BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 458/2016

Date of Institution ... 29.04.2016

Date of Decision ... 16.05.2019

Zahir Khan Ex. Constable 4887 District Police Peshawar S/o Aziz Gul R/o Saeedabad Pajagi Road Peshawar. ... (Appellant)

(Respondents)

VERSUS

Superintendent of Police, Headquarters Peshawar and three others.

MR. TAIMUR ALI KHAN, Advocate ---- For appellant. MR. USMAN GHANI District Attorney ---- For respondents. MR. AHMAD HASSAN, ---- MEMBER(Executive) MR. MUHAMMAD AMIN KHAN KUNDI ---- MEMBER(Judicial)

JUDGMENT

AHMAD HASSAN, MEMBER.- Arguments of the learned counsel for the

parties heard and record perused.

ARGUMENTS

2. Learned counsel for the appellant argued that on the allegations of absence from duty, disciplinary proceedings were initiated against him and upon completion major penalty of dismissal from service was awarded to the appellant vide impugned order dated 18.02.2015, which was handed over to him on 10.05.2015. He preferred departmental appeal on 06.07.2015, which was dismissed on 06.07.2015. Thereafter he filed review petition copy of which is not appended with the service appeal in hand but was rejected vide order dated 22.02.2016, hence, the present service appeal. He further argued that absence on the part of the appellant was not willful, rather due to a property dispute he had no option but to stay away from duty. Proper enquiry as envisaged in Police Rules 1975 was not conducted. Proceedings were conducted at the back of the appellant in violation of Article-4 and 10-A of the Constitution.

3. On the other hand learned District Attorney argued that he remained absent from duty without taking permission from the competent authority. The total period of absence was nine months. On account of being guilty of misconduct, disciplinary proceedings were initiated and after observance of all codal formalities major penalty of dismissal from service was awarded to him. He further argued that both the departmental appeal and service appeal were barred by time.

CONCLUSION

4. Instead of adverting to the merits of the case, we would first like to resolve the issue of maintainability of the present service appeal. Impugned order was passed on 18.02.2015, whereas departmental appeal was filed on 11.05.2015, hence, the same was barred by time. No plausible explanation is given in the application for condonation of delay on this account. Furthermore, stance taken by the appellant that impugned order was handed over to him on 10.05.2015 is without any documentary evidence. Similarly application filed under Rule-11of Police Rules 1975 is not appended with the service appeal in hand but was rejected on 22.02.2016 and according to the appellant same was received on 05.04.2016 but no proof to establish his claim is available on record. Finally, service appeal was filed on 29.04.2016, as such both the departmental and service appeal were barred by time. The present service appeal is not in accordance with Section-4 of Service Tribunal Act, 1974, therefore, not maintainable. Even on merits, the learned counsel for the appellant was unable to make out a case for indulgence of this Tribunal. He has admitted his guilt i.e absence from duty in para-3 & 4 of the service appeal as well as in para-5 of the rejoinder. In view of the foregoing, the present appeal is liable to be dismissed.

5. As a sequel to above, the appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.

(AHMAD HASSAN) MEMBER

ammad Amm

(MUHAMMAD AMIN KHAN KUNDI) MEMBER

ANNOUNCED 16.05.2019 16.05.2019

<u>)rder</u>

Appellant with counsel Mr. Usman Ghani, District Attorney alongwith Mr. Muhammad Raziq, H.C for respondents present. Arguments heard and record perused.

Vide our detailed judgment of today of this Tribunal placed on file, the appeal is dismissed. Parties are left to bear their own cost. File be consigned to the record room.

Announced: 16.05.2019

Ahmad Hassan) Member

mm

(Muhammad Amin Khan Kundi) Member 07.11.2018

Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up for the same on 20.12.2018.

20.12.2018

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments alongwith connected appeals on 14.02.2019 before

D.B. (Hussain Shah) Member

(Muhammad Amin Khan Kundi) Member

14.02.2019

Clerk of counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Sagheer Musharraf, Assistant Director and Mr. Zakiullah, Senior Auditor for the respondents present. Due to strike of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Adjourned to 25.03.2019 for arguments alongwith connected appeals before D.B.

