

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 291/2019

Date of Institution ... 08.02.2019

Date of Decision ... 30.08.2021

Mr. Abdullah Jan acting DSP Logistics CPO Peshawar.

... (Appellant)

VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and two others.

... (Respondents)

ROEEDA KHAN
Advocate

... For Appellant

MUHAMMAD ADEEL BUTT
Additional Advocate General

... For Respondents

SALAH-UD-DIN
ATIQ-UR-REHMAN WAZIR

...
...

MEMBER (JUDICIAL)
MEMBER (EXECUTIVE)

JUDGMENT

ATIQ-UR-REHMAN WAZIR MEMBER (E):- Brief facts of the case are that the appellant was initially appointed as Constable in police department on 24-03-1984 and in due course was promoted to the post of inspector, but was not promoted along with his colleagues to the post of DSP and his case was deferred every time due to want of one year mandatory tenure in special branch/ counter-terrorism department/ investigation wing and completion of advance course. The appellant filed departmental appeal dated 15-02-2018 for his promotion under the plea that his other colleagues, who were also deficient in the concerned training as well as posting were promoted, therefore, the appellant may also be promoted on the same analogy. The appeal however was rejected vide order dated

09-01-2019. In order to meet the mandatory requirement, the appellant requested for his transfer on the concerned posts, but he was not transferred well in time. The appellant however, during the course completed the mandatory advance course as well as mandatory tenure in the required stations and filed service appeal with the prayer that the impugned order dated 09-01-2019 may be set aside to the extent of the appellant and he may be promoted to the rank of DSP with effect from 13-12-2018, when his other colleagues were promoted.

02. Learned counsel for the appellant has contended that the appellant has not been treated in accordance with law; that promotion of the appellant was withheld on flimsy grounds as it was beyond control of the appellant to get posting of his choice or to attend to a course without his nomination by the competent authority; that his other colleagues having the same deficiencies were considered and promoted to the rank of DSP, as is evident from Notification dated 13-02-2008, which is discriminatory; that promotion of the appellant was deferred for certain deficiencies, which have been fulfilled. The learned counsel prayed that the appellant may be promoted from the date, his other colleagues were promoted as well as maintain seniority inter se along with his batch-mates.

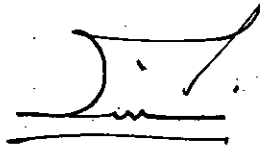
03. Learned Additional Advocate General appearing on behalf of respondents has contended that as per clause 13:16(a) of amended police rules, 1934, an inspector shall be promoted to the post of DSP after successful completion of mandatory training and completion of one year tenure in investigation wing or counter-terrorism department or special branch; that the appellant does not fulfill such criteria, hence his case was deferred and he was not promoted in DPC Dated 03-01-2018; that the appellant was treated in accordance with law and he was not discriminated, therefore the instant service appeal being devoid of merit, may be dismissed.

04. We have heard learned counsel for the parties and have perused the record. Contention of the learned counsel for the appellant holds ground, as it


was not within the authority of the appellant to post himself in a desired place or to attend to a course without his nomination by the competent authority. Had the relevant authority posted the appellant in the relevant time and nominated him for such course and had the appellant failed to do so, then the appellant would have not been found entitled to the relief claimed. Since the omission is on part of the respondents, as such the appellant cannot be deprived of his right to ante-date his promotion from the date, when his other colleagues were promoted. We have also found that the appellant in due course has fulfilled the deficiencies and is otherwise eligible for promotion. We have also noted that case of the appellant has been deferred and he is not superseded, so as per rule, on attaining promotion after meeting deficiencies, he will re-gain his due seniority amongst his other batch-mates.

05. In view of the foregoing discussion, the instant appeal is accepted by setting-aside the impugned order dated 09-01-2019 and the appellant is held entitled to promotion from the date, when his other batch-mates were promoted along with all back benefits. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED
30.08.2021



(SALAH-UD-DIN)
MEMBER (JUDICIAL)



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

ORDER

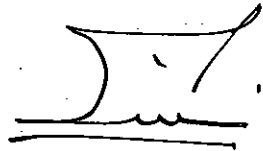
30.08.2021

Miss Roeed Khan, Advocate for the appellant present. Mr. Tariq Umer Inspector alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, the instant appeal is accepted by setting-aside the impugned order dated 09-01-2019 and the appellant is held entitled to promotion from the date, when his other batch-mates were promoted along with all back benefits. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

30.08.2021



(SALAH-UD-DIN)
MEMBER (JUDICIAL)



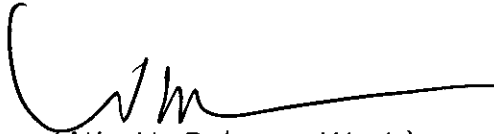
(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)


03.08.2021

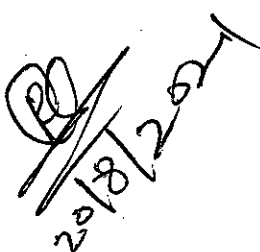
Nemo for the appellant.

Mr. Riaz Ahmed Paindakheil, Assistant Advocate General
alongwith Mr. Tariq Umer Inspector for respondents present.

Preceding date was adjourned on a Reader's note, therefore,
notice be issued to appellant/counsel for 30.08.2021 for arguments
before D.B.


(Atiq-Ur-Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)


20/8/2021

11.11.2020

Appellant in person present. Mr. Kabirullah Khattak learned Additional Advocate General for respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 27.01.2021 for hearing before the D.B.


(Atiq-ur-Rehman Wazir)
Member (E)


Chairman

27.01.2021

Due to pandemic of Covid-19, the case is adjourned to 15.04.2021 for the same.


Reader

15.04.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 03.08.2021 for the same as before.


Reader

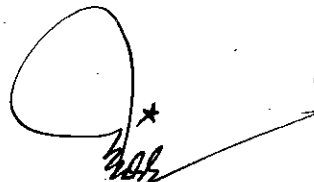
Abdullah

19.06.2020

Appellant in person and Mr. Muhammad Jan learned DDA for the respondents present.

In essence the grievance of the appellant is that he was not considered for promotion to the rank of DSP. Today the appellant has produced copy of memo dated 21.05.2020 whereby the service record of Inspectors, including the appellant, has been requisitioned for placing before the DPC. In view of development learned counsel requests for an adjournment in order to avail the decision/outcome of DPC meeting to be held shortly.

Adjourned to 07.09.2020 for arguments before D.B.



Member

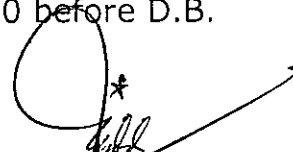


Chairman

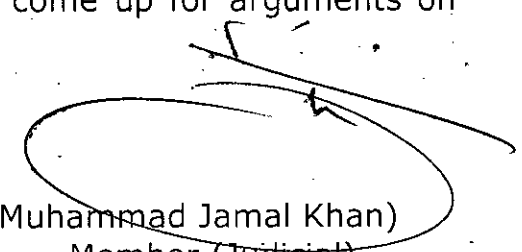
07.09.2020

Learned counsel for the appellant is present. Mr. Kabirullah Khattak, Additional Advocate General alongwith representative of the department Mr. Wisal Muhammad, Naib Court for the respondents, are also present.

The bench has not been updated on the development taken place on the DPC as observed in the previous order sheet dated 19.06.2020. Appellant and his counsel are directed to inform the bench of the outcome of the DPC on the next date of hearing. File to come up for arguments on 11.11.2020 before D.B.



(Mian Muhammad)
Member (Executive)



(Muhammad Jamal Khan)
Member (Judicial)

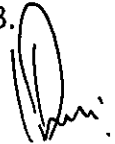
292/2019

21.11.2019

Counsel for the appellant and Addl. AG alongwith Wisal Reader for the respondents present.

Respondents have not furnished the requisite reply/comments despite last opportunity. The appeal is, therefore, posted for hearing on 30.01.2020 before a D.B.

Chairman



30.01.2020

None for the appellant present. Addl: AG alongwith Mr. Wisal, HC for respondents present. Representative of the respondents submitted reply which is placed on file. Due to General Strike of the bar on the call of Khyber Pakhtunkhwa Bar Council, the instant case is adjourned. To come up for further proceedings/arguments on 30.03.2020 before D.B. Appellant be put on notice for the date fixed.



Member



Member

Due to public holidays on account of covid-19 - the case is adjourned - To come up for the same on 19-6-2020



Wisal Reader

26.08.2019

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

Learned AAG requests for time on behalf of the respondents in submission of reply/comments. The needful shall be positively done on the next date of hearing. Adjourned to 24.09.2019 before S.B.


Chairman

24.09.2019

Counsel for the appellant. Addl. AG for the respondents present.

