

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

SERVICE APPEAL No. 1656/2023

Jawad..... (Appellant)

**VERSUS**

Provincial Police Officer, KPK &

Others.....(Respondents)

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Respondents

Through



Said Alam DSP (Legal),  
Mohmand

CNIC# 21407-4697246-1

CELL NO: 0345-9160916

21.07.2023  
Peshawar



BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR

SERVICE APPEAL No. 1656/2023

Jawad..... (Appellant)

VERSUS

Provincial Police Officer, Khyber Pakhtunkwa, Peshawar & Others.....(Respondents)

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO 1,2 & 3

RESPECTFULLY SHEWETH:

Preliminary Objections:-

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 11191

Dated 16-02-2024

1. That the instant service appeal is not maintainable under the law.
2. That the appeal is not based on facts.
3. That the appellant has got no cause of action and locus standi.
4. That the appellant has concealed the real facts from the honorable Tribunal.
5. That the appellant is estopped to file the service appeal by his own conduct.
6. That the appeal is barred by law & limitation.

REPLY ON FACTS:-

1. Pertains to personal information of appellant.
2. Incorrect, the appellant was charged during investigations in case vide FIR No. 683 dated 12.08.2021 U/S 377-PPC/48/50/53-CPA Police Station Tangi District Charsadda, as in the instant case the appellant himself indulged in immoral activities which is totally against the norms of disciplined force. On this serious crime, he was proceeded against departmentally, charge sheet along with summary of allegations ( **Annexure 'A'** ) issued to the appellant. Mr. Shakeel Ahmad SP/ Investigation, Mohmand was appointed as enquiry officer with direction to conduct departmental enquiry in accordance with law/ rules. The enquiry officer conducted the enquiry in accordance with law/ rules and submitted findings of enquiry ( **Annexure 'B'** ) wherein, it has been found that allegations leveled against the appellant have been proved beyond any shadow of doubt. During the course of enquiry proceedings, nexus of the appellant with the commission of offence was established. Hence, the retention of appellant in Police Department will stigmatize the prestige of entire Police Force. On receipt of the enquiry findings, the appellant was served with final show cause notice ( **Annexure 'C'** ) upon which he replied but the same was not found satisfactory hence, the appellant was awarded major punishment of dismissal from service vide OB No 1132 dated 14.01.2022. ( **Annexure 'D'** ).
3. Pertains to the record of Honorable Court. It is pertinent to mention here that criminal case proceeding and departmental proceeding are distinct in nature and both can run side by side. Reliance is placed on 2018 SCMR 733 and 1993 SCMR 2177.
4. Incorrect, the appellant was proceeded against departmentally on the basis of his involvement in a case vide FIR No. 683 dated 12.08.2021 U/S 377-PPC/48/50/53-CPA Police Station Tangi District Charsadda, as in the instant case the appellant himself indulged in immoral activities which is totally against the norms of disciplined force. As already explained in para No.2 that each and every aspect of departmental enquiry adopted by Competent Authority before issuance of dismissal order dated 14.01.2022.



5. Incorrect, the appellant was summoned and heard in person in Orderly Room by Regional Police Officer Mardan on 08.06.2022, during the course of personal hearing, the appellant could not present any cogent justification to warrant interference in the order passed by the competent authority. Hence, the very conduct of appellant is unbecoming of a disciplined Police Officer. Therefore, the appellate authority, find no substance in the appeal therefore, rejected, being devoid of merit. Similarly, meeting of Appellate Board was held on 02.06.2023 wherein appellant was heard in person, the appellant failed to advance any plausible explanation in rebuttal of the charges, hence his revision petition was rejected in accordance with rules. (Copies of order dated 13.06.2022 and 21.07.2023 is attached as **(Annexure 'E' & 'F')**).
6. Incorrect, being a member of disciplined/uniformed force the involvement of the delinquent Officer in such like immoral activities brought a bad name for entire Police force in the eyes of general public, besides affecting other members of Police force. Moreover, the appellant was under obligations to safeguard/protect the honor/dignity of the public irrespective of their gender but in the instant case the appellant himself indulged in immoral activities which is totally against the norms of disciplined force. Hence the instant Service Appeal is not maintainable and is liable to be dismissed on following grounds.