ÍN SHAH) MEMBER

(MUHAMMAD AMIN KHAN KUNDI) MEMBER

25.03.2019

Due to non available of D.B the case is adjourned for the same on 16.05.2019

31.05.2018

Clerk to counsel for the appellant and Mr. Kabir Ullah Khattak, learned Additional Advocate General present. Clerk to counsel for the appellant seeks adjournment as Learned counsel for the appellant is busy before Hon'ble Peshawar High Court Peshawar. Learned AAG requested that the present service appeal be fixed alongwith connected appeals for 03.08.2018. Adjourned. To come up for arguments alongwith connected appeals on 03.08.2018 before D.B

(Ahmad Hassan) Member

(Muhammad Hamid Mughal) Member

03.08.2018

Appellant absent. Learned counsel for the appellant is also absent. However, clerk of counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is busy before the Hon'ble Peshawar High Court. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Sagheer Musharaf, Assistant Director for the respondents present. Adjourned. To come up for arguments on 27.09.2018 before D.B alongwith connected appeals.

(Ahmad Hassan) Member (E)

(Muhammad Hamid Mughal) Member (J)

27.09.2018

Clerk of counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Masroor Khan, Junior Clerk and Mr. Zakiullah, Senior Auditor for the respondents present. Due to general strike of the bar, arguments could not be heard. Adjourned. To come up for arguments on 07.11.2018 before D.B alongwith connected appeals.

(Ahmad Hassan) Member (E)

(Muhammad Amin Kundi) Member (J)

05.03.2018

Appellant in person present. Mr. Muhammad Jan, Learned Deputy District Attorney for the respondents present. During the course of arguments Learned counsel for the appellant, in order to substantiate is plea that the present service appeal is within time, relied upon by judgment of august Supreme Court of Pakistan reported in PLJ 1996 SC, page 208. Learned DDA seeks adjournment for proper assistance on the issue of limitation. Adjourn. To come up for arguments on **a7**.0**5**.2018 before D.B

(GUL ZEB KHANNS) Member

(Muhammad Hamid Mughal) Member

03.05.2018

Due to retirement of the worthy Chairman, the Tribunal is incomplete, therefore the case is adjourned. To come up for same on 19.07.2018 before D.B

19.07.2018

Junior to counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney present. Junior to counsel for the appellant seeks adjournment as senior counsel is not available. Adjourned. To come up for arguments on 11.09.2018 before D.B

(Ahmad Hassan) Member

(Muhammad Hamid Mughal) Member

11.09.2018

Learned counsel for the appellant present. Mr. Usman Ghani learned District Attorney present and requested for adjournment on the ground that Mr. Riaz Paindakheil learned Assistant Advocate General is not available. Adjourned. To come up for arguments on \$5.9...2018 before D.B

sain Shah) Member

(Muhammad Hamid Mughal)

Member

30.10.2017

- Appellant with counsel present. Mr. Zia Ullah, Deputy District Attorney for the respondents present. Appellant with counsel seeks adjournment. Adjourn. To come up for arguments on 15:01-2018 before D.B.

(Gul Zeb Khan) Member (E)

<u>.</u>

(Muhammad Hamid Mughal) Member (J)

15.01.2018

Appellant in person present. Mr. Kabir Ullah Khattak, Addl: AG for the respondents present. Lawyer community on strike on the call of Khyber Pakhtunkhwa Bar Council. Adjourned. To come up for arguments on 28.02.2018 before D.B.

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(Gui Zeb Khan) Member



28.02.2018

Counsel for the appellant present. Mr. Muhammad Jan, DDA for the respondents present. Arguments heard. To come up for order on 05.03.2018 before DB.

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ماينية المتكاسي

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(Gul Zeb Member

(M. Hamid Mughai) Member

06,03,2017

Clerk to counsel for the appellant and Mr, Muhammad Raziq, H.C alongwith Addl: AG for respondents present. Written reply submitted: To come up for rejoinder and arguments on 15.05,2017

(MUHAMMAD AAMIR NAZIR) MEMBER

(MUHAMMÁD AMIN KHAN KUNDI)

15.05.2017

Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney for the respondents present. Learned counsel for the appellant submitted rejoinder and requested for adjournment. Adjourned for arguments to 07.08.2017 before D.B.

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07.08.2017

Appellant in person present. Mr. Muhammad Raziq, Head Constable alongwith Mr. Ziaullah, Deputy District Attorney for the respondents also present. Appellant seeks adjournment on the ground that his counsel is not available today. Adjourned. To come up for arguments on 30.10.2017 before D.B.

(GUL ZEA KHAN)

MEMBER

(Muhammad Amin Khan Kundi) Member (J) (Muhammad Hamid Mughal) Member (J)

14.11.2016

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21.12.2016

Counsel for the appellant present. Requested for extension of time to deposit security and process fee. Appellant is directed to deposit security and process fee within 7 days thereafter fresh notices be issued to the respondents. To come up for written reply/comments on 21.12.2016 before S.B.