Learned AAG requests for time to furnish reply of the respondents. Adjourned to 21.10.2019 on which date the requisite reply/comments shall positively be submitted.


Chairman

21.10.2019

Junior to counsel for the appellant present. Mr. Zia Ullah learned Deputy District Attorney present.

Learned DDA requests for time on behalf of respondents in submission of reply/comments. Granted by way of last chance. To come up for written reply/comments on 12.11.2019 before S.B.


Chairman

03.05.2019

Counsel for the appellant present.

Learned counsel for the appellant requests for adjournment in order to place on record the promotion order dated 30.01.2018 and also amended appeal, if need be.

Adjourned to 24.06.2019 before S.B.


Chairman

24.06.2019

Learned counsel for the appellant present. Promotion order dated 30 January 2018 produced and placed on file. Preliminary arguments heard.

The appellant (Acting DSP Logistics CPO Peshawar) has filed the present service appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the office order dated 09.01.2019 whereby his application, for counting the period he spent in CPO, for promotion to the rank of DSP, was filed.

Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for reply/comments. To come up for written reply/comments on 26.08.2019 before S.B.


Member


Appellant Deposited
Security & Process Fee

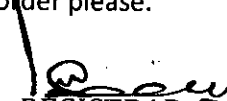


3/7

Form- A

FORM OF ORDER SHEET

Court of _____

Case No. 291/2019


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	25/2/2019	<p>The appeal of Mr. Abdullah Jan resubmitted today by Mr. Roeda Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>3-4-19</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	03.04.2019	<p>Counsel for the appellant present and seeks adjournment as she has not prepare the case. Adjourned. Case to come up for preliminary hearing on 03.05.2019 before S.B.</p> <p style="text-align: right;"> (Ahmad Hassan) Member</p>

The appeal of Mr. Abdul Jan acting DSP Logistics CPO Peshawar received today i.e. on 08.02.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Copy of impugned original order is not attached with the appeal may be placed on it.

No. 229 /S.T,

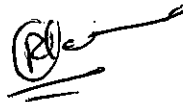
Dt. 11-2- /2019.


REGISTRAR
SERVICE TRIBUNAL 11/2/19
KHYBER PAKHTUNKHWA
PESHAWAR.

Roeeda Khan Adv. Pesh.

① I have submitted the promotion order

dated 13 $\frac{2}{018}$



BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. 291 /2019

Mr. Abdullah Jan

VERSUS

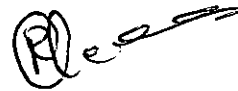
Provincial Police officer Khyber Pakhtunkhwa and Others

INDEX

S#	Description of Documents	Annex	Pages
1.	Grounds of Petition.		1-6
2.	Affidavit.		7
3.	Addresses of parties		8
4.	Copy of applications	"A & B"	9, 10
5.	Copy of transfer posting order ^{And} _{Promotion}	"C"	11-13
6.	Copy of departmental appeal and order dated 09/01/2019	"D & E"	14, 15
7.	Wakalat Nama		


APPELLANT

Through


Roeda Khan
Advocate, High Court
Peshawar.

Dated: 08/02/2019

1

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

**Khyber Pakhtunkhwa
Service Tribunal**

In Re S.A No. 291 /2019

Diary No. 165

Dated 08-2-2019

Mr. Abdullah Jan acting DSP Logistics CPO
Peshawar.

Appellant

VERSUS

1. Provincial Police officer Khyber Pakhtunkhwa Peshawar
- ✓ 2. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
3. Capital City Police Officer Peshawar

Respondents

**APPEAL U/S-4 OF THE KHYBER
PAKHTUNKHWA SERVICES TRIBUNAL ACT
1974 AGAINST THE OFFICE ORDER DATED
09/01/2019 OF THE RESPONDENT NO.2
WHEREBY THE DEPARTMENTAL APPEAL OF
THE APPELLANT AGAINST THE DECISION OF
NON CONSIDERATION FOR PROMOTION TO
THE RANK ON DSP AND GRANT HIM DUE
SENIORITY WAS REJECTED ON NO GOOD
GROUNDS**

Prayer:-

**ON ACCEPTANCE OF THIS APPEAL
THE IMPUGNED ORDER DATED**

Filed to-day
Registrar
2/2
Re-submitted to-day
and filed.
25/2/19

09/01/2019 MAY KINDLY BE SET ASIDE TO THE EXTENTS OF THE APPELLANT AND THE APPELLANT MAY KINDLY BE ORDER TO BE PROMOTED TO THE RANK OF DSP AS HIS OTHER COLLEAGUE HAS PROMOTED ON 13/02/2018 FROM THE DATE OF HIS ELIGIBILITY ALONGWITH ALL BACK BENEFITS.

Respectfully Sheweth,

1. That the Appellant is a peaceful and law abiding citizen of Pakistan.
2. That the appellant was initially appointed as constable in the police department on dated 24/03/1984, during the course of his service he gained promotions. He completed lower course at 1993, intermediate course on 2000, upper course 2010, shoulder DSP on 2017, while complete advance course on 2018.
3. That appellant has at his credit clean and exemplary service record, his services were always appreciated.
4. That the appellant has not been considered for promotion to the rank of DSP because the appellant spent period in Central Police Office.
5. That the appellant submitted application to the Respondent Department for transfer to

investigation branch, CTD, Special Branch etc, but no response has been given to the Respondent department. (Copy of applications are attached as annexure "A & B")

6. That while the Respondent department promoted other colleagues of the appellant to rank of DSP who also had been spent/performed their duty in CPO which has been mentioned in serial No.20 and serial No.40 of the promotion order dated 30/01/2018 and transfer posting order dated 13/02/2018. (Copy of transfer posting order is annexed as annexure "C")
7. That the appellant submitted on 15/02/2018 a departmental appeal for promotion which has been rejected on 09/01/2019. (Copy of departmental appeal and order dated 09/01/2019 is annexed as annexure "D & E")
8. That feeling aggrieved the Appellant prefers the instant service appeal before this Hon'ble Tribunal on the following grounds inter alia:-

GROUNDS:-

- A. That the appellant has not been treated in accordance with law and hence his rights

(4)

secured and guaranteed under the Constitution of 1973 were badly violated.

B. That in accordance with law the Respondents were required to have processed the case of promotion of the appellant also, however it was refused, thus the appellant has been deprived of his vested right of consideration for promotion.

C. That the appellant was initially appointed as constable in the police department on dated 24/03/1984, during the course of his service he gained promotions. He completed lower course at 1993, intermediate course on 2000, upper course 2010, shoulder DSP on 2017, while completed advance course on 2018.

D. That the name of appellant was not considered for promotion to the rank of DSP on very flimsy ground, reflecting from the impugned final order decision dated 09/01/2019

"The DPC examined his case and recommended him to be deferred from promotion to the rank of DSP because the period in Central Police Office is not yet consider for promotion and the appellant has not served in investigation branch or Counter Terrorism

5

Department, or Special Branch or any police Training institution for getting promotion”.

E. That standing order 21/14 is not attracted into the case of appellant as he has neither refused to perform duties whenever and wherever the competent authority transferred him, even otherwise in all postings/transfers cases, the employee has nothing to do rather the employee is helpless at all and it is the competent authority which makes the suitable transfers of all the employees.

F. That other employees, having the same deficiencies/shortcomings, were considered and were promoted to the rank of DSP evident from notification No. 160/SE-I, dated 13/02/18 vide which other colleague the appellant were promoted to the rank of DSP which is mentioned in Serial No.20 and Serial No.40. So the Respondent department has been committed discrimination which is a clear cut violation of article 25A.

G. That any other ground not raised here may graciously be allowed to be raised at the

(6)

time full of arguments on the instant service appeal.

It is therefore, most humbly prayed that on acceptance of this appeal the impugned order dated 09/01/2019 may kindly be set aside and the appellant may kindly be order to be promoted to the rank of DSP from the date of his eligibility alongwith all back benefits

Any other relief not specifically asked for may also graciously be extended in favour of the Appellant in the circumstances of the case.

Abdul

APPELLANT

Through

Roeeda Khan

Roeeda Khan
Advocate, High Court
Peshawar.

Dated: 08/02/2019

NOTE:-

As per information furnished by my client, no such like appeal for the same petitioner, upon the same subject matter has earlier been filed, prior to the instant one, before this Hon'ble Tribunal.

Roeeda Khan

Advocate.

7

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. _____/2019

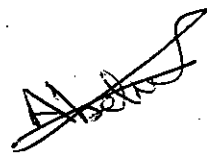
Mr. Abdullah Jan

VERSUS

Provincial Police officer Khyber Pakhtunkhwa and Others

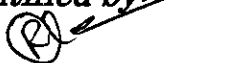
AFFIDAVIT

I, **Mr. Abdullah Jan acting DSP Logistics CPO Peshawar**, do hereby solemnly affirm and declare that all the contents of the **instant appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Court.

