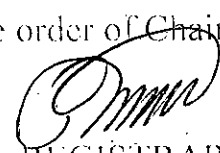


FORM OF ORDER SHEET

Court of _____

Appeal No. 202/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	29/01/2024	<p>The appeal of Mr. Khalil ur Rehman resubmitted today by Mr. Saadullah Khan Marwat Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____ Parcha Peshi is given to counsel for the appellant.</p> <p>By the order of Chairman  REGISTRAR</p>

The appeal of Mr. Khalil ur Rehman received today i.e on 18.01.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Check list is not attached with the appeal.
- 2- Appeal has not been flagged/marked with annexures marks.
- 3- Annexures of the appeal are unattested.
- 4- Annexures F&G of the appeal are missing.
- 5- Copy of order dated 23.11.2022 mentioned in para-7 of the memo of appeal (Annexure-A) is not attached with the appeal be placed on it.
- 6- Copy of departmental appeal mentioned in para-8 of the memo of appeal (Annexure-I) is not attached with the appeal be placed on it.
- 7- Page nos. 05, 07, 08, 18, 19 & 21 of the appeal are illegible which may be replaced by legible/better one.
- 8- The documents that are to be provided must be readable/legible.
- 9- Five more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 136 /S.T.

Dt. 19-1 /2024.

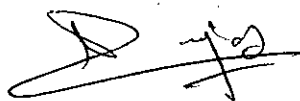


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Saadullah Khan Marwat Adv.
High Court at Peshawar.

Sir,

Re-submitted after removing the objections.


29/1/24

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

S.A No. 202/2024

Khalil-ur-Rehman

versus

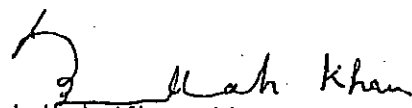
SP & Others

I N D E X

S. No	Documents	Annex	P. No.
1.	Memo of Appeal		1-4
2.	Admission in hospital dated 25-08-22	"A"	5-6
3.	Charge Sheet dated 31-08-2022	"B"	7-8
4.	2 nd Operation dated 02-09-2022	"C"	9-13
5.	Reply to Charge Sheet dated 6-09-22	"D"	14-15
6.	FIR of attack on PS dated 17-12-2022	"E"	16-17
7.	Dismissal order of DPO dated 2-11-22	"F"	18
8.	FIR u/s 15AA	"G"	19
9.	Letter / memo dated 23-11-2022	"H"	20
10.	Representation	"I"	21
11.	Rejection order dated 17-01-2023	"J"	22
12.	Revision Petition dated	"K"	23
13.	Rejection order dated 22-12-2023	"L"	24

Through

Appellant


Saadullah Khan Marwat
Advocate.
21-A Nasir Mansion,
Shoba Bazaar, Peshawar.
Ph: 0300-5872676

Dated.18-01-2024

BEFORE KPK SERVICE TRIBUNAL PESHAWAR

S.A No. 202/2024

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 10629

Dated 18-1-2024

Khalil-ur-Rehman S/O Mehrullah Khan,
R/O Khwaidad Khel, Lakki Marwat.
Ex-Constable No. 6993,
Police Station, Bragi Lakki Marwat Appellant

Versus

1. Superintendent of Police,
FRP Bannu.
2. Commandant FRP, KP
Peshawar.
3. Inspector General of Police,
KP, Peshawar Respondents

**APPEAL U/S 4 OF SERVICE TRIBUNAL ACT, 1974
AGAINST OB NO. DATED 02-11-2022 OF R. NO.
01 WHEREBY APPELLANT WAS DISMISSED
FROM SERVICE OR OFFICE ORDER NO. 588-89 /
SI DATED 17-01-2023 OF R. NO. 02 WHEREBY
REPRESENTATION OF APPELLANT WAS
REJECTED OR OFFICE ORDER NO. 2999-3004 /
23 DATED 22-12-2023 OF R. NO. 03 WHEREBY
THE BOARD REJECTED THE REVISION PETITION
FOR NO LEGAL REASON:**

Respectfully Sheweth;

1. That appellant was initially appointed as Constable on 26-06-2007 and served the department with devotion wherever posted.
2. That at the time appellant was admitted to City Hospital Lakki Marwat for operation and thereafter, he was discharged on 27-08-2022. (Copy as annex "A")