REPLY ON GROUNDS:-

- A. Incorrect, the orders dated 04.01.2022, 13.06.2022 and 21.07.2023 are legal in accordance with facts and are maintainable hence, no need to be set aside.
- B. Incorrect, the appellant has been provided ample opportunity but he badly failed to advance any plausible grounds in his self defence. The orders of the competent authorities are legal in accordance with facts and are maintainable hence, no need to be set aside.
- C. Incorrect, as already explained above, proper departmental enquiry was conducted against the delinquent official in accordance with law/ rules and order dated 14.01.2022 is legal in accordance with facts and are maintainable.
- D. Incorrect. show cause was issued to the appellant, as already explained above, proper departmental enquiry was conducted against the delinquent official in accordance with law/ rules, the orders of the authorities have full backing of law/ rules hence, no violation exist on part of respondents.
- E. Incorrect, already explained in preceding paras.
- F. Incorrect, as already explained above, proper departmental enquiry was conducted against the delinquent official in accordance with law/ rules and the instant matter of the appellant has no nexus with Police Rules 1934 and CSR-194-A. the orders of the authorities have full backing of law/ rules hence, no violation exist on part of respondents.
- G. Incorrect, as already explained above, proper departmental enquiry was conducted against the delinquent official in accordance with law/ rules. The appellant has been rightly dismissed in accordance with law/rules and is not entitled to be reinstated in service. It is pertinent to mention here that criminal case proceeding and departmental proceeding are distinct in nature and both can run side by side.
- H. Incorrect, the appellant has been provided ample opportunity but he badly failed to advance any plausible grounds in his self defence.
- I. The respondents department also seeks permission to raise additional grounds at the time of arguments.

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PRAYERS:

Keeping in view the above stated facts it is humbly prayed that the appeal being not maintainable, barred by law/ rules may kindly be dismissed with costs, please.

District Police Officer,  
Mohmand  
Respondent No. 3  
MUHAMMAD AYAZ (PSP)  
Incumbent

*(Signature)*

Regional Police Officer,  
Mardan Region,  
Respondent No. 2  
MUHAMMAD/SULEMAN (PSP)  
Incumbent

*09/02/24*

*(Signature)*  
DIG/ Legal, CPO  
For Inspector General of Police, Khyber  
Pakhtunkhwa, Peshawar.  
Respondent No. 1  
(DR. MUHAMMAD AKHTAR ABBAS)  
Incumbent *(Signature)*

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

SERVICE APPEAL No. 1656/2023

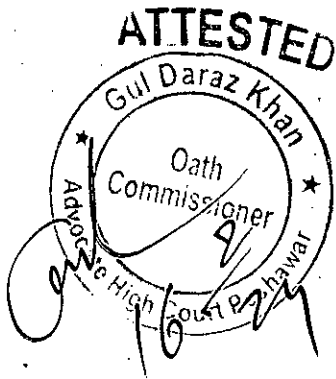
Jawad..... (Appellant)

**VERSUS**

Provincial Police Officer, Khyber Pakhtunkwa, Peshawar & Others.....(Respondents)

**AFFIDAVIT**

I, Muhammad Ayaz (PSP), District Police Officer, Mohmand (Respondent No. 3), do hereby solemnly affirm on oath that the contents of accompanying comments on behalf of Respondents No. 1, 2 & 3 are correct to the best of my knowledge and belief. Nothing has been concealed from this Honorable Khyber Pakhtunkwa Service Tribunal Peshawar. It is further stated on oath that in this appeal, the answering respondents have neither been placed ex-parte nor their defence has been struck off.



**DEPONENT**

(Muhammad Ayaz) PSP  
District Police Officer,  
Mohmand  
(Respondent No. 3)



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**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

SERVICE APPEAL No. 1656/2023

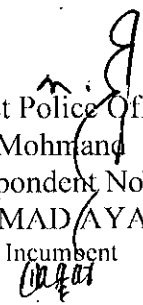
Jawad..... (Appellant)