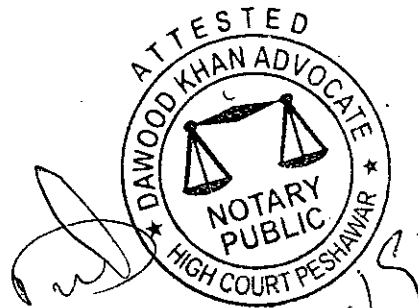


DEPONENT

Identified by:



Roeeda Khan
Advocate High Court
Peshawar.



08-02-19

(8)

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. _____/2019

Mr. Abdullah Jan

VERSUS

Provincial Police officer Khyber Pakhtunkhwa and Others

ADDRESSES OF PARTIES

PETITIONER.


Mr. Abdullah Jan acting DSP Logistics CPO
Peshawar.

ADDRESSES OF RESPONDENTS

1. Provincial Police officer Khyber Pakhtunkhwa
Peshawar
2. Inspector General of Police Khyber Pakhtunkhwa
Peshawar.
3. Capital City Police Officer Peshawar.


APPELLANT

Through


Roeda Khan
Advocate, High Court
Peshawar.

Dated: 08/02/2019

جناب عالی!

"A" (۹)

معرضوں ہونا سائل فرم 30⁰¹/₁₃ کو بعبقہ انسپکٹر ترقی یاب

ہو چکا ہے اگر بعبقہ پر ترقی یابی کیلئے حوالہ سٹنڈنگ آرڈر

نمبر 21/2014 سائل کو الزامی ٹیشن براہیج - CID سیشن براہیج

یا کسی ترقی یابی ادارے میں بطور انسپکٹر عمر ۳۷ برس ایک سال کا

پیریڈ گزارنا لازمی ہے۔

لیڈر اسٹڈی سائل کو مندرجہ بالا کسی بھی پونٹ کے ساتھ

اشیج - تباد کے باکوئی دیگر مناسب حکم صادر فرمایا جاوے

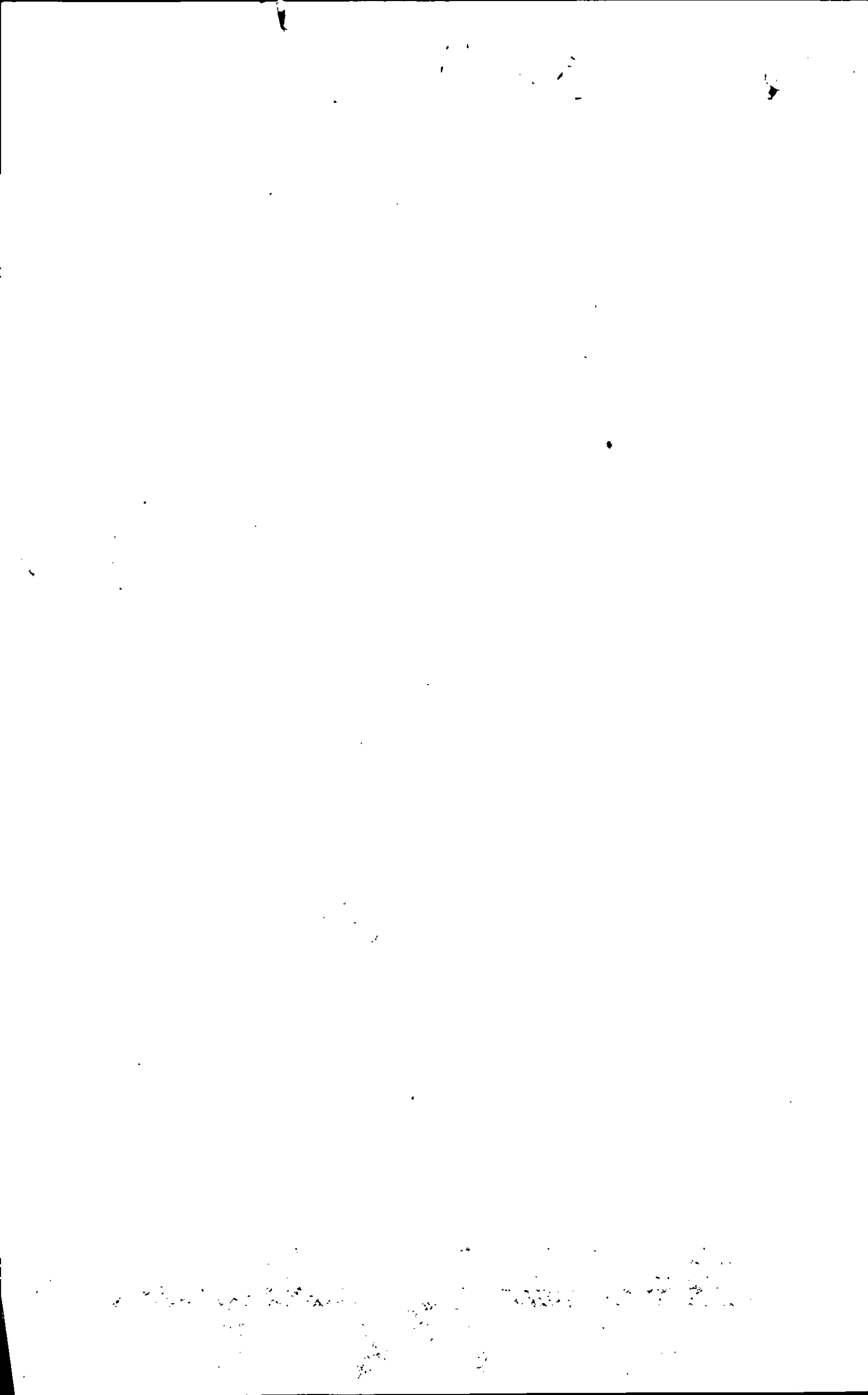
فرم 12⁰²/₁₅

الحاصل

انسپکٹر عبداللہ صاحب نمبر P/182 متعینہ اچارج CPD کورٹ لیسٹور

Q

ATTACHED





OFFICE OF THE
PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE, PESHAWAR

Dated Peshawar the 13 February, 2018

NOTIFICATION

No. 160 /SE-I, In exercise of the powers conferred upon the Provincial Police Officer, Khyber Pakhtunkhwa Peshawar under sub-section (4) of Section 17 of the Khyber Pakhtunkhwa Police Act, 2017, the following transfers/postings of Deputy Superintendents of Police BPS-17 (Executive) are hereby ordered with immediate effect:-

S#	Name of Officer	From	To
1.	Mr. Jehanzeb	District Mansehra (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
2.	Mr. Nasir Khan	Acting DSP FRP Peshawar (on promotion as DSP BS-17)	DSP Security KTH Peshawar
3.	Mr. Shahid Adnan	ACE, (on promotion as DSP BS-17)	DSP ACE Khyber Pakhtunkhwa
4.	Mr. Zakir Hussain	Acting DSP Elite Force, (on promotion as DSP BS-17)	DSP Elite Force Khyber Pakhtunkhwa
5.	Mr. Bashir Ahmad	Investigation Wing Haripur (on promotion as DSP BS-17)	SDPO Oghi Mansehra
6.	Mr. Matloob Shah	Acting SDPO Havelian Abbottabad (on promotion as DSP BS-17)	DSP Police School of Investigation Peshawar
7.	Mr. Muhammad Hamayun	Acting DSP CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
8.	Mr. Ashiq Hussain	Acting DSP Investigation Mansehra, (on promotion as DSP BS-17)	DSP Investigation Mansehra
9.	Mr. Mukhtar Ahmad	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
10.	Mr. Adalat Khan	ACE, (on promotion as DSP BS-17)	DSP ACE Khyber Pakhtunkhwa
11.	Mr. Ghulam Muhammad	Operations Wing Mansehra, (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
12.	Mr. Muhammad Nabi	Acting DSP CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
13.	Mr. Ayaz Mehmood	Acting SDPO Wari Upper Dir, (on promotion as DSP BS-17)	SDPO Wari Upper Dir
14.	Mr. Shah Mumtaz	Acting SDPO Razzar Swabi, (on promotion as DSP BS-17)	DSP PTC Hangu
15.	Mr. Habib-ul-Haq	Elite Force, (on promotion as DSP BS-17)	DSP Elite Force Khyber Pakhtunkhwa
16.	Mr. Zafar Ahmad	Acting SDPO Bamburat, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
17.	Mr. Farmanullah	Acting SDPO Pirbaba Buner, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
18.	Mr. Muslim Khan	Security CCP Peshawar, (on promotion as DSP BS-17)	DSP Security CCP Peshawar
19.	Mr. Said Rahim	RI Police School of Tactic Peshawar (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
20.	Mr. Hukam Khan	Acting DSP E & I CPO, (on promotion as DSP BS-17)	DSP E & I CPO
21.	Mr. Wilayat Khan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
22.	Mr. Mehar Ali	Acting SDPO Cantt: Bannu, (on promotion as DSP BS-17)	SDPO Cantt: Bannu
23.	Mr. Yar Nawab	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa

(12)

S#	Name of officer	From	To
24.	Mr. Iftikhar Ali	Acting SDPO Lahor Swabi, (on promotion as DSP BS-17)	DSP Investigation CPO
25.	Mr. Nasir Khan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
26.	Mr. Noor Zaman	Special Branch, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
27.	Mr. Hazrat Ullah	Acting DSP CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
28.	Mr. Liaqat Ali	Investigation Wing Charsadda, (on promotion as DSP BS-17)	DSP FRP Malakand
29.	Mr. Noor Jalil	ACE, (on promotion as DSP BS-17)	(Retired on 01.02.2018, DSP ACE for actualization of his promotion)
30.	Mr. Mehmood Nawaz	PTC Hangu, (on promotion as DSP BS-17)	DSP Security MTI D.I.Khan
31.	Mr. Muhammad Yousaf	Acting DSP FRP D.I.Khan, (on promotion as DSP BS-17)	DSP FRP D.I.Khan
32.	Mr. Umar Daraz Khan	Acting DSP HQrs: Tank, (on promotion as DSP BS-17)	DSP HQrs: Tank
33.	Mr. Bashir Dad	Acting DSP Security HMC Peshawar (on promotion as DSP BS-17)	DSP Traffic Management School Kohat
34.	Mr. Roshan Zeb	Police School of Explosive Handling Nowshera, (on promotion as DSP BS-17)	DSP Police School of Explosive Handling Nowshera
35.	Mr. Gul Sheed	Acting SDPO Katlang Mardan, (on promotion as DSP BS-17)	SDPO Katlang Mardan
36.	Mr. Taj Malook	CCP Peshawar, (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
37.	Mr. Muhammad Saddique	Special Branch, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
38.	Mr. Abdur Rehman	Legal Branch CPO, (on promotion as DSP BS-17)	DSP Legal Branch CPO
39.	Mr. Samin Jan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
40.	Mr. Tayyab Jan	Acting DSP Operations Branch CPO. (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
41.	Mr. Fazal Subhan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
42.	Mr. Alam Zeb	District Mardan, (on promotion as DSP BS-17)	DSP Canine Unit Special Branch
43.	Mr. Saeed Khan	District Charsadda, (on promotion as DSP BS-17)	DSP Training Branch CPO
44.	Mr. Noor Ullah	District Charsadda, (on promotion as DSP BS-17)	DSP FRP Kohat
45.	Mr. Pasham Gul	Acting DSP HQrs: Kohat, (on promotion as DSP BS-17)	DSP Admn: Police School of PDRM, Mardan
46.	Mr. Mukhtiar Ahmad	Special Branch, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa

P

Sd/-
SALAH-UD-DIN KHAN,
Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.

25

Enest: No. & date even.

• Copy forwarded to the:-

1. Principal Secretary to Governor Khyber Pakhtunkhwa Peshawar.
2. Principal Secretary to Chief Minister Khyber Pakhtunkhwa Peshawar
3. Secretary, Govt: of Khyber Pakhtunkhwa Estt: & Admn: Deptt: Peshawar
4. Secretary, Govt: of Khyber Pakhtunkhwa Home & T.As Deptt: Peshawar
5. Secretary, Govt: of Khyber Pakhtunkhwa Finance Deptt: Peshawar
6. All Heads of Police Offices in Khyber Pakhtunkhwa.
7. Accountant General Khyber Pakhtunkhwa Peshawar.
8. PSO to IGP Khyber Pakhtunkhwa Peshawar
9. AIG Establishment CPO Peshawar.
10. Director Public Relations Khyber Pakhtunkhwa Peshawar
11. Director ACE Khyber Pakhtunkhwa.
12. Hospital Director MTI DHQ/MMM Teaching Hospitals DIKhan
13. Hospital Director KTH Peshawar.
14. All concerned District Accounts Officers in Khyber Pakhtunkhwa.
15. Registrar CPO, Peshawar.
16. Supdt: Secret CPO, Peshawar.
17. U.O.P File.



(SHER AKBAR)

PSP, S.St

Deputy Inspector General of Police, HQrs.,
For Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.



ATTESTED

بخدمت جناب انسپکٹر جنرل آف پولیس صوبہ خیبر پختونخواہ پشاور

عنوان: ڈیپارٹمنٹل اپیل بمراد حصول ترقیاتی بطور ڈی ایس پی برخلاف آرڈر

مورخہ 30/01/2018

جناب عالی! ایپلانٹ حسب ذیل عرض رساں ہے۔

1- یہ کہ ایپلانٹ بحیثیت ایکٹنگ ڈی ایس پی (Logistics) سنٹرل پولیس آفس میں تعینات ہیں اور باقاعدگی سے اپنی ڈیوٹی سرانجام دے رہا ہے۔

2- یہ کہ ڈیپارٹمنٹ نے پروموشن آرڈر مورخہ 30/01/2018 کو ایشو کیا جس میں ایپلانٹ کے دوسرے کولیگ کو BPS-17 میں ترقی دے کر ایپلانٹ کو صرف اس گراؤنڈ پر ترقی سے محروم کیا کہ ایپلانٹ نے سپیشل برانچ سی ٹی ڈی، انوسٹی گیشن برانچ اور دوسرے پولیس ٹریننگ میں ڈیوٹی نہیں دی۔ جب کہ ایپلانٹ کے دوسرے کولیگ کو جس نے سی پی او میں ٹائم گزار کر اس پروموشن آرڈر میں پروموٹ کیا گیا۔ جبکہ ایپلانٹ کو اس گراؤنڈ پر بھی ترقی سے محروم کیا گیا۔

لہذا استدعا کی جاتی ہے کہ بمنظوری ڈیپارٹمنٹل اپیل ہذا ایپلانٹ کو اپنے دوسرے کولیگ کے مطابق سلوک کر کے BPS-17 میں پروموٹ کیا جائے۔

ارض

ایپلانٹ: عبداللہ جان

ایکٹنگ ڈی ایس پی (لو جسٹس)

سنٹرل پولیس آفس پشاور۔



(18) "E"

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

No. 15 / CPB, dated Peshawar the 9 / 01 / 2019

To : The Superintendent of Police,
Finance & Procurement,
Khyber Pakhtunkhwa, Peshawar.

**Subject: REQUEST FOR APPEARANCE IN THE ORDERLY ROOM OF
COMPETENT AUTHORITY**

Memo:-

Mr. Abdullah Jan Khan submitted an application for counting the period he spent in CPO for promotion to the rank of DSP.

The period in Central Police Office is not yet considered for the promotion hence, he will have to serve in the departments mentioned in the amended Police Rules i.e. Investigation Branch, or Counter Terrorism Department, or Special Branch, or any Police Training Institution for getting promotion. Hence, his application has been filed by the competent authority.

The applicant may be informed accordingly.

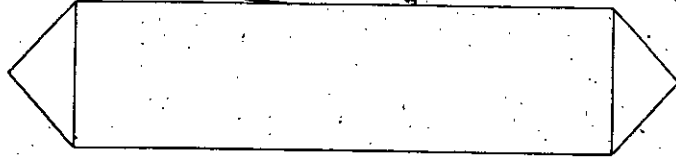
(SADIQ BALOCH) PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

DSP/Log
9/1/19

R

ATTACHED

بعدالتیناب چیج سروس



ایمانت

2019ء منجانب

مورخہ

محمد عبدالکبیر بنام

مقدمہ

دعویٰ

جرم

باعث تحریر آنکہ

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

آن مقام سہیل کیلئے روپیہ چھت ایڈوائس

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق و زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری کی طرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

Accept
B1

Pls

Abulhasan

2019ء

ماہ فروری

8

الرقوم

العبد گواہ العبد

کے لئے منظور ہے۔

سہیل

مقام

Appellant side
Ann K 11 (54)

date of
order/
proceedings

Order or other proceedings with signature of
Magistrate



BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Appeal No. 1021/2015

Fazal Dad Versus Provincial Police Officer, Khyber
Pakhtunkhwa Peshawar and another.