3. That on 31-08-2022, appellant was served with Charge Sheet / Statement of Allegation:-
 - a. As per report of court Head Constable Police Line-II Bannu vide daily dairy No. 21 dated 28-06-2022 that one Government SMG Riffle along with one magazine containing 30 rounds were distributed upon him for performance of Government duty but so for the same have not been deposited in the general kot.
 - b. That you have been contacted through phone cell with the direction to deposit the same in the kot but you failed to do so which speaks inefficiency and lack of interest in duty, being discipline force member.
 - c. Such act on your part is against service discipline and amounts to gross misconduct and negligence in duty. (Copy as annex "B")
4. That on 02-09-2022, appellant was again operated for the said illness. (Copy as annex "C")
5. That on 06-09-2022, appellant submitted reply to the Charge Sheet and Statement of Allegation stating therein that the said Police Station was attacked time and again by the miscreants, 06 persons were killed and several got injured and the Incharge of the Police Station directed all the police personnel's to keep weapons for security with themselves as police officials can be attacked any time by the miscreants. The said Police Station was recently established 05/06 months ago. Time and again appellant along with others were also deputed for Polio duties(Copies as annex "D" & "E")
6. That on 02-11-2022, appellant was dismissed from service on the allegation that instead of his own Riffle the Government Riffle was handed over to Amanullah mistakenly and as a result, he was apprehended by the SHO Mandan and FIR u/s 15AA was registered as at the same time, appellant was under operation. (Copies as annex "F" & "G")
7. That on 23-11-2022, R. No. 02 issued letter / circular whereby all orders were made cancelled regarding transfer, etc. except appellant. (Copy as annex "H")

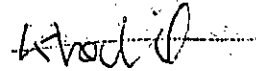
8. That thereafter appellant filed departmental appeal before R. No. 02 for reinstatement in service which was rejected vide order dated 17-01-2023. (Copies as annex "I" & "J")
9. That on 19-01-2023, appellant filed Revision Petition before R. No. 03 for setting aside order of R. No. 02 which was rejected by the Board on 22-12-2023. (Copies as annex "K" & "L")

Hence this appeal, inter alia, on the following grounds:-

GROUND S:


1. That as stated in the body of appeal, the Incharge of the Police Station, due to law and order situation facing by the police personnel's had directed the staff to carry Government weapons for their security as the miscreants attacked the Police Station time and again, so the weapon was kept in his house.
2. That at the time of handing over the Riffle by the brother to Amanullah instead of his own one, the Government Riffle was given which made the issue in hand.
3. That to collect the Government Riffle from the house of appellant, Yaqoob Khan FRP personnel was accompanied with Amanullah but he too made no differentiation between the two Riffles.
4. That no regular enquiry was conducted in the matter. No statement of any concerned was recorded nor any opportunity of cross examination was afforded to appellant what to speak of self-defense.
5. That the said Riffle was then deposited in the Government Kot.
6. That the impugned orders of the respondents were not per the mandate of law, so based on malafide.

It is, therefore, most humbly prayed that on acceptance of appeal, orders dated 02-11-2022, 22, 17-01-2023 and 12-12-2023 of the respondents be set aside and appellant be reinstated in service with all consequential benefits, with such other relief as may be deemed proper and just in circumstances of the case.



Appellant

Through


 Saadullah Khan Marwat

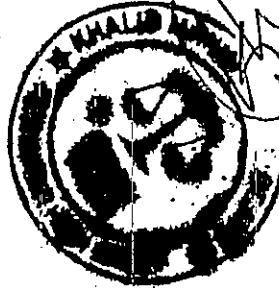

 Arbab Saiful Kamal


 Amjad Nawaz
 Advocates.

Dated 15-01-2024

AFFIDAVIT

I, Khalil-ur-Rehman S/O Mehrullah Khan, R/O Khwidad Khel, Lakki Marwat. Ex-Constable No. 6993, Police Station Bragi Lakki Marwat (Appellant), do hereby solemnly affirm and declare that contents of **Service Appeal** are true and correct to the best of my knowledge and belief.



DEPONENT

CERTIFICATE:

As per instructions of my client, no such like Service Appeal has earlier been filed by the appellant before this Hon'ble Tribunal.


 ADVOCATE

A 5
CITY HOSPITAL LAKKI MARWAT
OUT DOOR PATIENT TICKET



District LAKKI MARWAT OPD No: 4490 Date: 28/12

Name [Signature] Age: _____ Sex: _____

Father's/Husband's Name: _____

Provisional Diagnosis: _____

Clinical Findings / Investigations

Rx
Broadax 12

12/25
Antifib c

[Signature]

[Handwritten notes]

6


25/27-8-22

DISCHARGE SLIP

CITY HOSPITAL LAKKI MARWAT



Pt's Name Khalidullah Age 40y Sex M
 Address Daba Marwat Admn. No. 28/26
 Date of Adml. 25.8.22 Date of Discharge 27.8.22
 Disease Bleeding pit
 Date of operation 25/8/22

TREATMENT at HOSPITAL	TREATMENT at HOME
<p>2 Aug 18 2 2 Aug 18 17 2 Valsparin 1- G. Kdacc 17</p>	<p>6 2 2 2 Adv Rest for 2 days 25-8-22 </p>

Senior Medical Offc

B

7

31-8-22

CHARGE SHEET

I, Abdul Sattar, Superintendent of Police FRP, Bannu as competent authority hereby charge you Constable Khalil No. 6996/FRP for the purpose departmental enquiry proceedings as follows.

