Force the enquiry officer recommended him for major punishment alongwith criminal Proceeding .**

In the light of findings/recommendations of the Enquiry Officer and available record against Constable Sheikh Qanoon, **I, Shaukat Ali, District Police Officer, South Waziristan Tribal District** being competent authority, hereby imposes the major punishment "**Dismissal from service**" and a proper FIR u/s 9(D)CNSA shall be **registered by local police** with immediate effect.

Order announced.

(SHAUKAT ALI)

District Police Officer,
South Waziristan Tribal District

Endst: No. & date even.

Copy of the above is forwarded to the:-

1. Worthy Regional Police Officer, D I Khan Region for favour of information.
2. Deputy Superintendent of Police, Wana.
3. Accountant, EC, OASI for information and necessary action.
4. SHO PS Wana for further necessary action.
5. Official concerned.

(SHAUKAT ALI)

District Police Officer,
South Waziristan Tribal District

ATTESTED
Deputy Superintendent of Police
Investigation SWTD



OFFICE OF THE
DISTRICT POLICE OFFICER,
SOUTH WAZIRISTAN TRIBAL DISTRICT.

No. 247-52 / PA/SWTD

Dated 7 5 2020

ORDER

This order is passed today on 07-05-2020 to dispose of departmental proceedings initiated against Constable Sheikh Qanoon S.No. 1031 (under suspension) while posted as Traffic police Wana South Waziristan Tribal District.

Constable Sheikh Qanoon presently under suspension and closed to Police Line SWTD was charge sheeted under the Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) on the score of the following allegations:-

That you are posted in Traffic Police Wana confiscated Hasheesh from the position and sold instead of giving it in Police Custody/Deposited to relevant Department which shows your inefficiency, lack of interest in discharge of your responsibilities.

For conducting probe into the allegations leveled against Constable Sheikh Qanoon an enquiry of Mr. Said Marjan DSP Wana was constituted. The enquiry officer found the officer guilty as Constable Sheikh Qanoon has confiscated Hasheesh in large amount and sold it instead of giving it in police custody, which creates bad image of Police Force the enquiry officer recommended him for major punishment alongwith criminal Proceeding.

In the light of findings/recommendations of the Enquiry Officer and available record against Constable Sheikh Qanoon, I, Shaukat Ali, District Police Officer, South Waziristan Tribal District being competent authority, hereby imposes the major punishment "Dismissal from service" and a proper FIR u/s 9(D)CNSA shall be registered by local police with immediate effect.

Order announced.

(SHAUKAT ALI)
District Police Officer,
South Waziristan Tribal District

Endst: No. & date even.

Copy of the above is forwarded to the:-

1. Worthy Regional Police Officer, D I Khan Region for favour of information.
2. Deputy Superintendent of Police, Wana.
3. Accountant, EC, OASI for information and necessary action.
4. SHO PS Wana for further necessary action.
5. Official concerned.

(SHAUKAT ALI)
District Police Officer,
South Waziristan Tribal District

Att. EBT
W. J. ...
District Police Officer
South Waziristan Tribal District



OFFICE OF THE
DISTRICT POLICE OFFICER,
SOUTH WAZIRISTAN TRIBAL DISTRICT.

No. 847-52 / PA/SWTD

Dated 7/5/2020

ORDER

This order is passed today on 07-05-2020 to dispose of departmental proceedings initiated against Constable Sheikh Qanoon S.No. 1031 (under suspension) while posted as Traffic police Wana South Waziristan Tribal District.

Constable Sheikh Qanoon presently under suspension and closed to Police Line SWTD was charge sheeted under the Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) on the score of the following allegations:-

That you are posted in Traffic Police Wana confiscated Hasheesh from the position and sold instead of giving it in Police Custody/Deposited to relevant Department which shows your inefficiency, lack of interest in discharge of your responsibilities.

For conducting probe into the allegations leveled against Constable Sheikh Qanoon an enquiry of Mr. Said Marjan DSP Wana was constituted. The enquiry officer found the officer guilty as Constable Sheikh Qanoon has confiscated Hasheesh in large amount and sold it instead of giving it in police custody, which creates bad image of Police Force the enquiry officer recommended him for major punishment alongwith criminal Proceeding .

In the light of findings/recommendations of the Enquiry Officer and available record against Constable Sheikh Qanoon, I, **Shaukat Ali, District Police Officer, South Waziristan Tribal District** being competent authority, hereby imposes the major punishment "Dismissal from service" and a proper FIR u/s 9(D)CNSA shall be registered by local police with immediate effect.

Order announced.

(SHAUKAT ALI)
District Police Officer,
South Waziristan Tribal District

Endst: No. & date even.