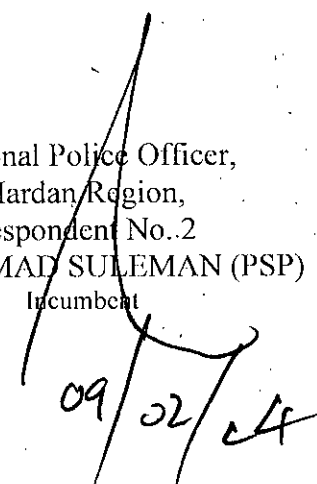
**VERSUS**

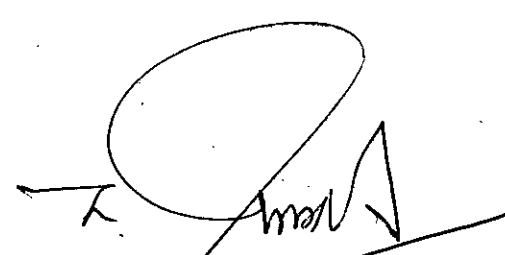
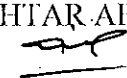
Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar & Others.....(Respondents)

**AUTHORITY LETTER**

Mr. Said Alam working as DSP (Legal) is hereby authorized for submission of legal documents, comments and affidavit before the Honorable Khyber Pakhtunkhwa Service Tribunal, Peshawar on behalf of Respondents No. 1, 2 & 3 in above mentioned Service Appeal.

District Police Officer,  
Mohnand  
Respondent No. 3  
MUHAMMAD AYAZ (PSP)  
Incumbent  


Regional Police Officer,  
Mardan Region,  
Respondent No. 2  
MUHAMMAD SULEMAN (PSP)  
Incumbent  


  
DIG/ Legal, CPO  
For Inspector General of Police, Khyber  
Pakhtunkhwa, Peshawar.  
Respondent No. 1  
(DR. MUHAMMAD AKHTAR ABBAS)  
Incumbent  




⑤

Annexure 'A'

①

**CHARGE SHEET UNDER KPK POLICE RULES, 1975**

I, *Mr. Salah-ud-Din Kundi*, District Police Officer, Mohmand, as competent authority hereby charge you *Constable Jawad No. 910*, as follows.


That you *Constable Jawad No. 910* of the District Police while posted at District Court Security Ghallanai involved/charged in case FIR No. 683 dated 12-08-2021 u/s 377-PPC/48/50/53-CPA PS Tangi District Charsadda. Your such act is highly objectionable, against norms of discipline force and earning bad name for the department.

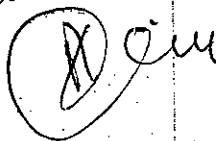
ii) Being a part of a uniform force this act shows gross misconduct on this part.

Being a member of discipline force, such act is highly objectionable and against the norms of discipline force.

This amount to grave misconduct on your part, warranting Departmental action against you as defined in section-6(i)(a) of the KPK Police Rules 1975.

1. By reason of the above, you appear to be guilty of misconduct under section 02(III) of the KPK Police Rules 1975 and are render your self liable to all or any of the penalties as specified in section 04(i) a & b of the said rules.
2. You are therefore, directed to submit your written defense within (07) days of the receipt of the Charge Sheet to the Enquiry Officer.
3. Your written defense, if any should reach to the enquiry officer within the specified period, in case of failure, it shall be presumed that you have no defense to put-in and in that case an ex-parte action shall follow against you.
4. Intimate, whether you desired to be heard in person.

  
*District Police Officer,*  
*Mohmand.*

Attested  






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**OFFICE OF THE DISTRICT POLICE OFFICER  
MOHMAND**

PHONE NO. 0924-290179 FAX 0924-290056

**DISCIPLINARY ACTION UNDER KPK POLICE RULES-1975**

I, Mr. Salah-ud-Din Kundi, District Police Officer, Mohmand, as competent authority am of the opinion that Constable Jawad No. 910 has rendered himself liable to be proceeded against as he has committed the following acts/omissions within the meaning of section-02 (iii) of KPK Police Rules-1975.

**STATEMENT OF ALLEGATIONS:**

That Constable Jawad No. 910 of the District Police while posted at District Court Security Ghallanai involved/charged in case FIR No. 683 dated 12-08-2021 u/s 377-PPC/48/50/53-CPA PS Tangi District Charsadda. His such act is highly objectionable, against norms of a disciplined force and earning bad name for the department.

II) Being a part of a uniform force this act shows gross misconduct on this part.

Being a member of discipline forced, such act is highly objectionable and against the norms of discipline force.