As per report of Kot Head Constable Police Line II Bannu vide daily diary No. 21 dated 28-06-2022 that 01 Govt. SMG Rifle bearing No. (313)56-14615516 along with 01 Magazine containing 30 Rounds were distributed upon you for the performance of Govt. duty, but so far the same have not been deposited in the General Kot.

That you have been contacted through Phone call with the direction to deposit the same in the Kot, but despite of directions you failed to do so, which speaks inefficiency & lack of interest in duty being discipline force member.

Such act on your part is against service discipline and amounts gross misconduct/negligence in duty.

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

2. You are therefore, directed to submit your defense within 07 days of the receipt of this Charge Sheet to the enquiry officer.
3. Your written defense, if any, should reach to the Enquiry Officer within the specified period; failing which, it shall be presumed that you have no defense to put in and in that case, ex-parte action shall be taken against you.
4. You are directed to intimate whether you desire to be heard in person.
5. A statement of allegation is enclosed.

Sattar
Superintendent of Police,
FRP, Bannu.

STATEMENT OF ALLEGATIONS

I, Abdul Sattar Superintendent of Police FRP, Bannu as competent authority, to initiate departmental proceedings against Constable Khalil No.6996/FRP who has rendered himself liable to be proceeded against as he has committed the following misconduct within the meaning of Police Rules (As amended vide Khyber Pakhtunkhwa Gazette Notification No.27 of August 2014).

SUMMARY OF ALLEGATIONS

As per report of Kot Head Constable Police Line II Bannu vide daily diary No.21 dated 28-08-2022, that one Govt SMG Rifle bearing No.(113)56-14615516 along with 01 Magazine containing 30 Rounds, were distributed upon you for the performance of Govt duty, but so far the same have not been deposited in the General Kot

➤ That you have been contacted through Phone call with the direction to deposit the same in the Kot, but in spite of directions you failed to do so, which speaks inefficiency & lack of interest in duty being discipline force member

➤ Such action on your part is against service discipline and amounts gross Misconduct/negligence in duty.

1. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations S/AC Mirza Khan is appointed as Enquiry Officer.
2. The Enquiry Officer shall provide reasonable opportunity of hearing to the accused, record statements etc. and findings within the targeted days after the receipt of this order.
3. The accused shall join the proceedings on the date, time and place fixed by the Enquiry Officer.

Sattar
Superintendent of Police,
FRP, Bannu

No 1027-28
Dated: 31/08/2022

Copy to:

1. The Enquiry Officer
2. The Accused Officer/Official.

C 9 2-9-22

CITY HOSPITAL LAKKI MARWAT
- OUT DOOR PATIENT TICKET



District LAKKI MARWAT OPD No: 3813 Date 2/9/22

Name Uzma Jado Age: _____ Sex: _____

Father's/Husband's Name _____

Provisional Diagnosis: _____

Clinical Findings / investigations

R₁

~~Thrombosed~~
~~flaccid~~
~~Admitted~~
~~Blood group - O⁺~~

Artery &
Trachea
1 pin &
Blood

[Signature]

10

CITY HOSPITAL LAKKI MARWAT

OUT DOOR PATIENT TICKET



District LAKKI MARWAT OPD No: 717 Date: 3/1/20

Name: Uzair Chah Age: _____ Sex: _____

Father's/Husband's Name: _____

Provisional Diagnosis: _____

Clinical Findings / investigations

Rx

1g Cefprozil 19-12-19
1g Dicyclanil 19-12-19

7d Metformin
9.05 folic acid

[Signature]

Consultant Surgeon

Dr. Ishtiaq Ahmad

MBBS (Peshawar)

FCPS (Surgery)

Surgical Specialist

Mob: 0311-9933689



کنسلٹ سرجن
ڈاکٹر اشتیاق احمد

ایم بی بی ایس (پشاور)

ایف سی پی ایس (سرجری)