Copy of the above is forwarded to the:-

1. Worthy Regional Police Officer, D I Khan Region for favour of information.
2. Deputy Superintendent of Police, Wana.
3. Accountant, EC, OASI for information and necessary action.
4. SHO PS Wana for further necessary action.
5. Official concerned.

(SHAUKAT ALI)
District Police Officer,
South Waziristan Tribal District

ARRESTED
Kij
Superintendent of Police
Investigation SWTD

OFFICE OF THE
DISTRICT POLICE OFFICER,
SOUTH WAZIRISTAN TRIBAL DISTRICT.

No. 1886 /EC/SWTD

Dated 24/09/2020

To,

The Regional Police Officer,
DI Khan Region.

Subject:-

DEPARTMENTAL SERVICE APPEAL

Memo:-

Kindly refer to your office endrst:- No. 2466/ES dated 10-06-2020, No. 2465/ES, dated 10.06.2020 and No. 2464/ES, dated 10.06.2020 on the subject cited above.

It is submitted that para wise comments and complete service record in respect of the following Ex-Police Officials of this district is enclosed herewith for further necessary action as desired please.

1. Ex- Asi Wazir Zada.
2. Ex-Constable Sheikh Qanoon.
3. Ex-Constable Asif Khan.

District Police Officer
South Waziristan Tribal District.

ACCEPTED
12/10/20
Superintendent of Police
Investigation SWTD

PARA WISE COMMENTS ON THE DEPARTMENTAL SERVICE APPEAL OF APPELLANT WAZIR ZADA

1. The appellant was absorbed in Police Force vide Home & Tribal Affairs Department Government of Khyber Pakhtunkhwa Notification No.1004-15, dated 10.04.2020 at S.No. 87 attached at F/A.
2. The appellant was involved in Case FIR No. 48, dated 08.05.2020 u/s 9(D) CNSA Read with 406 PPC PS Wana. Proper departmental enquiry was conducted against the appellant and he was found guilty of gross misconduct. Proper opportunity was provided to the appellant to defence. But he was failed to defend. So he was awarded Major punishment of "Dismissal from Service" vide this office order No. 841-46/PA, dated 07.05.2020 attached at F/B.
3. Not Relates.
4. Not Relates.
5. Not Relates.

PARA WISE COMMENTS ON THE DEPARTMENTAL SERVICE APPEAL OF APPELLANT SHEIKH QANOON.

1. The appellant was absorbed in Police Force vide Home & Tribal Affairs Department Government of Khyber Pakhtunkhwa Notification No.1004-15, dated 10.04.2020 at S.No 1030 attached at F/C .
2. The appellant was involved in Case FIR No. 48, dated 08.05.2020 u/s 9(D) CNSA Read with 406 PPC PS Wana. Proper departmental enquiry was conducted against the appellant and he was found guilty of gross misconduct. Proper opportunity was provided to the appellant to defence. But he was failed to defend. So he was awarded Major punishment of "Dismissal from Service" vide this office order No. 847-52/PA, dated 07.05.2020 attached at F/D.
3. Not Relates.
4. Not Relates.
5. Not Relates.

PARA WISE COMMENTS ON THE DEPARTMENTAL SERVICE APPEAL OF APPELLANT ASIF KHAN

1. The appellant was absorbed in Police Force vide Home & Tribal Affairs Department Government of Khyber Pakhtunkhwa Notification No. 392-402, dated 14.02.2020 at S.No. 384 attached at F/E .
2. The appellant was involved in Case FIR No. 48, dated 08.05.2020 u/s 9(D) CNSA Read with 406 PPC PS Wana. Proper departmental enquiry was conducted against the appellant and he was found guilty of gross misconduct. Proper opportunity was provided to the appellant to defence. But he was failed to defend. So he was awarded Major punishment of "Dismissal from Service" vide this office order No 853-58/PA, dated 07.05.2020 attached at F/F.
3. Not Relates.
4. Not Relates.
5. Not Relates.

Accepted
Kijani
Superintendent of Police
Investigation SWTD

(Signature)
(SHAUKAT ALI)
District Police Officer
South Waziristan Tribal District.

PARA WISE COMMENTS ON THE DEPARTMENTAL SERVICE APPEAL OF APPELLANT SHEIKH QANOON

The appellant was absorbed in Police Force vide Home & Tribal Affairs Department Government of Khyber Pakhtunkhwa Notification No.1004-15, dated 10-04-2020 at S.No.1030.

The appellant was involved in Case FIR No. 48, dated 08-5-2020 u/s 9 (D) CNSA Read with 406 PPC PS Wana. Proper departmental enquiry was conducted against the appellant and he was found guilty of gross misconduct. Proper opportunity was provided to the appellant to defence but he was failed to defend. So he was awarded Major punishment of "*Dismissal from Service*" vide this office order No. 847-52/PA, dated 07.05.2020.