JUDGMENT

MUHAMMAD AZIM KHAN AFRIDI, CHAIRMAN:-

25.04.2017

Counsel for the appellant (Mr. Muhammad Asif
Yousafzai, Advocate) and Mr. Muhammad Jan, Government
Pleader alongwith Aziz Shah, Head Constable for respondents
present Fresh Wakalatnamya submitted by learned counsel for
the appellant;

2. Mr. Fazal Dad hereinafter referred to as the appellant has
preferred the instant service appeal under Section 4 of the
Khyber Pakhtunkhwa Service Tribunal Act, 1974 against final
order dated 10.08.2015 vide which his departmental appeal for
ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 was
regretted and hence the instant service appeal on 28.08.2015

3. Brief facts of the case of the appellant are that the
appellant was initially appointed as Constable in the year 1986
and then promoted as Head Constable in the year, 1996 and as
ASI in the year 2005 and then as S.I in the year 2008 and there-

ATTESTED

KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL,
PESHAWAR

55

after promoted as Inspector in the year 2013. That he was promoted as Offg. Sub Inspector vide notification dated 21.04.2008 however he was confirmed as S.I on 13.09.2012 while his colleagues including junior to him were confirmed on 30.07.2010 and were assigned seniority in the List "I" accordingly. That the appellant was not confirmed as Sub Inspector as he has not served as SHO. That the appellant submitted written application/departmental appeal but in vain and hence the instant service appeal.

4. Learned counsel for the appellant has argued that the appellant was not assigned the duty to serve as Incharge of Police Station. That the said omission is not attributable to the appellant as he was not afforded opportunity to serve as SHO by the high ups. In support of his claim reliance was placed on judgment of this Tribunal passed in service appeal No. 407/2011, titled "Mr. Nasir Khan Versus Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others" wherein it was observed that it is the authority to give assignment of SHO to the appellant and when the authority fails to give such an opportunity then the rule of serving as independent SHO for one year would hold no ground. Similar view is taken by this Tribunal in service appeal No. 1264/2012 decided on 31.01.2013, as well as appeal No. 37/2011 decided on 03.4.2013.

5. Learned Government Pleader has argued that the appeal

561

was not maintainable as the same was not within time. In support of his arguments he has placed reliance on judgment of august Supreme Court of Pakistan passed in Civil Petition No. 566/2012 titled "Tariq Habib Khan and others versus the Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and others"

6. We have heard arguments of learned counsel for the parties and perused the record.

7. The impugned final order was passed on 10.08.2015 while the appeal in hand was preferred on 28.08.2015 as such we hold that the appeal is within time. So far as the issue relating to confirmation of the appellant as Sub Inspector w.e.f. 30.07.2010 is concerned the same hold ground as it was not within the authority of the appellant to post himself as SHO of an independent Police Station. Had the relevant authority posted the appellant as SHO and had the appellant failed to perform as SHO despite such posting then the appellant would have not been found entitled to the relief claimed. Since the omission is on the part of the respondents as such the appellant cannot be deprived of his right to ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 i.e. the date on which his colleagues were confirmed.

8. For the above mentioned reasons we are constrained to accept the present appeal and set aside the impugned order

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Police Tribunal,
Peshawar

Date of Delivery of Copy: 13-7-13
 Name of Copy: 13-7-13
 Name of Copy: *[Signature]*
 Total: 10.00
 Original: 10.00
 Copy: 10.00
 Number of: 1600
 Date of: 12-07-2017

Certified true copy
 [Signature]
 Deputy Registrar,
 Service Tribunal,
 Postwar.

Mr. M. Azam Khan Khattak
 Member

Approved: 25.04.2017
 Mr. M. Azam Khan Khattak
 Chairman

dated 10.08.2015 and direct that the appellant be granted ante-
 date confirmation as Sub Inspector w.e.f. 30.07.2010 i.e. the
 date on which his junior colleagues were confirmed. Parties are
 left to bear their own costs. File be consigned to the record
 room.

(LS)



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE, PESHAWAR
Fax: 091- 9210518

Dated Peshawar 30 Jan, 2018

NOTIFICATION

No. 115 /SE-I, In pursuance of the provision contained in Section-5 of the Khyber Pakhtunkhwa (Promotion of Superintendent of Police and Deputy Superintendent of Police) Rules-2007, the Competent Authority i.e. the Inspector General of Police on recommendations of the Departmental Selection Committee meeting held on 03rd January, 2018 is pleased to promote the following Inspectors (BS-16) of Khyber Pakhtunkhwa Police to the Rank of Deputy Superintendent of Police (BS-17) on regular basis with immediate effect.

The officers on promotion shall remain on probation for a period of one year in terms of Section 6 (2) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989.

The promotion shall take effect from the date they actually assume the charge of their higher responsibilities:-

S#	Name & No.	S#	Name & No.
1.	Mr. Jehanzeb	24.	Mr. Iftikhar Ali
2.	Mr. Nasir Khan	25.	Mr. Nasir Khan
3.	Mr. Shahid Adnan	26.	Mr. Noor Zaman
4.	Mr. Zakir Hussain	27.	Mr. Hazrat Ullah
5.	Mr. Bashir Ahmad	28.	Mr. Liaqat Ali
6.	Mr. Matloob Shah	29.	Mr. Noor Jalil
7.	Mr. Muhammad Hamayun	30.	Mr. Mehmood Nawaz
8.	Mr. Ashiq Hussain	31.	Mr. Muhammad Yousaf
9.	Mr. Mukhtar Ahmad	32.	Mr. Umar Daraz Khan
10.	Mr. Adalat Khan	33.	Mr. Bashir Dad
11.	Mr. Ghulam Muhammad	34.	Mr. Roshan Zeb
12.	Mr. Muhammad Nabi	35.	Mr. Gul Sheed
13.	Mr. Ayaz Mehmood	36.	Mr. Taj Malook
14.	Mr. Shah Muntaz	37.	Mr. Muhammad Saddique
15.	Mr. Habib-ul-Haq	38.	Mr. Abdur Rehman
16.	Mr. Zafar Ahmad	39.	Mr. Samin Jan
17.	Mr. Farmanullah	40.	Mr. Tayyab Jan
18.	Mr. Muslim Khan	41.	Mr. Fazal Subhan
19.	Mr. Said Rahim	42.	Mr. Alam Zeb
20.	Mr. Hukam Khan	43.	Mr. Saeed Khan
21.	Mr. Wilayat Khan	44.	Mr. Noor Ullah
22.	Mr. Mehar Ali	45.	Mr. Pasham Gul
23.	Mr. Yar Nawab	46.	Mr. Mukhtiar Ahmad

The posting Notification will be issued separately.

Sd/-
SALAH-UD-DIN KHAN,
Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

Endst: No. & date even.

Copy forwarded to the:-

1. Principal Secretary to Governor Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister Khyber Pakhtunkhwa.

P.T.O

3. Chief Secretary Government of Khyber Pakhtunkhwa Peshawar.
4. Secretary, Govt: of Khyber Pakhtunkhwa Estt: & Admn: Deptt: Peshawar.
5. Secretary, Govt: of Khyber Pakhtunkhwa Home & T.As Deptt: Peshawar.
6. Secretary, Govt: of Khyber Pakhtunkhwa Finance Deptt: Peshawar.
7. All Addl: Inspectors General of Police in Khyber Pakhtunkhwa.
8. Accountant General Khyber Pakhtunkhwa Peshawar.
9. All Divisional Commissioners in Khyber Pakhtunkhwa.
10. All Heads of Police Offices in Khyber Pakhtunkhwa.
11. All Deputy Commissioners in Khyber Pakhtunkhwa.
12. Director IT CPO Peshawar.
13. Director Public Relations Khyber Pakhtunkhwa Peshawar
14. PSO to IGP Khyber Pakhtunkhwa Peshawar.
15. Director Information Khyber Pakhtunkhwa.
16. Manager Govt: Printing Press Peshawar.
17. PRO to IGP Khyber Pakhtunkhwa Peshawar.
18. All concerned District Accounts Officers.
19. Registrar CPO, Peshawar.
20. Supdt: Secret & Supdt:E-II, CPO.
21. Supdt: CPB and Accountant CPO Peshawar.
22. Central Registry CPO.
23. U.O.P File.



(SHER AKBAR)

PSP, S.St

Deputy Inspector General of Police, HQrs:
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

BEFORE THE HONORABLE SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 291 / 2019.

Abdullah Jan.....(Appellant)

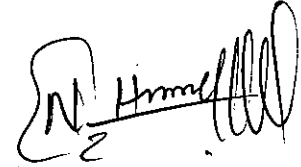
VERSUS

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

INDEX

S. No	Description of documents	Annexure	Page
1.	Para-wise comments		1-3
2.	Copy of Departmental Promotion Committee dated 03.01.2018	A	4-11
3.	Copy of Notification No. 160/ SE-I dated 13.02.2018	B	12-14
4.	Copy of 13.16A of Amended Police Rules, 2017	C	15
5.	Copy of CPO Letter No. 15/ CPB dated 09.01.2019	D	16

Respondents through



**Inspector/ Legal
CPO, Peshawar.**

BEFORE THE HONORABLE SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 291 / 2019.