سرجیکل سپیشلسٹ

ماہر امراض: معدہ، جگر، پتہ، البیہ، انت، اپینڈیکس، ہرنا، گرد، مثانہ، بخاری

FREE

حلیہ

Pt. Name

Age

Sex M

Date

2 | 9 | 5 LL

Clinical Record

Rx

Procedure

Hemorrhoidectomy
& Bowel Ligation

Anesthesia: GA

Findings

Thrombosed
Hemorrhoid
at 7, 11 o'clock
- 2nd Degree
Hemorrhoid
at 3, 11 o'clock

By Rina soon to start
- G. Mover to start
- G. Sofcon 1920 to start

Not Valid for Medicolegal Purposes

کلینک: زاران ہسپتال نزد عید گاہ لاری اڈہ لگی مروت Ph: 0969-510077

12

AL-NOOR

MEDICAL LABORATORY

Near City Hospital Lakki Marwat)
Mob: 0313-9717772



بلڈ کی آہولت موجود ہے

النور میڈیکل لیبارٹری

(نزویں ہسپتال لکی مروت)

انچارج ٹیم A جان 0316-9266988

Date: 02/09/2022

Lab No.16

Name of Patients: Khalil Ul Rahman

Investigations Required: Blood Transfusion with Screening Test

Donor Name:	Shabir Khan
Donor Blood Group	O
Rh factor	Positive
Hbs	Negative
Hcv	Negative
Hiv	Negative

Patient Name:	Khalil Ul Rahman
Blood Group	O
Rh factor	Positive
Cross Match	OK

Note: Always Transfuse the Blood under the supervision of qualified staff.

Not Valid For Court

Lab. Signature

AL-NOOR

MEDICAL LABORATORY

Near City Hospital Lakki Marwat)

Mob: 0313-9717772



بلڈ کی سہولت موجود ہے

13

النور میڈیکل لیبارٹری

(نزدیکی ہسپتال لکی مروت)

انچارج جمیڈ A جان 0316-9266988

Date: 02/09/2022

Lab No: 16

Name of Patient Khalil Ul Rahmeen

Director

00/00/00

Test date 02/09/2022 10:47 AM

Report date 02/09/2022 10:49 AM

Serial No 64061

Test

Result

Norm

HB %

4.7 G/dl

WBC	4.85	10 ⁹ /L	5.00	10.00
M: 14-LYM	0.85	10 ⁹ /L	3.00	4.00
F: 12-MID	0.49	10 ⁹ /L	0.15	0.70
GRA	3.50	10 ⁹ /L	2.50	7.50
LYM%	18.0	%	25.0	40.0
MID%	10.0	%	3.0	7.0
GRA%	72.0	%	50.0	73.0
RBC	4.00	10 ¹² /L	4.00	5.50
HGB	4.7	g/dl	12.0	17.4
ICT	15.24	%	36.00	52.00
ICV	54	f	76	96
ICH	16.7	pg	27.0	32.0
CHC	30.9	g/dl	30.0	35.0
DWc	17.7	%	11.3	14.5
PLT	290	10 ⁹ /L	150	400
PV	0.18	%	8.0	15.0
DWc	37.2	%		
LCC	76	10 ⁹ /L		
LCR	26.23	%		

Not Valid For Court

Lab:Signature

بخدمت جناب سپرائٹڈنٹ آف پولیس RP

اورندہ ہی من جواب

جناب جناب علیل الرحمان

از چارج شیٹ ایڈسٹریٹ پولیس سٹیشن نمبر 26، 1027، اورندہ 22

جناب عالی ذیل عرض ہے۔

(1) یہ کہ من سائل کا دل کا تعلیم ہے۔ مورخہ 26/08/2022 کو بطور کانسٹیبل FRP میں بھرتی ہو کر۔ بسوں اسلوبی اور جانفشانی سے اپنی ڈیوٹی کرتا رہا ہوں۔

(2) یہ کہ من سائل کی ڈیوٹی تھا نہ بزرگی میں تھی جو کہ ضلع کی محروم اور بھول ڈویژن کا تہا بہت خطرناک علاقہ جانا جاتا ہے۔ اور تقریباً اٹھارہ ماہ اور نارگٹ کلرز کی امان گاہ ہے۔ اور یہ کسی سٹے ڈھکی چھپی بات نہ ہے۔ یہ کافی پولیس افسران، ماتحت نارگٹ ہو کر شہید ہو چکے ہیں۔ اس لئے عام طور پر پولیس کے اہلکاران اور افسران سرکاری اسلحہ سے لیس رہتے ہیں اور اپنی جان و مال کی حفاظت کرتے ہیں۔ مجھ پر پولیس لائن کوٹ سے کلاشنکوف نمبر 14615516-58-3133 No. سے ایک میگنیزین اور 30 کارٹوس مہیا کیے گئے جو کہ سرکاری ڈیوٹی کے دوران حفاظت کے لئے استعمال کرتا رہا ہوں۔