Counsel for the appellant and Mr. Aziz Shah, Reader alongwith Addl. AG for respondents present. Written reply not submitted. Requested for adjournment. Request accepted. To come up for written reply/comments on 30.01.2017 before S.B.

(MUHAMMAD AAMIR NAZIR) MEMBER (

Chair

30.01.2017

Appellant in person and Mr. Muhammad Raziq, H.C alongwith Mr. Muhammad Adeel Butt, Additional AG for respondents present. Written reply by respondents not submitted. Learned Additional AG requested for further time for submission of written reply. To come up for written reply/comments positively on 06.03.2017 before S.B.

(ASHFAOUE TAJ) MEMBER

458/16

Appellant with counsel present. Preliminary arguments heard. Counsel for the appellant submitted that the appellant a police constable after rendering long eight years of service was dismissed from service vide impugned order dated 18.02.2015 on the ground of absence from duty. She further argued that no codal formalities were full filled nor opportunity of defense or hearing was provided to the appellant and the entire proceedings were unlawfully carried out at the back of the appellant. She also argued that the appellant in unavoidable circumstances was away from the duty place with the permission of the concerned SHO. The learned counsel for the appellant explained that departmental appeal of the appellant was also rejected on 22.02.2016.

The points raised at the bar need further consideration and the appeal is well within time, therefore, admitted to regular hearing subject to all legal objections. The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, Notice be issued to the respondents for submission of written reply. To come up for written reply/comments on 27.09.2016.

27.09.2016

9.07.2016

Counsel for the appellant and Addl: AG for respondents present. Written reply not submitted. Requested for adjournment. Adjournment granted. To come up for written reply on 14.11.2016.



Form- A FORM OF ORDER SHEET Court of_ 458/2016 Case No. Order or other proceedings with signature of judge or Magistrat Date of order Proceedings 3 - 2 29.04.2016 The appeal of Mr. Zahir Khan presented todays Sophia-Noreen Advocate may be entered in the institution Register and put up to the Worthy Chairman for please. REGISTRAR -5-2016 This case is entrusted to S. Bench for preliminar hearing to be put up thereon 9-5-lbCHAIRM -09.05.2016 Appellant in person present and requested adjournment as his counsel is not available due to Bar. To come up for preliminary hearing on 23.062016 S.B. Mémb / Counsel for the appellant present 6.2016 for adjournment. Request accepted. To co preliminary hearing on 19.7.2016 before S.B. Mem

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BEFORE THE HONOURABLE SERVICES TRIBUNAL KHYBER

PAKHTUNKHWA, PESHAWAR Appeal No.458/2016

Zahir Khan Constable No.4887

Versus

Superintendent of Police etc

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Through

Appellant

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SOPHIA NOUREEN,

Advocate, High Court Peshawar

ANAM SHÁHBAZ,

Advocate, Peshawar

(1)

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No. 458 /2016

Zahir Khan Ex. Constable 4887 District Police Peshawar S/O Aziz Gul R/O Saeed Abad Pajagi Road Peshawar.

APPELLANT

VERSUS

1. Superitendent of Police, Headquarters Peshawar

2. Capital City Police Khyber Pakhtunkhwa Peshawar

3. Inspector General of Police Khyber Pakhtunkhwa Peshawar

4. Provincial Police Officer, Khyber Pakhtunkhwa Peshawar.

I.W.F. Frovitik Tribum Zervigo

RESPONDENTS

APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATED 22/2/2016 COMMUNICATED ON 5/4/2016 OF THE RESPONDENT NO 3, WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT AGAINST THE ORDER OF THE RESPONDENT NO 2 DATED 6/7/2015 WAS DISMISSED AND AGAINST THE ORDER 18/2/2015 OF THE RESPONDENT NO 1 WHEREBY THE APPELLANT WAS AWARDED THE MAJOR PUNISHMENT OF DISMISS\$AL FROM SERVICE AND THE PERIOD OF REMAINED ABSENT WAS TREATED WITHOUT PAY.

<u>PRAYER.</u>

291416

ON ACCEPTANCE OF THIS APPEAL THE IMPUGNED ORDERS DATED 22/2/2016, 06/7/2015 AND 18/2/2015 OF THE RESPONDENTS MAY KINDLY BE SET ASIDE AND THE APPELLANT MAY KINDLY BE ORDERED TO BE REINSTATED IN SERVICE WITH ALL BACK BENEFIT.