(SHAUKAT ALI)
District Police Officer
South Waziristan Tribal District.

Affirmed
Kij
Superintendent of Police
Investigation SWTD



246
25-1-2021

OFFICE OF THE
REGIONAL POLICE OFFICER
DERA ISMAIL KHAN
REGION



C

No. 215 /ES, Dated DI Khan the 12/01/2021

ORDER

This order is aimed to dispose of the departmental appeal of Ex-Constable Sheikh Qanoon No.1031 of District Police SWTD against the Major Punishment order i.e. Dismissal from Service by DPO SWTD vide No.847-52/PA/SWTD dated 07.05.2020, on the score of following allegations:

Facts of the case are that he while posted in Traffic Police at Wana Bazar recovered Hashish from the possession of accused and sold the same instead of giving it in Police Custody/Deposited to relevant department which shows his inefficiency, lack of interest in discharge of his responsibilities.

He was issued charge sheet and proper departmental proceedings was initiated against him. Enquiry into the matter was conducted by Mr. Said Marjan DSP Wana. The enquiry officer found the defaulter Constable guilty as he has recovered Hashish in large amount and sold it instead of giving it in Police custody, which creates bad image of Police Force. The enquiry officer recommended him for major punishment alongwith criminal proceeding. Hence, DPO SWTD has passed the order dated 07.05.2020.

He preferred an appeal to the undersigned on 05.06.2020 against the order of DPO SWTD. His appeal was sent to DPO SWTD for comments and to provide his service record vide this office Endst: No. 2464/ES dated 10.06.2020. DPO SWTD vide his office memo: No. 1686/EC/SWTD dated 24.09.2020 has furnished the comments on the subject appeal.

The undersigned perused the file of the appellant thoroughly as well as heard him in person in Orderly Room dated 03.11.2020. As per findings report of Inquiry Officer, the appellant recovered Hashish in large amount and sold it instead of giving it in Police custody which creates of bad image of Police force and the enquiry officer recommended him for major punishment alongwith criminal proceedings. A criminal case vide FIR No.48 dated 08.05.2020 u/s 9(D) CNSA read with 406 PPC PS Wana also registered against him and pending trial before the Court of law.

Therefore, I, **YASEEN FAROOQ**, Regional Police Officer, Dera Ismail Khan, in exercise of the powers conferred upon me under Rule-11(4)(a) of Police Rules 1975 amended 2014, uphold the Major punishment of Dismissal from Service awarded by DPO SWTD and his appeal is hereby **rejected being meritless**.

(YASEEN FAROOQ) PSP
REGIONAL POLICE OFFICER
DERA ISMAIL KHAN

(YASEEN FAROOQ) PSP
REGIONAL POLICE OFFICER
DERA ISMAIL KHAN

Appointed of Police
Investigation SWTD

Spl
for further NA

DPO SWTD
20/1/21

No. 216 /ES
Copy of above is sent to the DPO SWTD alongwith service records w.r.t
his office memo: No. 1686/EC/SWTD dated 24.09.2020.

OB. NO - 145
25-03-2021

26/01/2021

302-4523732

BEFORE THE WORHTY PROVINCIAL POLICE OFFICER, KHYBER
PAKHTUNKHWA PESHAWAR

(11)

THROUGH: "PROPER CHANNEL"

SUBJECT: DEPARTMENTAL APPEAL IN CONNECTION TO THE DISMISSAL ORDER OF
EX- FC SHEIKH QANOON BELT NO. 1031.

Respected Sir,

It is submitted that I want to draw your kind attention towards the following points for your kind and sympathetic consideration.

1. The applicant was posted in traffic police of District Wana and on the date 08.03.2020, the applicant was busy in routine duty as usual.
2. Upon information about 12 kg hashish kept by one Umar, the applicant along with other colleague contingent recovered the same from the possession of the said Umar.
3. Meanwhile, the said Umar revealed that huge quantity of drugs including a drum full of Crystal methamphetamine (ice) and 100 kg of Hashish was about to be smuggled in few days and recovery of which would be a great progress which would create a good image for police.
4. The said Umar told that this recovery would be possible only if the recovered 12 kg Hashish was kept secret and did not expose.
5. The applicant, with good will, kept it secret with the high-ups and handed over the confiscated Hashish to Usman: SHO PS Wanna on 10.03.2020.
6. A complaint was submitted to DPO South Waziristan regarding the matter with false allegations of selling the recovered Hashish, upon which the applicant was preceded departmentally and later on dismissed from service. An FIR No. 48 dated 08.05.2020 u/s 9(D) CNSA/ 406 PS SWTD was also lodged against the applicant which is pending trial before the court of Law.
7. The applicant submitted an appeal before Regional Police Officer Dera Ismail Khan who also enacted the dismissal orders of the applicant.