(3) یہ کہ من سائل 08-08-2022 کو پولیس ڈیوٹی پر اس علاقہ میں پولیوٹیم کی حفاظت پر مامور تھا۔ ڈیوٹی ختم ہوتی تو شام کو اپنے گھر واقع لکھنویٹ آیا اچانک خطرناک بخار میں مبتال ہوا اور پھر ہسپتال لے جایا گیا۔ اور ہسپتال میں بے ہوشی کی حالت میں من جواب دہندہ کا آپریشن ہوا۔ (نقل میڈیکل کاغذات لف ہیں۔)

(4) یہ کہ مورخہ 25-08-2022 کو من سائل ہسپتال میں داخل تھا۔ جو کہ ہمارا رشتہ پروسی مسی امان اللہ عرف مانی ولد پولیس سکنہ مینا خیل کی محروم میرے گھر پر آ کر میرے بھائی عبدالرحمان کو کہا کہ اس کا انتقال (جو کہ الگ رائٹل تھا) اسکو دے دی جاوے۔ جس پر برادر ام نے بغیر دیکھے الی خان کی رائٹل کی بجائے من جناب دہندہ کی رائٹل غلطی سے دے دی۔ جس کا من جواب دہندہ کو علم نہ تھا کیونکہ من سائل بے ہوشی کی حالت میں ہسپتال میں داخل تھا۔

(5) جو کہ مانی رائٹل لے گیا تو SHO ہنڈان نے مانی سے رائٹل قبضہ کر کے 15AA کی FIR مانی کو دے دی۔ جو کہ بالمشورہ کے طور پر تھانہ میں جمع ہوئی اور بعد میں بذریعہ سپرداری جنرل کوٹ پولیس لائن نمبر 1 کے اختیاراً حوالہ کیا ہے۔

(6) من جواب دہندہ بستر مرگ پر پڑا تھا۔ بدیں وجہ ساری کہانی من کر میرے لئے وبال جان بن گئی۔ من جواب دہندہ کا دو بار آپریشن ہوا۔

(۷) اندر میں علیے افسران بالا سے استدعا ہے کہ اس میں میری کوئی ذمہ داری نہ ہو اور نہ ہی میں کوئی جواب دہندہ کے بس میں کوئی عمل تھا۔ من جواب دہندہ اپنی بیماری کی وجہ سے محتاج کی حالت میں پڑا تھا۔

لہذا استدعا ہے کہ جو ہارت بالا من جواب دہندہ کی محتاجی کو سمجھ کر ہال بچوں کی خاطر رحم کرتے ہوئے من جواب دہندہ کے خلاف چارج شیٹ بغیر کسی مزید کارروائی کے منسوخ فرمائیں۔

تیز جناب والا کے حضور پیش ہو کر زبانی اپنی استدعا پیش کرنا چاہتا ہوں۔

جواب دہندہ: اعلیٰ علیہ الرحمٰن ولد محمد اللہ سکھ محلہ خواجہ آباد خیل ضلع کی مروت
 محمد علی

ORDER

F 18

This order will dispose off the enquiry proceedings against Constable Khalil Ur Rahman No. 6996/FRP as the official was charged for commission of the following miss-conduct.

That One Govt: Rifle No. (313) 56-14615516 along with One Magazine containing 30 Rounds was distributed upon him from General Kot for duty propose, while the same Govt: Rifle was seized and recovered by SHO Mandan from one private person namely Aman Ullah S/O Younas Khan R/O kotka Mitta Khel Lakki Marwat.

To this effect a proper case vide FIR No 987 Dated 25-08-2022 U/S 15AA Police Station Mandan was registered against the above named private individual.

On the above charges he was properly charge sheeted & appointed as Enquiry Officer with the directions to conduct enquiry into the matter within stipulated period.

On completion of the enquiry proceedings the Enquiry Officer furnished his findings report which revealed that the Govt: SMG Rifle bearing No. (313)56-14615516 being disbursed upon defaulter Constable Khalil Ur Rahman No.6996/FRP from General Kot of FRP Police Lines II Bannu had been recovered by the local Police of Police Station Mandan from the possession of one Aman Ullah S/O Younas Khan R/O kotka mitta Khel Lakki Marwat and a proper Case vide FIR No. 987 dated 25-08-2022 U/S 15AA had been registered to this effect at Police Station Mandan against the after-named accused. Later on the said Govt: Rifle was released on Superdari by the Judicial Magistrate-I Bannu and deposited into the General Kot of FRP Police Lines Bannu dated 23-09-2022.