RESPECTFULLY SHEWETH,

1. That the appellant joined Police department as constable in year 2007 and since then performed his duties with honesty and full devotion and to the entire satisfaction of his superior officer, and there is no complaint in his entire service record.

(copy of Enlisted Order is attached as Annexure A.)

2. That the appellant basically belongs to Mohmand Agency and having some disputes over his landed property situated there.

3.That on 18/1/2014 the appellant received a call from his father to reach home that a serious dispute has been arises, the appellant informed the SHO who allowed him leave. Appellant proceeded home to solve the dispute, while coming back to join his duty due to stress law and order situation the security agencies closed all the routes, as the situation normalize the appellant join his duty once again. 4. That the appellant being an elder son has to fulfill his duties and look after his family matters. The Appellant unfortunately faced the same situation on 17/10/2014 where he informed SHO who allow his leave, while coming back to join his duties, all the routes were closed by the security agencies for a long period, the appellant also tried to inform his high ups regarding the security problem through phone but mobile network was blocked.

(2)

5.That the appellant was issued show cause notice on the allegation of absence from duty w.e.f 18/1/2014 till date which replied in detail explaining the true circumstance.

(copy of show cause notice and reply is annexed as B & C)

6. That after coming back to join his duty the dismissal order was handed over to the appellant.

7.That the appellant was finally awarded the punishment of dismissal from service and the absence period was treated without pay vide order dated 18/2/2015 passed by Respondent No.1 which was handed over to the appellant on 10/5/2015 along with charge sheet & final show cause notice.

(copy of the dismissal order is attached as D,E,F)

8. That the appellant preferred departmental appeal before the Respondent No.2 which was rejected on 6/7/2015.

(copy of departmental appeal and order dated 6/7/2015 is attached as annexure G & H)

9.That the appellant than filed, Mercy Petition before the Appeal Board against the rejection order dated 6/7/2015 of the Respondent No 2 where the Mercy Petition of Appellant was rejected on 22/2/2016.

(copy of the order dated 22/2/2016 is attached as annexure I)

10.That being aggrieved from the orders of the Respondents hence, this appeal inter alia on the following grounds.

GROUNDS:-

A. That the impugned orders are illegal and void being passed in utter violation of law and ruled on the subject.

B. That the appellant has not been treated in accordance with law and mandatory provisions of law have been violated by the Respondents while passing the impugned orders.

C. That no proper inquiry has been conducted in the matter to find out the true facts and circumstances and all the proceeding was conducted at the back of the appellant without any charge sheet, statement of allegation, final show cause notice and opportunity of personal hearing.

D. That no opportunity has been given to the appellant to defend himself which is against the rights guaranted u nder Article 4 and 10-A of the constitution of Pakistan 1973.

E. That the absence from duty was neither willful nor deliberate rather the same was because of the unfortunate circumstances compelling in nature and were beyond the control of the appellant as well.

F. That the requirement of law have not been fulfilled by the Respondents which are mandatory while passing such a harsh punishment.

G. That the appellant did nothing which amount to misconduct under the law but just fulfill his obligation being elder son of his old age parents.

H. That the appellant has about 10 years of service with unblemished service record.

I. That any other ground would be raised with the prior permission of this honourable court at the time of arguments.

It is therefore most humbly prayed that on acceptance of this appeal the impugned orders of the Respondents may kindly be set aside and the appellant be reinstate in his service with all back benefits.

THROUGH

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APPELLANT

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SOPHIA NOREEN **ADVOCATE HIGH COURT** PESHAWAR ANAM SHAHBAZ **ADVOCATE**

DATED:->8/4/2016

BEFORE THE SERVICE TRIBUNAL KPK PESHAWER

Service Appeal No...../2016

Zahir khan Ex. Constable 4887 District Peshawar S/O Aziz Gul R/O Saeed Abad Pajagi Road Peshawar.

APPELLANT

VERSUS

Superintendent of Police , Headquarters Peshawar & others

RESPONDENTS

APPLICATION FOR THE CONDONATION OF THE DELAY IF ANY

Respectfully Submitted:

- 1. That the above titled appeal is being filed in which no date of hearing has been fixed so far.
- 2. That the grounds of appeal may kindly be considered as integral part of his application.
- 3. That the impugned order dated 22/2/2016 is communicated to the appellant on 5/4/2016 and the instant appeal is as such within time, further more, the impugned orders are illegal and void ab-inito and the time factor becomes irrelevant in such cases.