Sir, the applicant has submitted this Appeal before your majesty with a request that conduct of the applicant was purely based on good will for the department and not for personal interest. The applicant may please be heard and orders be issued for the cancellation of FIR against the applicant and reinstatement of the said in police department. The applicant can also produce his witness in this regard before your good honor.

Regional Police Officer, Peshawar
(Secretariat)

By: 173

Date: 29/01/21

Yours sincerely

Ex- FC Sheikh Qanoon# 1031
Mob: 03024523732

S
17/01/21

AS
29/01/21

AS
29/01/21

Filed
Khyber Pakhtunkhwa
Investigation SWTD

بخدمت جناب ڈپٹی انسپکٹر جنرل آف پولیس ریج ضلع ڈیرہ اسماعیل خان۔

(12)

جدید محکمانہ اپیل برخلاف حکم برخاستگی مجریہ جناب محترم ڈسٹرکٹ پولیس آفیسر ضلع ساؤتھ وزیرستان مورخہ 07/05/2020 جس کی رو سے من اپیلانٹ کو ملازمت سے برخاست کیا گیا

استدعا اپیل:

بمنظوری اپیل ہذا حکم برخاستگی جناب محترم ڈسٹرکٹ پولیس آفیسر ضلع ساؤتھ وزیرستان مورخہ 07/05/2020 کو منسوخ و کالعدم قرار دیا جا کر من اپیلانٹ کو اپنی ملازمت پر بحال کرنے کا حکم صادر فرمایا جاوے تاکہ قانون اور انصاف کے تقاضے پورے ہو سکیں۔

جناب عالی!

- (1) اپیلانٹ عاجزانہ طور پر ذیل اپیل پیش کرتا ہے۔
یہ کہ من اپیلانٹ بطور کنسٹیبل بیلک نمبر 1031 اپنی ڈیوٹی محکمہ پولیس میں سرانجام دے رہا ہوں اور اپنی ڈیوٹی انتہائی محنت اور ایمانداری سے سرانجام دے رہا تھا۔ کبھی اپنے افسران بالا کو معمولی شکایت کا موقع نہیں دیا ہے۔
- (2) یہ کہ ڈسٹرکٹ پولیس آفیسر ضلع ساؤتھ وزیرستان نے من سائل کو الزام بابت "امانت میں خیانت" کی نسبت مقدمہ نمبر 48 مورخہ 11/03/2020 جرم زیر دفعہ PPC 406, And 9(D) CNSA برخلاف اپیلانٹ چاک کی۔ جس نسبت من اپیلانٹ نے باقاعدہ جواب دی کی۔ ثبوت موجود ہے۔
- (3) یہ کہ بعد از اب من اپیلانٹ عدالت سے ضمانت پر بری ہو چکا ہوں اور من اپیلانٹ کے خلاف کسی قسم جرم ثابت نہیں ہوا ہے۔ ثبوت میں عدالت عالیہ پشاور ہائی کورٹ کا حکم لفظ ہے۔
- (4) یہ کہ از روئے قانون، من اپیلانٹ اپنی ملازمت پر بحال ہونے کا اہل ہے جو کہ آنجناب سے ہمدردانہ طور پر مستعدی ہوں کہ من اپیلانٹ امانت کو اپنی ملازمت پر تمام مراعات کیساتھ بحال کیا جانے کا حکم صادر فرمایا جاوے اور من اپیلانٹ کے خلاف تمام الزامات کو داخل دفتر فرمایا جاوے۔
- (5) یہ کہ من اپیلانٹ ایک غریب خاندان سے تعلق رکھتا ہوں۔ جس کی کفالت کا انحصار من اپیلانٹ کی ماہانہ تنخواہ پر ہے۔ اس لئے من اپیلانٹ انسانی ہمدردی کے تحت اپنی ملازمت پر بحال ہونے کا حقدار ہوں۔
- (6) یہ کہ اپیل ہذا اندر معیاد اور قابل پذیرائی ہے۔