This amounts to grave misconduct on his part, warranting departmental action against him.

For the purpose of scrutinizing the conduct of the said official Mr. Sp Shakeel Ahmad, hereby deputed to conduct proper departmental enquiry against the aforesaid official, as contained in section -5 (I)(a) of the afore mentioned rules. The enquiry officer after completing all proceedings shall submit his verdict to this office within stipulated period of (10) days.

Constable Jawad No. 910 is directed to appear before the enquiry officer on the date, time and place fixed by the (enquiry officer). Charge sheet is attached herewith.

District Police Officer,  
Mohmand.

No. 2467-69 /PA: dated Mohmand the 19 / 10 /2021.

Copies for information to the:

1. Enquiry Officer of the District Mohmand Sp Investigation is directed to initiate departmental proceedings against the accused under the police Disciplinary Rules, 1975 read with amendments 2014.
2. FC- Jawad No. 910 to appear before the Enquiry officer on the date, time & Place fixed by the Enquiry Officer for on the date, time & fixed by the enquiry for the purpose of enquiry proceedings.

Attest ed





انکوائری رپورٹ

جناب عالی!

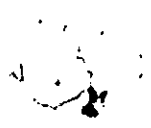
بحوالہ چھٹی انگریزی نمبر PA/69-2467 مورخہ 19/10/2021 جاریہ DPO صاحب ضلع مہمند معروض ہوں۔ کہ کنشیل جو انمبر 910 کے خلاف تھانہ تنگی ضلع چارسدہ میں بحوالہ مقدمہ عدلت 683 مورخہ 12.08.2021 بجرم 377-PPC/48/50/53-CPA دعویٰ جاری ہو کر جس کو تھانہ تنگی ضلع چارسدہ نے گرفتار کر کے چالاان عدالت ہو کر داخل جوڈیشل حوالات چارسدہ ہے۔ جس کے خلاف محکمانہ کارروائی کیلئے تحریر کیا ہے۔ انکوائری ہذا من انسپکٹر کو حوالہ ہو کر ذیل کارروائی عمل میں لائی گئی ہے۔

دوران انکوائری من انسپکٹر نے اندر میں بارہ متعلقہ تھانہ تنگی سے ملزم کنشیل جو انمبر 910 کا نقول پرچہ جات وغیرہ حاصل کر کے تفتیشی آفسر ASI راجیل خان تھانہ تنگی کا منسل بیان لیا جا کر لف انکوائری ہذا میں۔ علاوہ ازیں ملزم کنشیل جو انمبر 910 جو جوڈیشل حوالات چارسدہ میں ہے۔ قانونی تقاضے پورا کرنے کی عرض سے عدالت مجاز سے تحریری اجازت حاصل کر کے اور ملزم کنشیل جو انمبر 910 کا تحریری بیان بھی لیا جا کر جولف انکوائری ہذا ہے۔ دوران انکوائری مدعی مقدمہ مسی طلحہ ولد آواز سکنہ سہنگے سلعے کو بذریعہ فون اور تحریری پروانہ زیر دفعہ 160 ض ف من انسپکٹر کو بسلسلہ انکوائری پیش ہونے کی اطلاع دی گئی۔ لیکن تا حال من انکوائری آفسر کو پیش نہ ہوا۔

1- ASI راجیل خان تفتیشی آفسر تھانہ تنگی کا تحریری بیان لیا جا کر جس نے بیان کیا ہے۔ کہ مدعی مقدمہ طلحہ ولد محمد آواز سکنہ سہنگے سلعے نے بوساطت افسران بالا درخواست دائر کر کے کہ ملزمان (1) راداد ولد رحمان گل (2) کاشف ولد میر گلگاب (3) گل آمان ولد مستقیم (4) سلیمان ولد لیاقت (5) جو اولد فضل وود نے میرے ساتھ 5/6 ماہ قبل خلاف وضع فطری کی گئی ہے۔ درخواست پر شاہ خالد ASI نے مقدمہ رجسٹر کیا۔ تفتیش من ASI کو حوالہ ہو کر نقشہ موقع مرتب کر کے گواہان کے بیانات لئے گئے ہیں۔ دوران تفتیش خلاف وضع فطری کی مشتبہ ویڈیو۔ موبائل سینٹ مدعی کے پیش کردہ بطور ثبوت قبضہ کیا ہے۔ مدعی مقدمہ کا میڈیکل کر کے مگر رپورٹ ڈاکٹری بوجہ 5/6 ماہ قبل وقوعہ منفی موصول ہوا۔ ملزمان کا سیکول (sexual) رپورٹ مثبت موصول ہوا ہے۔ جرگہ شران کے انتقال شامپ پیپر بطور ثبوت صفحہ مشل پر لائے گئے ہیں۔ ملزمان نے BBA کر کے جو کہ خارج ہو کر گرفتار کئے گئے۔ دوران تفتیش مورخہ 13.08.2021 کو ملزم نام معلوم کو معلوم کر کے اور جو اولد فضل وود ساکن کیروہ پر دعویٰ جاری کی گئی۔ اسی طرح تفتیش آفسر ASI راجیل خان تھانہ تنگی نے تحریری بیان اور نقول مثل مقدمہ حوالہ کر کے جولف انکوائری ہے۔