Therefore I, Abdul Sattar Superintendent of Police FRP Bannu Range Bannu, being competent authority in exercise of the powers conferred to me under the Police Rules 1975, agreed as per the official SMG allotted to the official was recovered from a private person vide Case FIR No.987 dated 25-08-2022 PS Mandan Bannu U/S 15AA, attract me to award Major punishment to the defaulter / accused Police official i.e Dismissed from Service with immediate effect. His pay during his duty be released to him.

OB No. 597

Dated: 02/11/2022.

Copy to:

PO, SRC & OIC for necessary action.


Superintendent of Police,
FRP, Bannu

Handwritten notes in Urdu script, including mathematical expressions and calculations. Visible numbers include 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200.

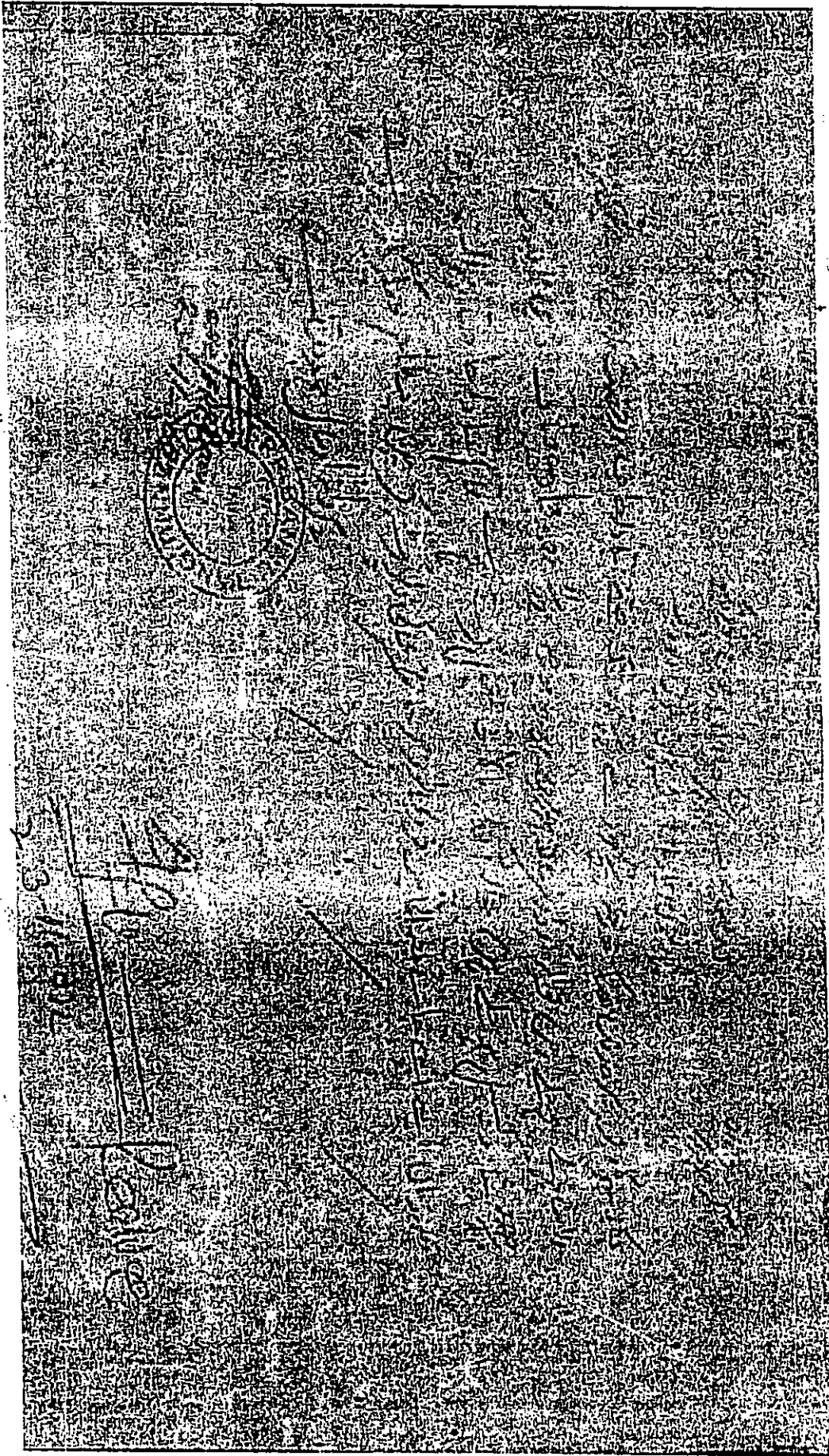
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23-11-22