NMD File

Attest
The
Inspector of Police
Tribunal
Tribunal

(7) یہ کہ آخر میں من اپیلانٹ یہ استدعا کرتا ہوں کہ آنجناب میری فریاد اپیل سننے کے لئے ملاقات کا شرف بخشیں تاکہ من اپیلانٹ زبانی طور پر بھی اپنی بے گناہی کی وضاحت / تفصیل پیش کر سکوں۔ لہذا استدعا ہے کہ بمنظوری اپیل ہذا حکم برخواستگی اپیلانٹ از ملازمت مجاریہ جناب محترم ڈسٹرکٹ پولیس آفیسر صاحب ضلع ساؤتھ وزیرستان مورخہ 07/05/2020 نمبر 847-52/PA/SWTD کو کالعدم و منسوخ قرار دیا جا کر من اپیلانٹ کو اپنی ملازمت پر دوبارہ بحال کرنے کا حکم صادر فرمایا جاوے۔ دعا گور ہونگا۔

مورخہ 106/2020 کس

شیخ قانون کنسٹیبل بیلٹ نمبر 1031 حال متعینہ ٹریفک پولیس وانا
 ---- (اپیلانٹ)

موبائل نمبر: 4523731-0302

Nos 2464 /ES
 dt- 10-06-2020
 DPO/SWTD

بیان حلفی

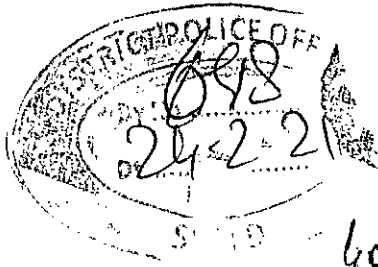
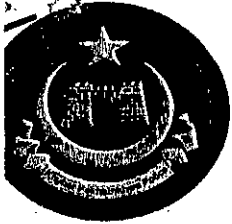
حلفاً بیان کرتا ہوں کہ جملہ مراتب اپیل ہذا

تاحد علم و یقین درست و صحیح ہیں اور تمام امور سچ پر مبنی ہیں۔
 کوئی امر آنجناب سے مخفی و پوشیدہ نہ رکھا ہے۔
 شیخ قانون - (اپیلانٹ) - Norm

For comments & to provide the service record and attested copy of punishment order to this office within 05 days, p.m.

Regional Police Officer
 Dera Ismail Khan

Attested
 ki
 Investigator SWTD



14

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

No. S/ 485 /21, dated Peshawar the 12/02 /2021.

To: The Regional Police Officer,
Dera Ismail Khan.

Office of The
Inspector General
of Police, D.I.Khan
Dy 541 /ES
Dt: 17-02-2021

Subject: REVISION PETITION.

Memo:

Enclosed please find herewith a revision petition submitted by Ex-FC Sheikh Qanoon No. 1031 of South Waziristan district Police for re-instatement in service, for recording of your Para-wise comments.

His service record alongwith copy of complete enquiry file may also be sent to this office as early as possible in connection with his revision petition.

It may please be clarified that weather he has instituted a service appeal in service Tribunal or otherwise.

(SYED ANIS-UL-HASSAN)

Registrar,

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

*in
file.
17/02*

NO. 744/ES dt. 17-02-2021

DPO/SINTD

*For comments & Return
alongwith his service record/
E-file and certificate Reg.
service appeal in service tribunal
within 05 days for onward
submission to CTO, Peshawar, P.*

10/2

*SRC - urgent, please
* 24/62*

*Accepted
Inspector General of Police
Peshawar*

*Regional Police Officer
DERA ISMAIL KHAN
16/2*

OFFICE OF THE
DISTRICT POLICE OFFICER,
SOUTH WAZIRISTAN TRIBAL DISTRICT.

Tel: 0963-510999 Fax:0963-510331

Dated 30/03/2021

No. 605 /SWTD

To,

The Regional Police Officer,
Dera Ismail Khan.

Subject:- **REVISION PETITION**

Memo:- Kindly refer to your office endrst:- N o. 744/ES, dated 17.02.2021 on the subject noted above.

It is submitted that parawise comments, service record and inquiry file etc in respect of Ex-FC Sheikh Qanoon No.1031 of South Waziristan is sent herewith for onward submission to CPO Peshawar please.


District Police Officer
South Waziristan Tribal District.