2- ملزم کنشیل جو اولد فضل وود سکنہ پڑانگ غار کا تحریری بیان لیا جا کر جس نے بیان کیا۔ کہ میں سال 2014 میں لیوی فورس ضلع مہمند میں بھرتی ہوا۔ ابھی تک ریکورڈ ٹریڈنگ نہیں کیا ہے۔ ضلع مہمند ڈسٹرکٹ کورٹس میں سیکورٹی ڈیوٹی کر رہا تھا۔ میں ڈیوٹی سے آیا۔ تو ہمارے اراضی واقع سہنگے سلعے جس میں ایک کمرہ ہے۔ جس میں طلحہ ولد آواز سکنہ ویدہام کیساتھ ملزمان (1) راداد ولد رحمان گل (2) کاشف ولد میر گلگاب (3) گل آمان ولد مستقیم (4) سلیمان ولد لیاقت ساکنان سہنگے سلعے نے بھاری بھاری خلاف وضع فطری کی۔ اور میرے خلاف بھی

Attested  
Dei



دعویداری کی ہے۔ بعد میں جرگہ مشران نے ہمارے مابین راضی نامہ کیا۔ اور جملہ ملزمان معہ مجھ سے -/130000 فی کس وصول کئے۔ جس پر اس میں جرگہ مشران نے تحریر کیا ہے۔ کہ جملہ ملزمان طلبہ کو طعنہ نہیں دیں گے۔ بعد میں ملزمان میں سے ایک ملزم نے ایک ویڈیو داخل کی ہے۔ اور بعد میں دائیں ایپ پرواؤس میج دی ہے۔ اس سلسلہ میں طلبہ نے ایک تحریری درخواست دی۔ جس پر انکواری ہوئی۔ اور ہم جملہ ملزمان پر FIR درج رجسٹر ہو گیا۔ میں موقع پر موجود تھا۔ جرگہ مشران نے مجھے قصور وار ٹھہرایا ہے۔ اور جرگہ مشران کو بطور جرمانہ مبلغ -/130000 روپے ادا کیا ہے۔

### خلاصہ انکواری

انکواری کاغذات سن انسپکٹر کو حوالہ ہو کر دوران انکواری تھانہ تنگی ضلع چارسدہ جا کر تفتیشی آفسر ASI راجیل خان کا تحریری بیان لیا گیا ہے۔ ASI راجیل خان نے نقل مثل۔ اور مشران جرگہ کافر یقین کے مابین تحریر کردہ سٹامپ پیپر بھی پیش کر کے جو لفظ انکواری ہذا ہے۔ اسی طرح جوڈیشل حوالات چارسدہ جا کر ملزم کا بیان بھی قلمبند کیا گیا ہے۔ چونکہ ملزم جواد کو جرگہ مشران نے گنہگار قرار ٹھہرا کر مبلغ -/130000 روپے جرمانہ کیا ہے۔ جو کہ ملزم نے مدعی فریق کو ادا کیا ہے۔

جملہ حالات واقعات۔ خفیہ معلومات اور سٹامپ پیپر (مابین ملزم فریق و مدعی فریق) سے ملزم کنشیل جواد نمبر 910 گنہگار قرار پایا گیا ہے۔ لہذا ملزم کنشیل جواد نمبر 910 کے خلاف سنگین سزا کی سفارش کی جاتی ہے۔ انکواری رپورٹ گزارش ہے۔

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محمد ریاض انسپکٹر انوشی گیشن ضلع مہمند

Attested.  
Bair

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Annex "C"



DISTRICT POLICE OFFICER,  
MOHMAND TRIBAL DISTRICT GHALLANAI

Email: [dpomohmand@gmail.com](mailto:dpomohmand@gmail.com)

Ph: 0924-290179 Fax: 0924-290056

**FINAL SHOW CAUSE NOTICE**

No. 3579 /PA, dated Mohmand the: 28 /12/2021.