It is therefore prayed that on acceptance of this application, the delay in filing of the accompanying appeal, if any may kindly be condoned.

THROUGH

DATED: 28/4/2016

APPELLANT

SOPHIA NOREEN ADVOCATE HIGH COURT PESHAWER ANAM SHAHBAZ

ADVOCATE, Peshawar

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

(5)

Service Appeal No. /2016

Zahir Khan Ex. Constable 4887 District Police Peshawar S/O Aziz Gul R/O Saeed Abad Pajagi Road Peshawar.

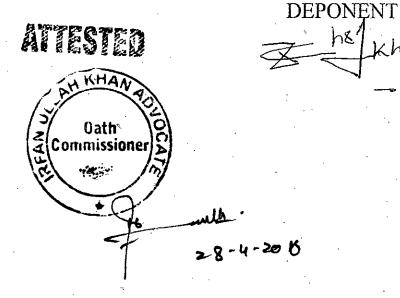
APPELLANT

VERSUS

1. Superintendent of Police, Headquarters Peshawar & others. RESPONDENTS

AFFIDAVIT

I, Zahir Khan Ex Constable No.4887 of District Police Peshawar, S/O Aziz Gul R/O Saeed Abad Pajagi Road Peshawar, do hereby solemnly affirm and declare on oath that the contents of this Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.



Annexuve "A"

ENLISTMENT ORDER.

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Recruit/Constable Control Recruit/Control Recruit/Constable Control Recruit/Control Recruit/Control Recruit/Control Recruit/Constable Control Recruit/Control Recruit/Co
Recruit/Constable_Sahir KhanS/O Aziz Gul
Distr: Peshauan PS Fand
Distt: Peshawaris hereby enlisted as recruit/Constable in BPS-5 as selected by the recruitment Committeew.e.f
Education 10th Chest 33"x 3433" Lis service is purely on temporary basis and Units
This service is purely on temporary basis and liable for termination at any me without any notice.
any notice.

OB NO. 2063 Dated_ 19 <u>, Z_____2007.</u>

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SUPERINTENDENT OF POLICE.

Allede (ſ)

SHOW CAUSE NOTICE (7)

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I, Superintendent of Police HQrs, Peshawar as competent authority, empowered under Police & Disciplinary Rules-1975. It hereby serve upon you show cause notice on the allegations character as follows.

"That' you Constables of Police Lines. Peshawar absorbed yourself for the following period mentioned against each name without taking permission or leave. This act/omission amounts to gross misconduct on your part and is against the rorms of disciplined force

S #	Name & No.	Period of absence
01	FC Imtiaz 4861	21.01 2014 till dhu
i/03	FC Tahir Khan 4887	18.01.2014 til date:
/ 03	FC Ikram 467	18.01 2014 till colle
04	FC Muhammad 3751	108.01 2014 the state
05	FC Aamir 3542	115 01 2014 the ptp
06	FC Bakht Zada 1844	122.01 2014 54 cmc
07	FC Bilal 3969	; 12.01.2014 tel ⊲
08	FC Muhammad Shahid 4895	10.01.2014 0100
09	FC Shahaab Ali 5117	23.01.2014 til at
10	FC Mujeeb-ur-Rahman	03.01.2014 to the state
11	FC Wajid 4221	03.01.2014 UP do t
12	FC Nadeem 4707	14.01.2014 (u)
13	FC Anwar Zeb 4703	17.01.2014 thi data .
14	FC Shafiq 220	12.01 2014 till data
15	FC Zafar 5052	104.01 2014,00000
15	FC Bashir 5019	05.01,2014 til form
17	FC Irfan' Ali 5099	13.01.2014 J
18	FC Adil 4379	09.01 2014 UH Servi
19	FC Gul Nawaz 4133	28.12 2013 fill out
20	FC Nawaz Khan 4355	31.12.2013 til tot.
21	FC Sohail 5412	31.12.7013 that
22	FC Fawad Ahmad 2969	29.12.2013 UN deft.
2,3	FC Rahat Ali 5506	28.12 2013 5 18:
24	FC Ibad Gul 2688	01.01.2014 to

You are, therefore, required to show cause as to unit it should not be proceeded against departmentally for the some mentioned, act/omission. Also intimate whether you desire to be beard in person

If no reply to this potice is received within a data the receipt, in normal course of circumstances to explain your position for ex-parte proceedings shall be initiated against you