Accepted
Superintendent of Police
Dera Ismail Khan SWTD

قانونی خانوں

21708-6751923-1

قانونی خانوں

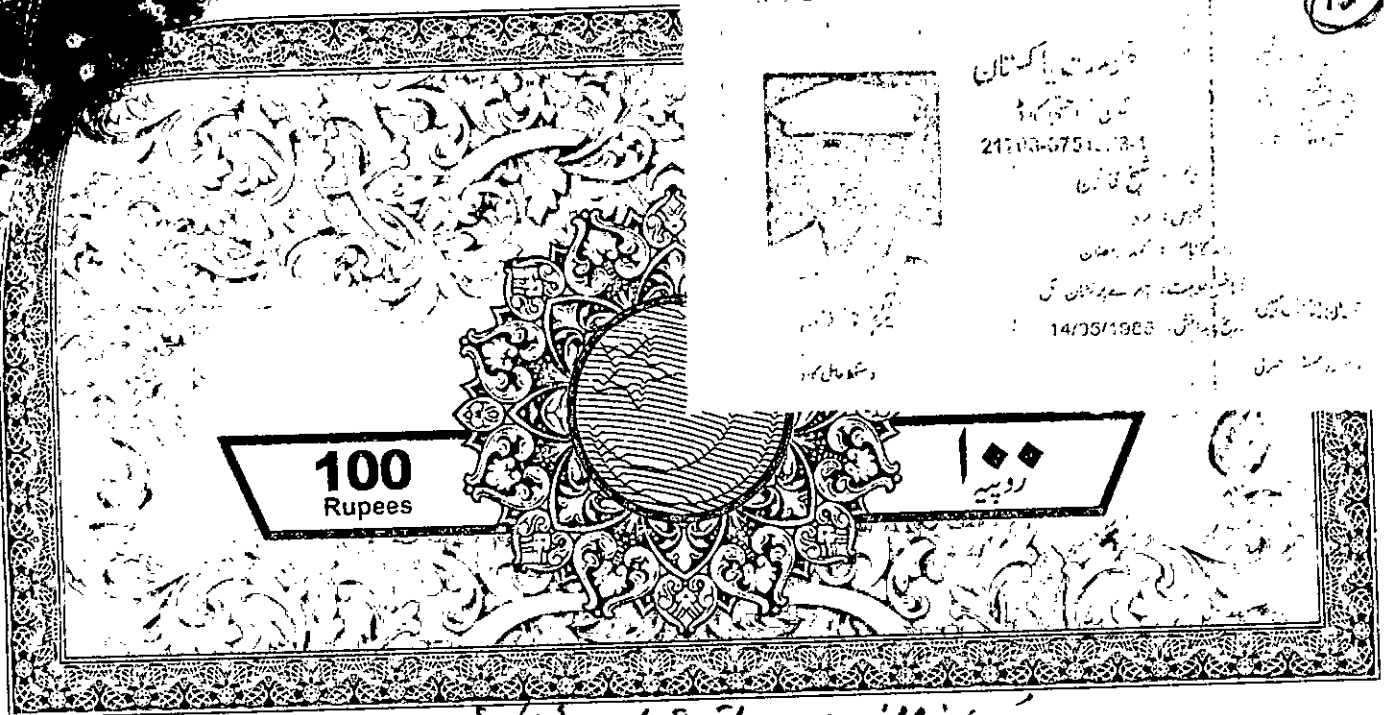
قانونی خانوں

قانونی خانوں

قانونی خانوں

قانونی خانوں

قانونی خانوں



بیان حلفی مابیت تصدیق سر شریف

مندرجہ ذیل شیخ قانون ولد محمد رفیقان قوم درویش تو ج میں بسکتہ کڑی کوٹ تحصیل وانہ ضلعہ ساڈوڑی
دریں وقت تعاقب میوش و دعوائں جنسہ خلفا بیان تحریر کر دیا بیوں کہ من داد نہ ہی الی پولیس
ملذرت کئی کسی بھی عدالت یا فورم یا فورم یا فورم دعویٰ دائر نہیں کیا ہے اور نہ ہی کسی عدالت
یا فورم یا فورم یا فورم دائر کیا ہے۔ صرف اور صرف انسپکٹر جنرل آف پولیس K.P.K کو
سجالی ملذرت پولیس بیان کیا گیا ہے۔ بیان حلفی میں کوئی دروغ گویا بیان نہیں کیا ہے۔
اسی بیان حلفی مابیت تصدیق سر شریف سند تحریر میں مندرج ہے

تاریخ 18/03/21

21708-6751923-1

Attest
Superintendent of Police
Amritsar, Punjab, S.Y.T.O

شیخ قانون ذکورہ بالا
[Signature]

[Signature]
Naseeb Ullah Mehsood
Advocate - High Court
Oath Commissioner Distt. Bar Tarn.



(16)

**OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.**

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-FC Sheikh Qanoon No. 1031. The petitioner was dismissed from service by District Police Officer, South Waziristan vide order No. 847-52/PA/SWTD, dated 07.05.2020 on the allegations that he while posted in Traffic Police at Wana Bazar recovered Hashish from the possession of accused and sold the same instead of giving it in Police custody/deposited to relevant department which shows his inefficiency, lack of interest in discharge of his responsibilities. A case vide FIR No. 48 dated 08.05.2020 u/s 9 (D) CNSA/406 PPC Police Station Wana was registered against him. His appeal was rejected by Regional Police Officer, D.I. Khan vide order No. 213-14/ES, dated 12.01.2021.