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از دفتر
OHC
FRP

فصل ہون

خدمت جناب $\frac{50}{FRP}$ صاحبان فون ٹورنگ

بلاٹون انجارجمانی و سر رمان ہون ٹورنگ

ت
۱۸-۱۱-۲۲

بکار سکرٹری تحریر خدمت ہے کہ مورخہ ۱۷-۱۱-۲۲ تک جتنے تبادلہ جات
رخصت ملازمت SPL نمبر و تبادلہ کے یوٹیل ہیں۔ بحوالہ آرڈر نمبر 61-626/D
مورخہ ۱۱-۱۱-۲۲ جاریہ جناب ڈپٹی کمشنر FRP تبادلہ کنسل ہو چکے
بحوالہ آرڈر بالکل کیسے کرتے ہوئے تمام تبادلہ جات ٹرانسفر شدہ
ملازمتان اپنے اپنے جائے کنسینا تھی میں قوری طور حاضر کیا گئی
رپورٹ کریں۔ مطلع کر کے کر کار بند رہے۔

پروان ارسال خدمت ہے۔

Sd / stamp
23-11-22

Sd Received
23-11-22

ایجنٹ برائے بحالی دکنرمت آرڈر نمبر 597

برخلاف آرڈر نمبر 597 مورخہ 26 جولائی 2022ء

خواب عالی

۱) یہ کہ مسائل مورخہ 26-6-2022 سے جوہت کا ٹیسٹ FRP میں ہے اور نہایت اہم انداز میں خوش اسلوبی اور حالت نشانی سے اپنی ڈیوٹی سر انجام دیا گیا ہے۔

۲) یہ کہ موجودہ حالات و واقعات کے لحاظ سے کارکنان کو فوری طور پر بحالی کے لیے سہولتیں فراہم کرنا چاہئے۔ No (3:3) 56-14615516

۳) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۴) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۵) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۶) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۷) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۸) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۹) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۱۰) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۱۱) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۱۲) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۱۳) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۱۴) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

۱۵) یہ کہ مسائل کو فوری طور پر حل کرنا چاہئے اور اس کے لیے سہولتیں فراہم کرنا چاہئے۔ (25-8-2022)

J 28 17-5-23

ORDER

This order will dispose of the departmental appeal preferred by ex-constable Khalil Ur Rehman No. 6993 of FRP Bannu Range, against the order of SP FRP Bannu Range issued vide OB No. 597, dated 02.11.2022, wherein he was awarded major punishment of dismissal from service. Brief facts of the case are that one Govt. Rifle SMG No. (313) 56-14615516 alongwith one magazine containing 30 Rounds was distributed upon him from general Kot for duty purpose, while the same rifle was subsequently recovered by SHO Mandan from the possession one private person namely Aman Ullah S/o Younas Khan R/o Mitta Khel, Lakki Marwat. In this regard, a criminal case vide FIR No. 987, dated 25.08.2022 U/S 15-AA, Police Station Mandan was registered against the above named private person.

On the allegations of above, the above named constable was issued Charge Sheet alongwith Statement of Allegations and Enquiry Officer was nominated to conduct proper enquiry against him. After completion of enquiry the Enquiry Officer submitted his finding report, wherein he reported that the Govt. SMG rifle which was disbursed upon the delinquent constable was recovered by the local police of Police Station Mandan from the possession of Aman Ullah S/o Younas Khan and proper criminal case had been registered against him. Later on the said rifle has procured of **Superdari** from the court of the Judicial Magistrate-I Bannu on 23.09.2022 and deposited into the general Kot of FRP Police Line Bannu.

Keeping in view the above narrated facts and other material available on record, he was awarded major punishment of dismissal from service vide OB No. 597, dated 02.11.2022.

Feeling aggrieved against the impugned order of SP FRP Bannu Range Bannu, the applicant preferred the instant appeal. The applicant was summoned and heard in person in Orderly Room held on 13.01.2023.

During the course of personal hearing, the applicant failed to present any justification regarding to his innocence. From perusal of enquiry file it has been found that the allegations leveled against the appellant were fully established during the course of enquiry. Thus the applicant has been found to be an irresponsible person in utter disregard the discipline of the force. Therefore any leniency or complacency would further embolden the accused officer and impinge upon adversely on the overall discipline and conduct of the force. There doesn't seem any infirmity in the order passed by the competent authority, therefore no ground exist to interfere in the same.

Based on the findings narrated above, I, Commandant FRP Khyber Pakhtunkhwa, Peshawar, being the competent authority, has found no substance in the appeal, therefore, the same is rejected and filed being meritless.

Order Announced


Commandant

Frontier Reserve Police
Khyber Pakhtunkhwa, Peshawar

No. 588-89 /SI Legal, dated Peshawar the 17/01/2023

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

1. SP FRP Bannu Range, Bannu. His Service record alongwith D-file sent herewith
2. Ex-constable Khalil Ur Rehman No. 6993 S/o Mehr Ullah Khan R/o Village Sar Khel, Police Station Lakki Marwat, District Lakki Marwat.