WHEREAS, You FC Jawad No. 910 while posted at District Court Ghallanai was found guilty as under:-

That you while posted at District Court Ghallanai was charged vide FIR No. 683, dated 12.08.2021 u/s 377PPc-48-50-53CPA PS Tangi District Charsadda. Your such act was highly objectionable and against the norms of discipline force.

To substantiate the allegation leveled in the Fact/Finding inquiry you were charge sheeted together with statement of allegation and SP Investigation Mohmand was appointed as an inquiry officer to conduct inquiry under the rule.

WHEREAS, Enquiry Officer in findings of the enquiry report has found you at fault while performing your official duties in the matter under reference, therefore, he has recommended you for awarding **Major punishment**.

**AND WHEREAS**, I am satisfied that you had committed misconduct and guilty which stand proved and rendered you liable.

Now Therefore, **Salah-ud-Din**, District Police Officer, Mohmand as Competent Authority has tentatively decided to imposed upon you, any one or more penalties including the penalty of dismissal from service under KPK Police Rules, 1975.

You are therefore, required to submit reply of this Final Show Cause within **07** days of the receipt of this notice, as to why the aforesaid penalty or any other should not be imposed upon you, failing which it shall be presumed that you have no defense to offer and an ex-parte action shall be taken against you. Meanwhile you also intimate that whether you desire to be heard in person or otherwise.

Attested  
*[Signature]*

*[Signature]*  
District Police Officer,  
Mohmand Tribal District

(11)

Annexure "D" "D"


OFFICE OF THE  
DISTRICT POLICE OFFICER  
MOHMAND TRIBAL DISTRICT GHALLANAI  
Email: dpomohmand@gmail.com  
Ph: 0924-290179 Fax: 0924-290056

**ORDER:**

This order will dispose-off the inquiry proceeding against **FC Jawad No. 910** with the allegations that he while posted at District Court Ghallanai was charged vide FIR No. 683, dated 12.08.2021 u/s 377PPc-48-50-53CPA PS Tangi District Charsadda.

To scrutinize the conduct of the delinquent official, he was issued charge sheet together with statement of allegation & inquiry was entrusted to Mr. Shakeel Ahmad (SP Investigation) vide this office letter No. 2467-69/PA, dated 19.10.2021. The inquiry officer after fulfilling all legal and codal formalities, the alleged constable was found at fault, however, recommended for **Major Punishment**.

Based on the above I **Salah-ud-Din Kundi, District Police Officer, Mohmand** being the competent authority and exercise of power vested in me under the Khyber Pakhtunkhwa, Government Servant (Efficiency & Discipline) rules 2011, hereby awarded him **Major Punishment of Dismissal from the service with immediate effect.**

  
District Police Officer,  
Mohmand Tribal District


OB No. 1132

Date 14/01/2022

No. 61-63 /PA, dated Mohmand the: 14/01/2022

**Copy forwarded to the:**

- Regional Police Officer, Mardan for favor of kind information please.
- HC/EC/FMIC
- Pay Officer

*Attested*  


12

Annex "E"

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ORDER.

This order will dispose-off the departmental appeal preferred by Ex-Constable Jawad No. 910 of Mohmand District Police against the order of District Police Officer, Mohmand, whereby he was awarded major punishment of dismissal from service vide OB: No. 1132 dated 14.01.2022. The appellant was proceeded against departmentally on the allegations that he while posted at District Court Ghallani was charged in case FIR No. 683 dated 12.08.2021 U/S 377/48/50/53-CPA Police Station Tangi District Charsadda.