Meeting of Appellate Board was held on 26.01.2022 wherein petitioner was heard in person. Petitioner denied the allegations leveled against him.

Perusal of enquiry papers revealed that the allegations against the petitioner were proved during enquiry. Moreover, his case is also under trial in the court. The Board see no ground and reasons for acceptance of his petition, therefore, the Board decided that his petition is hereby rejected.

Sd/-

SABIR AHMED, PSP

Additional Inspector General of Police,
HQrs: Khyber Pakhtunkhwa, Peshawar.

No. SI/251-60/22, dated Peshawar, the 27/02/2022.

Copy of the above is forwarded to the:

1. Regional Police Officer, D.I. Khan. One Service Roll alongwith copy of complete enquiry file of the above named Ex-FC received vide your office Memo: No. 2974/ES, dated 12.07.2021 is returned herewith for your office record.
2. District Police Officer, South Waziristan.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.

(IRFAN TARIQ) PSP

AIG/Establishment,

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Accepted
for
Superintendent of Police
Investigation SWTD

قلم نمبر ۵۰۳۳ (۱)

ابتدائی اطلاعی رپورٹ

پولیس ایجنسی کے ذریعے

27

(نامیکل) ابتدائی اطلاع نسبت جرم قابل دست اندازی پولیس رپورٹ عدد ۱۵۴۲ بر ولو ۱۵۴۲ مجموعہ ضابطہ نو جداری

خلع ۵۱۱۷۱۱

تاریخ خریف و جمعہ ۲۷ مئی ۱۹۵۸ء

تاریخ خریف و جمعہ ۲۷ مئی ۱۹۵۸ء	تاریخ ۱۱ جولائی ۱۹۵۸ء
کے نام پر	کے نام پر
کے نام پر	کے نام پر
کے نام پر	کے نام پر
کے نام پر	کے نام پر
کے نام پر	کے نام پر
کے نام پر	کے نام پر
کے نام پر	کے نام پر

ابتدائی اطلاع نیچے درج کرو مضمون ۱۵۴۲ بر ولو ۱۵۴۲ مجموعہ ضابطہ نو جداری

میں نے اپنے دوست خدیفہ چوہدری کے پاس (۱۵۵۵) پر رپورٹ کیا کہ وہ ایک گاڑی میں بیٹھ کر

دوکان سے گزر رہا تھا کہ اسے ایک شخص نے گھر سے لے کر فرار کر لیا۔ یہ شخص

میں نے اسے پہچان لیا۔ اس کے بعد اس نے فرار کر لیا۔ اس کے بعد اس نے فرار کر لیا۔

میں نے اسے پہچان لیا۔ اس کے بعد اس نے فرار کر لیا۔ اس کے بعد اس نے فرار کر لیا۔

Handwritten signature and name: M. P. W. Jang

Attested
 Superintendent of Police
 Missions Station

ابتدائی اطلاعی رپورٹ

27

(فائنل) ابتدائی اطلاع نسبت جرم قاتل دست اندازی پولیس رپورٹ شدہ زیر عدد 107 مجموعہ ضابطہ فوجداری

خلق (S.I. 117)

تاریخ دریافت جرم 27 مارچ 1957ء 13:05ء

کے ایچ ڈی	13:05
مقام وقوع جرم	گالری فلائنگ ڈیو
کیس نمبر	406 - 157 (S.I.)
نوع جرم	موت اور زخمی کاری
مقام وقوع جرم	گالری فلائنگ ڈیو
مقام وقوع جرم	گالری فلائنگ ڈیو
مقام وقوع جرم	گالری فلائنگ ڈیو
مقام وقوع جرم	گالری فلائنگ ڈیو

ابتدائی اطلاع نیچے درج کرومیں
 گالری فلائنگ ڈیو میں ایک شخص (105) نے ایک شخص کو زخمی کر دیا۔
 زخمی شخص کو ہسپتال لے جایا گیا اور وہیں اس کی موت ہو گئی۔
 پولیس نے جرم کا سراغ لگانے کے لیے تھریفٹ جاری کیا۔
 تھریفٹ میں بتایا گیا کہ گالری فلائنگ ڈیو میں ایک شخص نے ایک شخص کو زخمی کر دیا۔
 زخمی شخص کو ہسپتال لے جایا گیا اور وہیں اس کی موت ہو گئی۔
 پولیس نے جرم کا سراغ لگانے کے لیے تھریفٹ جاری کیا۔

Ho P. Wang
 2-5-57

Accepted
 K. J.
 Superintendent
 Investigation, SWID

Judgment Sheet
PESHAWAR HIGH COURT, D.I. KHAN BENCH
(Judicial Department)

Cr.MB: No.169-D/2020 with
Cr.M. No.173-D/2020

Asif Khan & 02 others
Vs.
The State, etc.