Abdullah Jan.....(Appellant)

VERSUS

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

SUBJECT: **COMMENTS ON BEHALF OF RESPONDENTS**

RESPECTIVELY SHEWETH:

PRELIMINARY OBJECTIONS:-

- a) The appeal is not based on facts.
- b) The appeal is not maintainable in the present form.
- c) The appeal is bad for miss-joinder and non-joinder of necessary parties.
- d) The appellant is estopped to file the appeal by his own conduct.
- e) Appeal is bad by law and limitation.
- f) The appellant has not come to this Honorable Tribunal with clean hands.
- g) The appellant has got no cause of action or locus standi to file present Service Appeal.

FACTS

- 1. Para No. 1 is irrelevant hence, no comments.
- 2. Para No. 2 pertains to record.
- 3. Para No. 3 is subject to proof.
- 4. This Para is incorrect hence, rebutted. The name of appellant was not mentioned/ placed in the list for the promotions to the rank of DSP in the Departmental Selection Committee held on 03.01.2018, **(Annexed-A)** vide this office Notification No. 160/ SE-I dated 13.02.2018, **(Annexed-B)** wherein, on promotion basis, the concerned police officers have been posted to their place of duties. As per Amended Police Rules, 13-16(A) **(Annexed-C)** " An Inspector shall be promoted to the post of DSP after successful completion of mandatory training i.e. Advance Course and completion of one year tenure as Inspector in Investigation Branch, or Counter Terrorism Department, or Special Branch, or any Police Training Institution". The criteria mentioned in Amended Police Rules 13-16(A) has

not been fulfilled by the instant Appellant hence, he was not considered in the DPC held on 03.01.2018.

5. First portion of this Para with respect to appellant's application to other branch pertains to record however, the remaining Para is incorrect. The respondents did not stop any one from the promotional courses which was due on their parts. The appellant is making lame excuses as he was not interested to complete his mandatory tenure for promotion to the next higher rank.
6. This Para established no malafide on the part of answering respondents. As per contention of appellant that his other colleagues have been promoted to the rank of DSP in Departmental Selection Committee held on 03.01.2018, so he was also at liberty to qualify the courses mandatory for promotion to the rank of DSP but due to incomplete mandatory periods for promotion to the next higher rank, the appellant was not considered for promotion by the answering respondents.
7. That the Departmental Appeal filed by the appellant against the Notification No. 160/ SE-I dated 13.02.2018, was rejected quite legal basis vide this office Letter No. 15/ CPB, dated 09.01.2019, (**Annexed-D**) wherein, it was clearly mentioned that the period in Central Police Office is not yet considered for the promotion hence, the appellant will have to serve in the Departments mentioned in the Amended Police Rules, 13-16(A) i.e. Investigation Branch or Counter Terrorism Department, Special Branch, or any Police Training Institution for getting promotion to the next higher rank.
8. That the appellant was treated in accordance with prescribed rules and he was not discriminated, therefore, the instant Service Appeal may be dismissed on the following Grounds.

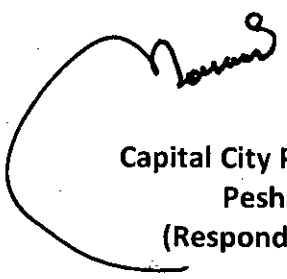
GROUND:-


- A. Incorrect. That the appellant has been treated in accordance with law/ rules and no Article of Constitution of Pakistan 1973, has been violated by the answering respondents.
- B. Incorrect. As already explained above at Para No. 5 of Facts.
- C. Pertains to record.

- D. Incorrect. That the Departmental Appeal filed by the appellant against the Notification No. 160/ SE-I dated 13.02.2018, was rejected quite legal basis vide this office Letter No. 15/ CPB, dated 09.01.2019 wherein, it was clearly mentioned that the period in Central Police Office is not yet considered for the promotion hence, the appellant will have to serve in the Departments mentioned in the Amended Police Rules, 13-16(A) i.e. Investigation Branch or Counter Terrorism Department, Special Branch, or any Police Training Institution for getting promotion to the next higher rank.
- E. Incorrect. The appellant was not interested to complete the mandatory courses required for promotion to the next higher rank. It is also pertinent to mention here that law always helps vigilant and not indolent. The appellant was sleeping in elephant's ear so he was not interested to undergo the required mandatory courses.
- F. Incorrect. The promotion of DSPs vide Notification No. 160/SE-I dated 13.02.2018, is quite legal and in accordance with law/ rules. The other colleagues mentioned in the said Notification were promoted after undergone the mandatory periods/ courses for the promotion to the rank of DSP hence, no discrimination has been committed by the answering respondents.
- G. That the respondents may also be allowed to raise additional grounds at the time of arguments.

PRAYER:-

In view of the above, it is humbly prayed that on acceptance of Para-wise comments, the instant Service Appeal may kindly be dismissed being meritless.


Capital City Police Officer,
Peshawar.
(Respondent No. 3)


Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.
(Respondent No. 1 & 2)

BEFORE THE HONORABLE SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 291 / 2019.

Abdullah Jan.....(Appellant)

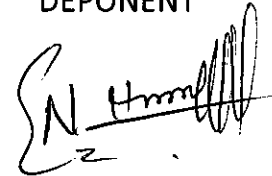
VERSUS

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

AFFIDAVIT

I, Naeem Hussain Inspector Legal CPO, Peshawar do hereby solemnly affirm on oath that the contents of accompanying comments on behalf of Respondents are correct to the best my knowledge and belief. Nothing has been concealed from this Honorable Tribunal.

DEPONENT



NAEEM HUSSAIN
Inspector/ Legal
CPO, Peshawar.
16101-8646336-1

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**MINUTES OF THE DEPARTMENTAL SELECTION COMMITTEE MEETING HELD ON 03.01.2018 IN
CONFERENCE ROOM-I, CENTRAL POLICE OFFICE, PESHAWAR**

On 03.01.2018, the meeting of Departmental Selection Committee was held in CPO Conference Room-I under the Chairmanship of Dr. Ishtiaq Ahmed, Addl: Inspector General of Police, Investigation Khyber Pakhtunkhwa to consider the promotion cases of Inspectors BPS-16 (Executive, Legal, Tele: and FSL) to the rank of DSsP (BPS-17) and seniority cases of DSsP.

2. The following officers attended the meeting:-

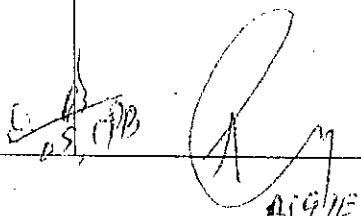
1.	Addl: IGP/Investigation, Khyber Pakhtunkhwa.	Chairman
2.	DIG/Operations, Khyber Pakhtunkhwa	Member
3.	DIG/Special Branch, Khyber Pakhtunkhwa.	Member
4.	Capital City Police Officer, Peshawar.	Member
5.	DIG/HQrs: Khyber Pakhtunkhwa.	Member
6.	Commandant, FRP, Khyber Pakhtunkhwa.	Member
7.	AIG/Establishment, Khyber Pakhtunkhwa.	Member
8.	AIG/Legal, Khyber Pakhtunkhwa.	Member

3. The Committee thoroughly examined the record of the following Inspectors BPS-16 (Executive, Legal, Tele: and FSL) for promotion to the rank of DSsP (BPS-17) and seniority cases. Recommendations of the committee noted against each officer is submitted as below:-

SR. NO.	NAME & NO.	RECOMMENDATION OF THE COMMITTEE
EXECUTIVE		
1.	Jehanzeb No. H/43	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
2.	Nasir Khan No. P/110	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
3.	Jamil ur Rehman No. H/28	The DSC examined his case and recommended him to be deferred from promotion to the rank of DSP (BS-17) till a thorough review of his absorption in Khyber Pakhtunkhwa Police by a committee to be constituted by Worthy IGP Khyber Pakhtunkhwa.
4.	Shahid Adnan No. D/02	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
5.	Muhammad Saleem Tariq No. D/03	The DSC examined his case and recommended him to be deferred for promotion to the rank of DSP (BS-17) due to non availability of ACRs for the years 2015 and 2016.
6.	Zakir Hussain No. H/13	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.

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7.	Bashir Ahmad No. H/17	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
8.	Matloob Shah No. H/19	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
9.	Muhammad Hamayun No. H/20	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
10.	Farman Akhtar No. H/21	The DSC examined his case and recommended him to be deferred from promotion to the rank of DSP (BPS-17) because he has not served as Inspector in a Unit specified in Standing Order No. 21/2014.
11.	Ashiq Hussain No. H/22	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
12.	Mukhtiar Ahmed No. H/23	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
13.	Adalat Khan No. H/24	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
14.	Ghulam Muhammad No. H/25	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
15.	Muhammad Nabi No. MR/77	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.