Proper departmental enquiry proceedings were initiated against him. He was issued Charge Sheet alongwith Statement of Allegations and the then Superintendent of Police Investigation, Mohmand was nominated as Enquiry Officer. The Enquiry Officer after fulfilling codal formalities submitted his findings wherein he found the delinquent Official guilty of misconduct and recommended him for major punishment.

He was issued Final Show Cause Notice to which his reply was received and found unsatisfactory. Hence, he was awarded major punishment of dismissal from Service vide OB: No.1132 dated 14.01.2022 by the District Police Officer, Mohmand.

Feeling aggrieved from the order of District Police Officer, Mohmand, the appellant preferred the instant appeal. He was summoned and heard in person in Orderly Room held in this office on 08.06.2022.

From the perusal of the enquiry file and service record of the appellant, it has been found that the allegations against the appellant have been proved beyond any shadow of doubt. Being a member of disciplined/uniformed force, the involvement of the delinquent Officer in such like immoral activities brought a bad name for entire Police force in the eyes of general public, besides affecting other members of Police force. Moreover, the appellant was under obligations to safeguard/protect the honor/dignity of the public irrespective of their gender but in the instant case the appellant himself indulged in immoral activities which is totally against the norms of disciplined force. Hence, the retention of appellant in Police Department will stigmatize the prestige of entire Police Force. Besides, the case of the appellant is sub-judice before the trial court and during the course of personal hearing, he could not present any cogent justification to warrant interference in the order passed by the competent authority. Hence, the very conduct of appellant is

*Attested*  
*(H) ei*

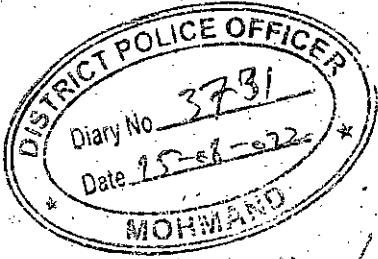
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13

unbecoming of a disciplined Police Officer. Therefore, the order passed by the competent authority does not warrant any interference.

Keeping in view the above, I, Yaseen Farooq, PSP Regional Police Officer, Mardan, being the appellate authority, find no substance in the appeal, therefore, the same is rejected and filed, being devoid of merit.

Order Announced.



*[Signature]*  
Regional Police Officer,  
Mardan.

No. 4112 /ES, Dated Mardan the 13 /06 /2022.

Copy forwarded to District Police Officer, Mohmand for information and necessary w/r to his office Memo: No. 679/DPO/M dated 01.04.2022. His service record is returned herewith.

(\*\*\*\*\*)

*g/c Legal Branch*  
*for* *m/d.*

*[Signature]*  
D.P.O. Mohmand  
15-6-2022

Attested  
*[Signature]*



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR

(14)

Amex - "F"

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted Ex-PC Jawad No. 910. The petitioner was dismissed from service by DPO Mohammad vide OR No. 1132, dated 14.01.2022, on the allegations that he was charged in case FIR No. 683, dated 12.08.2021 vide 377/18/50/53-C.P.A. Peshawar District (Marsadda).

The Appellate Authority i.e. RPO Marsadda rejected his appeal vide order Jndst. No. 4112/53 dated 13.06.2022.

Meeting of Appellate Board was held on 02.06.2023 wherein petitioner was heard in person. Petitioner contended that he was innocent.

Refusal of enquiry papers reveals that the allegations leveled against the petitioner have been proved. During hearing, petitioner failed to advance any plausible explanation in rebuttal of the charges.

The Board sees no ground and reasons for acceptance of his petition; therefore, the Board decided that his petition is hereby rejected.

Sd/-  
RIZWAN MANZOOR, PSP  
Additional Inspector General of Police,  
HQs: Khyber Pakhtunkhwa, Peshawar.

1880-55-723, dated Peshawar, the 21-07-2023.

(copy of the above is forwarded to the:-

1. Regional Police Officer, Marsadda, Service Roll and One Fuji Missal of the above named for your office record.
2. District Police Officer, Mohammad.
3. Additional Inspector Khyber Pakhtunkhwa, Peshawar.
4. PA to Addl. IGP/HQs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQs: Khyber Pakhtunkhwa, Peshawar.
6. PA to Registrar CPO Peshawar.
7. Office Superintendent CPO Peshawar.

Amex - "F"

(DR. AMIR UL HAQ) PSP  
Additional Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.