JUDGMENT

For Petitioners: Mr. Asad Aziz Mehsood, Advocate.

For Respondent: Mr. Adnan Ali, Asstt: A.G.

Date of hearing: 21.5.2020.

SAHIBZADA ASADULLAH, J.- For reasons to be recorded later, this petition for post arrest bail is allowed and accused/petitioners Asif Khan, Wazirzada and Sheikh Qanoon, charged in case FIR No.48 dated 08.5.2020, registered under Section 9(d) CNSA read with Section 406 PPC at police station Wana South Waziristan Tribal District, are directed to be released on bail subject to furnishing bail bond in the sum of Rs:1,00,000/- (Rupees one lac) with two sureties, each in the like amount, to the satisfaction of learned Illaqa/Duty Judicial Magistrate.

Announced.
DI: 21.5.2020.
Kifayat/*

(S.D)

Hon'ble Mr. Justice Sahibzada Asadullah

JUDGE

1905
B.R.No. _____
Application Received on 21-5-20
Copying Fee deposited Rs. _____
No of Papers 2 pages
Copying Fee 04
Urgent Fee 08
Total Fee _____
Copy ready for delivery 21-5-20
Copy delivered on 21-5-20

Certified to be true & con.
21-05-2020

EXAMINED
Peshawar High Court Bench D.I. Khan
Judicial Department

(SHAUKAT ALI)
District Police Officer,
South Waziristan Tribal District

BEFORE THE JUDGE
DERA ISMAIL KHAN

Bail Petition No: 169/2020



1. **Asif Khan** son of Maamit Khan caste Wazir r/o WANA District South Waziristan Tribal District.
2. **Wazirzada** son of Ghulam Nabl caste Wazir r/o WANA District South Waziristan Tribal District.
3. **Sheikh Qanoon** son of Muhammad Ramzan caste Wazir r/o WANA District South Waziristan Tribal District.

..... Petitioners

VERSUS

1. The State
2. **Usman Khan**, SHO, Police Station WANA.

..... Respondents

CASE FIR NO. 48 DATED 08/05/2020 CHARGE U/S 9(D) CNSA READ WITH 406 PPC, REGISTERED AT POLICE STATION WANA SOUTH WAZIRISTAN TRIBAL DISTRICT.

PETITION FOR THE RELEASE OF THE PETITIONERS ON BAIL TILL THE FINAL DISPOSAL OF THE CASE.

Respectfully Sheweth:-

The Accused/Petitioners most respectfully submits as under:-

1. That the petitioners are accused in case FIR No. 48 dated 08/05/2020 u/s 9(D) CNSA read with 406 PPC registered at Police Station WANA South Waziristan Tribal District detail of allegations is fully described therein. Copy of the FIR along with better copy is enclosed as Annexure "A".

ATTEST
[Signature]
EXAMINOR
Dera Ismail Khan
South Waziristan Tribal District
08-05-2020


(SHAUKAT ALI)
District Police Officer,
South Waziristan Tribal District


BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

AUTHORITY LETTER

Mr Kifayat Ullah DSP Investigation, South Waziristan Tribal District (upper), is hereby authorized to attend and submit the departmental inquiry record to the Honourable Khyber Pakhtunkhawa Service Tribunal Peshawar on behalf of the undersigned in the Service Appeal No.450 and 451, of 2022, titled "Shaikh Qanoon versus Provincial Police Officer and others. Asif Khan versus Provincial Police Officer and others."

The officer is directed to attend the Honourable court on behalf of the undersigned till the final decision of the case and will be responsible to safeguard the government interest and obtain certified copy of the court decision and furnish this office as well as to all concerned.


(MALIK HABIB KHAN)
District Police Officer,
South Waziristan Tribal District (Upper)
(Respondent- 3)


(NASIR MEHMOOD SATTI) PSP
Regional Police Officer,
D I Khan Region, D I Khan.
(Respondent - 2)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

AFFIDAVIT

I, **Kifayat Ullah DSP Investigation, Police Department, South Waziristan Tribal District (upper)**, do hereby solemnly affirm and declare on oath that the contents of departmental inquiry record to the **Service Appeal No.450 and 451, of 2022, titled "Shaikh Qanoon versus Provincial Police Officer and others. Asif Khan versus Provincial Police Officer and others."** are true and correct to the best of my knowledge and nothing has been concealed from this Hon'ble court.



Kifayat Ullah

DEPONENT
12/01-2953532-9
Superintendent of Police
Investigation SWTD