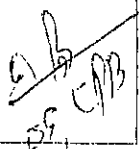
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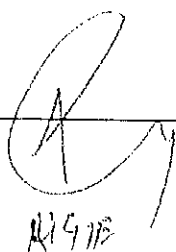
16.	Ayaz Mehmood No. MR/78	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
17.	Shah Mumtaz No. MR/79	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
18.	Habib ul Haq No. M/258	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
19.	Zafar Ahmed No. M/178	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
20.	Farmanullah No. M/177	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
21.	Muslim Khan No. P/137	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
22.	Said Rahim No. P/138	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
23.	Hukam Khan No. P/139	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.

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24.	Wilayat Khan No. P/140	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
25.	Mehar Ali No. P/141	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
26.	Yar Nawab No. P/142	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
27.	Iftikhar Ali No. P/143	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
28.	Nasir Khan No. P/ 145	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
29.	Noor Zaman No. P/146	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
30.	Hazratullah No. P/147	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
31.	Liaqat Ali No. P/148	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.


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32.	Noor Jalil Khan No. M/175	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
33.	Mehmood Nawaz No. B/19	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
34.	Muhammad Yousaf No. D/13	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
35.	Umar Daraz Khan No. D/14	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
36.	Bashir Dad No. P/149	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
37.	Muhammad Riaz No. K/107	The DSC examined his case and recommended him to be deferred from promotion to the rank of DSP (BPS-17) because he has not served as Inspector in a Unit specified in Standing Order No. 21/2014.
38.	Roshan Zeb No. P/51	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
39.	Gul Sheed No. P/152	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
40.	Taj Malook No. P/153	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.

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41.	Muhammad Saddique No. P/154	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
42.	Abdur Rehman No. P/155	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
43.	Samir Jan No. P/156	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
44.	Tayyab Jan No. P/158	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
45.	Fazal Wahid No. P/159	The DSC examined his case and recommended him to be deferred from promotion to the rank of DSP (BPS-17) because he has not served as Inspector in a Unit specified in Standing Order No. 21/2014.
46.	Fazal Subhan No. P/160	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
47.	Alam Zeb No. P/161	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
48.	Saeed Khan No. P/162	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
49.	Noor Ullah No. P/164	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
50.	Muhammad Ishaq No. P/165	The DSC examined his case and recommended him to be deferred from promotion to the rank of DSP (BPS-17) because he has not served as Inspector in a Unit specified in Standing Order No. 21/2014.

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51.	Pasham Gul No. P/166	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. On promotion, he will serve one year in the Investigation Branch, CTD, Special Branch, Elite Force, FRP, CPO or any Police training institution. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
52.	Mukhtiar Ahmad No. P/167	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year extendable for another one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.

LEGAL

1.	Ibrahimullah Khan No. K/55	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules-1989.
2.	Raza Muhammad No. P/03	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules-1989.

TELECOMMUNICATIONS

1.	Sher Wazir	The DSC examined his case and recommended him to be deferred from promotion to the rank of DSP (BPS-17) because he has not completed 05 year service in the rank of Inspector and not qualified advance course as per amended Police Rules dated 16.03.2017.
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FSL

1.	Amjid Javed	The DSC examined his case and recommended him for promotion to the rank of DSP (BPS-17) on regular basis. He will be on probation for a period of one year in terms of Section-6 (2) of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rules-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules-1989.
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Promotion case of Inspector Legal retired Akbar Ali

Akbar Ali Inspector Legal (now retired) had filed Service Appeal 396/2011 for his confirmation from the date of appointment which was accepted vide order dated 22.01.2013. The judgement was upheld by the Honourable Supreme Court of Pakistan and he filed Execution Petition No. 18/2013 which is still pending adjudication. He was confirmed in the rank of Sub-Inspector Legal vide Notification No. 3240/ES dated 01.10.2013 of the office of Deputy Inspector General of Police D.I. Khan Region and his name was placed at the top of Seniority List of Sub-Inspector as stood on 08.11.2013. He was considered for promotion to the rank of Deputy Superintendent of Police during Departmental Selection Committee meeting dated 05.07.2013 and petitioner was deferred due to pending departmental proceedings against him. He filed Writ Petition No. 1674-P/2013 before the Peshawar High Court Peshawar with same prayer. The Writ Petition was accepted vide consolidated judgement dated 02.04.2014. He filed COC No. 2014-P/2014 and Honourable Chief Justice disposed of the COC vide order dated 04.09.2014 with directions that judgement may be implemented. He filed another COC No. 2014/2014 which was disposed on 04.09.2014. He filed a third COC which was disposed on 07.05.2015. He has filed fourth COC 267-P/2015. The Worthy Inspector General of Police, Khyber Pakhtunkhwa, has accorded approval dated 30.08.2017, for implementation of the judgement.

The DSC examined his case and recommended him for promotion to the rank of DSP BS-17 on notional basis from his date of retirement in the light of Court Orders.

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Seniority Cases of DSsP Executive.

As per recommendation of Departmental Selection Committee meeting held on 19.09.2016 and approved by the worthy Inspector General of Police, Khyber Pakhtunkhwa, a Sub-Committee comprising the following officers was constituted to examine and submit report regarding the seniority cases of various DSsP (BS-17) for discussion in the next Departmental Selection Committee meeting:-

1. Dr. Masood Saleem, DIG/Investigation Khyber Pakhtunkhwa
2. Mr. Muhammad Alam Shinwari, DIG/HQrs: Khyber Pakhtunkhwa
3. Mr. Najeeb-ur-Rehman Bugvi AIG/Establishment, Khyber Pakhtunkhwa
4. Mr. Falak Nawaz, AIG/Legal, Khyber Pakhtunkhwa

The Sub-Committee after perusal of record, discussed each case threadbare in light of law and rules in vogue. The Committee recommended the cases of following DSs.P for seniority with their colleagues.

- i. DSP Abdul Salam Khalid
- ii. DSP Zahid ur Rehman
- iii. Pir Mohsin Shah
- iv. DSP Rokhan Zeb
- v. DSP Jan Zada
- vi. DSP Hidayat Ullah Shah
- vii. DSP Muhammad Ismail
- viii. DSP Afsar Khan
- ix. DSP Muhammad Rauf


The Sub-Committee report was discussed in detail and the DSC endorsed the recommendations of the Sub-Committee.

4. Meeting ended with vote of thanks to all.

Chairman,


(DR. ISHTIAQ AHMED)

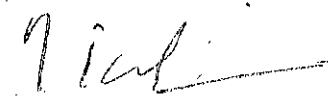
Add: IOP/Investigation
Khyber Pakhtunkhwa


(MUHAMMAD ALI BABAKHEL)

DIG/Operations
Khyber Pakhtunkhwa


(QAZI JAMIL-UR-REHMAN)

DIG/Special Branch
Khyber Pakhtunkhwa


(MUHAMMAD TAHIR KHAN)

Capital City Police Officer,
Peshawar.


(SHER AKBAR)

PSP, S.St,
DIG/Headquarters,
Khyber Pakhtunkhwa


(MUHAMMAD IJAZ KHAN)

Commandant FRP
Khyber Pakhtunkhwa


(AHSAN SAIFULLAH) PSP

AIG/Establishment
Khyber Pakhtunkhwa


(FALAK NAWAZ)

AIG/Legal
Khyber Pakhtunkhwa

Approved


(SALAH-UD-DIN KHAN)

Inspector General of Police
Khyber Pakhtunkhwa



OFFICE OF THE
PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE, PESHAWAR

Dated Peshawar the 13 February, 2018

NOTIFICATION

No. 166/SE-I, In exercise of the powers conferred upon the Provincial Police Officer, Khyber Pakhtunkhwa Peshawar under sub-section (4) of Section 17 of the Khyber Pakhtunkhwa Police Act, 2017, the following transfers/postings of Deputy Superintendents of Police BPS-17 (Executive) are hereby ordered with immediate effect:-