58. 11182 ایڈیل ہر لے جانی ملازمت آڈیٹار 5471

2022
2022
2022

خارجی

یہ کہ مسائل میں 26-6-2007 سے مختلف ایپیل FRP میں
اور نہایت اہم اندازی خرابی اور جانفشانی سے ایپل کو ترقی
مہر ایچ ایم ڈی کے

یہ کہ موجودہ حالات و واقعات مہمان ٹارگٹ و گنٹ اور دستہ بندی بنیاد
پر مسائل مہر ایچ ایم ڈی کے اپنے ساتھ رکھا گیا - No (313) 56-14615516

یہ کہ مسائل کو پوری طور پر حل کر دیا گیا ہے (25-8-2022)
مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

یہ کہ مسائل کو مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)
مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

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مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

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مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

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مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

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مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

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مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

یہ کہ مسائل کو مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)
مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

یہ کہ مسائل کو مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)
مہر ایچ ایم ڈی کے مسائل اور مسائل کے بعد (25-8-2022)

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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 Khalil Ur Rahman No. 6993. The petitioner was dismissed from service by SP FRP Bannu Range vide OR No. 597, dated 02.11.2022 on the allegations that one Govt. Rifle SMG No. (313) 56-14615516 alongwith one magazine containing 30 rounds was distributed upon him from general Kot for duty for duty purpose while the same rifle was subsequently recovered by SHO Mandani from the possession one private person namely Aman Ullah s/o Younas Khan r/o of Mitta Khel, Lakki Marwat. In this regard, a criminal case vide FIR No. 987, dated 25.08.2022 u/s 15-AA, PS Mandani was registered against the above-named private person.

His appeal was rejected by Commandant FRP vide Order Endst: No. 588-89/SI Legal, dated 17.01.2023.

Meeting of Appellate Board was held on 12.12.2023 wherein petitioner was heard in person. The petitioner contended that he kept the Govt. issued Rifle at home for self-defense & my brother gave my Govt. issued Rifle to the private citizen by mistake.

Perusal of enquiry papers revealed that the allegations leveled against the petitioner has been proved. The petitioner failed to submit any cogent reason in his self-defense. The Board sees no ground and reasons for acceptance of his petition, therefore, his petition is hereby rejected.

Sd/-

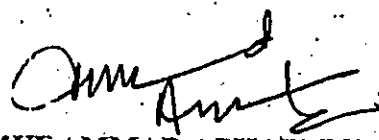
AWAL KHAN, PSP

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

No. SI/ 2999-3204/23, dated Peshawar, the 22-12-2023.

Copy of the above is forwarded to the:

1. Commandant, Frontier Reserve Police, Khyber Pakhtunkhwa, Peshawar. Service Record alongwith D-File of the above named Ex-FC received vide your office Memo: No. 1682/SI Legal, dated 21.02.2023 is returned herewith for your office record.
2. SP FRP, Bannu Range.
3. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQrs. Khyber Pakhtunkhwa, Peshawar.
6. Office Supdt: IS-IV CPO Peshawar.


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

قیمت
50 روپے

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پشاور بار ایسوسی ایشن، خیبر پختونخواہ

ایڈوکیٹ: سہرا اشر خان مروت



بار کونسل ایسوسی ایشن نمبر 1539-11-11-11

رابطہ نمبر: 9107737-0333

بعدالت جناب:

مخاطب:	
دعویٰ:	
علت نمبر:	
موضوع:	
جرم:	
تھانہ:	

باعت تحریر آگے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ
آن مقام کے لئے اور کیلئے سہرا اشر خان مروت کی درخواست دیکھائی / اور درخواست کو وکیل مقرر
کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کالہ اختیار ہوگا، نیز وکیل صاحب کو
راضی نامہ کرنے و تقرر ثالثت و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق
زیریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یا کٹ طرفہ یا اپیل کی برآمدگی اور منسوخی، نیز
دائر کرنے اپیل نگزائی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ 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 وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پر داخستہ منظور و قبول ہوگا
دوران مقدمہ میں جو خرچہ ہر جائزہ التوائے مقدمہ کے سبب سے ہوگا یا کوئی تاریخ پیشی مقام دورہ یا حد سے
باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے



المرقوم: 107/2024

الع ہد واہ شد الع ہد
مقام

Saeed Ullah Khan
Advocate
Saaf Ullah Khan Mawit

حلیل الرحمن بعلقو

ارباب مہینہ اللہ
ایچ و ایچ

ایچ و ایچ

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