S#	Name of Officer	From	To
1.	Mr. Jehanzeb	District Mansehra (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
2.	Mr. Nasir Khan	Acting DSP FRP Peshawar (on promotion as DSP BS-17)	DSP Security KTH Peshawar
3.	Mr. Shahid Adnan	ACE, (on promotion as DSP BS-17)	DSP ACE Khyber Pakhtunkhwa
4.	Mr. Zakir Hussain	Acting DSP Elite Force, (on promotion as DSP BS-17)	DSP Elite Force Khyber Pakhtunkhwa
5.	Mr. Bashir Ahmad	Investigation Wing Haripur (on promotion as DSP BS-17)	SDPO Oghi Mansehra
6.	Mr. Matloob Shah	Acting SDPO Havelian Abbottabad (on promotion as DSP BS-17)	DSP Police School of Investigation Peshawar
7.	Mr. Muhammad Hamayun	Acting DSP CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
8.	Mr. Ashiq Hussain	Acting DSP Investigation Mansehra, (on promotion as DSP BS-17)	DSP Investigation Mansehra
9.	Mr. Mukhtar Ahmad	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
10.	Mr. Adalat Khan	ACE, (on promotion as DSP BS-17)	DSP ACE Khyber Pakhtunkhwa
11.	Mr. Ghulam Muhammad	Operations Wing Mansehra, (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
12.	Mr. Muhammad Nabi	Acting DSP CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
13.	Mr. Ayaz Mehmood	Acting SDPO Wari Upper Dir, (on promotion as DSP BS-17)	SDPO Wari Upper Dir
14.	Mr. Shah Mumtaz	Acting SDPO Razzar Swabi, (on promotion as DSP BS-17)	DSP PTC Hangu
15.	Mr. Habib-ul-Haq	Elite Force, (on promotion as DSP BS-17)	DSP Elite Force Khyber Pakhtunkhwa
16.	Mr. Zafar Ahmad	Acting SDPO Bamburat, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
17.	Mr. Farmanullah	Acting SDPO Pirbaba Buner, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
18.	Mr. Muslim Khan	Security CCP Peshawar, (on promotion as DSP BS-17)	DSP Security CCP Peshawar
19.	Mr. Said Rahim	RI Police School of Tactic Peshawar (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
20.	Mr. Hukam Khan	Acting DSP E & I CPO, (on promotion as DSP BS-17)	DSP E & I CPO
21.	Mr. Wilayat Khan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
22.	Mr. Mehar Ali	Acting SDPO Cantt: Bannu, (on promotion as DSP BS-17)	SDPO Cantt: Bannu
23.	Mr. Yar Nawab	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa

S#	Name of officer	From	To
24.	Mr. Iftikhar Ali	Acting SDPO Lahor Swabi, (on promotion as DSP BS-17)	DSP Investigation CPO
25.	Mr. Nasir Khan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
26.	Mr. Noor Zaman	Special Branch, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
27.	Mr. Hazrat Ullah	Acting DSP CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
28.	Mr. Liaqat Ali	Investigation Wing Charsadda, (on promotion as DSP BS-17)	DSP FRP Malakand
29.	Mr. Noor Jalil	ACE, (on promotion as DSP BS-17)	(Retired on 01.02.2018, DSP ACE for actualization of his promotion)
30.	Mr. Mehmood Nawaz	PTC Hangu, (on promotion as DSP BS-17)	DSP Security MTI D.I.Khan
31.	Mr. Muhammad Yousaf	Acting DSP FRP D.I.Khan, (on promotion as DSP BS-17)	DSP FRP D.I.Khan
32.	Mr. Umar Daraz Khan	Acting DSP HQrs: Tank, (on promotion as DSP BS-17)	DSP HQrs: Tank
33.	Mr. Bashir Dad	Acting DSP Security HMC Peshawar (on promotion as DSP BS-17)	DSP Traffic Management School Kohat
34.	Mr. Roshan Zeb	Police School of Explosive Handling Nowshera, (on promotion as DSP BS-17)	DSP Police School of Explosive Handling Nowshera
35.	Mr. Gul Sheed	Acting SDPO Katlang Mardan, (on promotion as DSP BS-17)	SDPO Katlang Mardan
36.	Mr. Taj Malook	CCP Peshawar, (on promotion as DSP BS-17)	DSP Traffic Warden Peshawar
37.	Mr. Muhammad Saddique	Special Branch, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
38.	Mr. Abdur Rehman	Legal Branch CPO, (on promotion as DSP BS-17)	DSP Legal Branch CPO
39.	Mr. Samin Jan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
40.	Mr. Tayyab Jan	Acting DSP Operations Branch CPO. (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa
41.	Mr. Fazal Subhan	CTD, (on promotion as DSP BS-17)	DSP CTD Khyber Pakhtunkhwa
42.	Mr. Alam Zeb	District Mardan, (on promotion as DSP BS-17)	DSP Canine Unit Special Branch
43.	Mr. Saeed Khan	District Charsadda, (on promotion as DSP BS-17)	DSP Training Branch CPO
44.	Mr. Noor Ullah	District Charsadda, (on promotion as DSP BS-17)	DSP FRP Kohat
45.	Mr. Pasham Gul	Acting DSP HQrs: Kohat, (on promotion as DSP BS-17)	DSP Admn: Police School of PDRM, Mardan
46.	Mr. Mukhtiar Ahmad	Special Branch, (on promotion as DSP BS-17)	DSP Special Branch Khyber Pakhtunkhwa

Sd/-
SALAH-UD-DIN KHAN,
Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.

st: No. & date even.

Copy forwarded to the:-

1. Principal Secretary to Governor Khyber Pakhtunkhwa Peshawar.
2. Principal Secretary to Chief Minister Khyber Pakhtunkhwa Peshawar
3. Secretary, Govt: of Khyber Pakhtunkhwa Estt: & Admp: Deptt: Peshawar
4. Secretary, Govt: of Khyber Pakhtunkhwa Home & T.As Deptt: Peshawar
5. Secretary, Govt: of Khyber Pakhtunkhwa Finance Deptt: Peshawar
6. All Heads of Police Offices in Khyber Pakhtunkhwa.
7. Accountant General Khyber Pakhtunkhwa Peshawar.
8. PSO to IGP Khyber Pakhtunkhwa Peshawar
9. AIG Establishment CPO Peshawar.
10. Director Public Relations Khyber Pakhtunkhwa Peshawar
11. Director ACE Khyber Pakhtunkhwa.
12. Hospital Director MTI DHQ/MMM Teaching Hospitals DIKhan
13. Hospital Director KTH Peshawar.
14. All concerned District Accounts Officers in Khyber Pakhtunkhwa.
15. Registrar CPO, Peshawar.
16. Supdt: Secret CPO, Peshawar.
17. U.O.P File.



(SHER AKBAR)

PSP, S.St

Deputy Inspector General of Police, HQrs.,
For Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.

10. In rule 13.10, for sub rule (2) the following shall be substituted namely:

“(2) No Sub-Inspector shall be confirmed in a substantive vacancy unless he has been tested for at least a year as an officiating Sub-Inspector in independent charge of a Police Station, a notified Police Post, or as in-charge Investigation of a Police Station or in Counter Terrorism Department:

Provided further that he shall also have to spend one year in any other Unit excluding the period spent on long leave, deputation or promotional training course i.e. upper college course”.

11. After rule 13.16, the following new rule shall be added, namely:

13.16A. One year mandatory tenure for promotion to Deputy Superintendent of Police.---An Inspector shall be promoted to the post of Deputy Superintendent of Police after successful completion of mandatory training i.e. Advance Course and completion of one year tenure as Inspector in the Investigation Branch, or Counter Terrorism Department, or Special Branch, or any police training institution.”.

12. After Form No. 13.7, the following new Appendices shall be added, namely:

“Appendix 13.7A (I)
(See sub-rule (1) of rule 13.7A)

S.No	SUBJECTS	MARKS
1.	Approved Syllabus of Recruit Course	200
2.	Basic General Knowledge (General Knowledge regarding Pakistan & Khyber Pakhtunkhwa)	30
3.	English Communication	20

Appendix 13.7B (I)
(See sub-rule (2) of rule 13.7A)

S.No	SUBJECTS	MARKS
1.	<u>LAWS</u> i. Pakistan Penal Code ii. Criminal Procedure Code iii. Local and Special Laws iv. Qanoon-e- Shahdat v. Khyber Pakhtunkhwa Police Act, 2017 vi. Huddood Laws	60
2.	Police Rules, 1934	50
3.	English Translation	30
4.	General Knowledge	30
5.	Police Initiatives	30

Note: The subjects mentioned at serial No. 1 and 2 shall include selected portion of the relevant laws to be approved by the Provincial Police Officer.”.

13. In rule 19.2, after sub-clause (2), the following new sub-rule shall be added, namely:

“(3) Written examination of recruit course shall be conducted through an accredited testing agency approved by the Provincial Police Officer.”.

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



No. 15 / CPB, dated Peshawar the 9 / 01 / 2019

To : The Superintendent of Police,
Finance & Procurement,
Khyber Pakhtunkhwa, Peshawar.


Subject: **REQUEST FOR APPEARANCE IN THE ORDERLY ROOM OF
COMPETENT AUTHORITY**

Memo:-

Mr. Abdullah Jan Khan submitted an application for counting the period he spent in CPO for promotion to the rank of DSP.

The period in Central Police Office is not yet considered for the promotion hence, he will have to serve in the departments mentioned in the amended Police Rules i.e. Investigation Branch, or Counter Terrorism Department, or Special Branch, or any Police Training Institution for getting promotion. Hence, his application has been filed by the competent authority.

The applicant may be informed accordingly.


(SADIQ BALOGH) PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

DSP/Log
9
9/1/19