39 13/2/14

SUFERINTENDEUT -+

HEADOUARTERS FEL

Atterten

(8) الله متوجاد فرش عسر من عزمت بول م من سال مدج Annexure مرايس بارن جهمندا لجبي حيلا تداخا امرسان بالاسر بال م من البخي السي ورور م الأر بير تساري تحط العدا " - - - - ال جل جلالها - اللاالة المربي دجني في مرجب سر علام جالات مرتب بور ترا داست سیکود کارارما) نے بند کر ب دمعتی در اولی سی بین جرام آسالیا معا - امریک متوجاد از لاس بر اعبر مرابعی الی سلسل کی ترعب مرجوب طالبان/ ده شد مرجون) مسرع لآج جن السيخ المسيحة في المرجة في حالم في مسر الم سال) عرب امر بلی بچس دار شخت) بیسے امر مختوان وافرزالو بے لحوزان مراحبان حاجرمت من بزرل جواب مفو جازان لس المربعات محل مربعاً عامر مربع عز جامعاً لو لا نعت ليو من شياري مراجع مربعاً عاد تلوا تري كو دا جل د جمر بر م العار ال أيكا ثالب المشبل ظار حان بر 7 888 نود ولان لين Repart form 01914 Salis focting a ipriv Timen Edly Alter

CHARGE SHEET

I, Superintendent of Police, Headquarters, Capital City Police Peshawar, as a competent authority, hereby, charge that <u>Constable Tahir Khan No.4887</u> of Capital City Police Peshawar with the following irregularities.

"That you <u>Constable Tahir Khan No.4887</u> while posted at Police Lines, Peshawar were absent from duty w.e.f <u>22.06.2013 till date</u> without taking permission or leave. This amounts to gross misconduct on your part and is against the discipline of the force."

You are, therefore, required to submit your written defence within seven days of the receipt of this charge sheet to the Enquiry Officer committee, as the case may be.

Committee, as the case may be Your written defence, if any, should reach the Enquiry Officer/Committee within the specified period, failing which it shall be presumed that have no defence to put in and in that case exparte action shall follow against you:

Intimate whether you desire to be heard in person.

A statement of allegation is enclosed.

SUPÉRINTENDENT OF POLICE, HEADQUARTERS, PESHAWAR

FINAL SHOW CAUSE NOTICE

I Superintendent of Police, Headquarters, Capital City Police Peshawar, as competent authority, under the provision of Police hereby serve do 1975 Rules Disciplinary Constable Zahir No. 4887 the final show cause notice.

The Enquiry Officer, Mr. Waseem, after completion of enquiry proceedings, has recommended ex-parte decision for you Constable Zahir No.4887 as the charges/allegations leveled against you in the charge sheet/statement of allegations.

And whereas, the undersigned is satisfied that you Constable Zahir No.4887 deserve the punipshment in the light of the above said enquiry reports.

I, competent authority, have decided to impose upon you the penalty of minor/major punishment under Police Disciplinary Rules 1975 for misconduct.

You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

If no reply to this notice is received within 7 days of its receipt, in normal course of circumstances, it shall, be presumed that you have no defence to put in and in that case as ex-parte action shall be taken aqainst yoù.

The copy of the finding of the enquiry officer is enclosed. 3.

SUPERINTENDENT OF POLICE, HEADQUARTERS, PESHAWAR

No. 16 A _____/PA, SP/HQrs: dated Peshawar the 26/12___/2014. Copy to official concerned

ORDER

This office order relates to the disposal of formal departmental enquiry against Constable cahir No.4887 of Capital City Police Peshawar on the allegations that he while posted at Police Lines, Peshawar absented himself from lawfu duty from <u>18.01.2014 to</u> 18.06.2014 & from 17.10.2014 till date without taking permission or leave.

nexure

In this regard, he was issued charge sheet and summary of allegations. SDPO Chamkani was appointed as E.O. He conducted the enquiry and submitted his report that the defaulter official did not attend the enquiry proceedings. The E.O further recommended for taking ex-parte decision against the defaulter official vide Enquiry Report No.39/ST dated 22.12.2014.

Upon the fining of E.O, he was issued final show cause notice which delivered to him on home address through local Police PS Fagirabad and but he failed to submit his reply in stipulated period or appear before this office.

In the light of recommendations of E.O & other material available on record, the undersigned came to conclusion that the alleged official found guilty of prolong absence and found unwilling worker. Therefore, he is hereby dismissed from service under Police & Disciplinary Rules-1975 with immediate effect. Hence, the period he remained absent from 18.01.2014 to 18.06.2014 & from 17.10.2014 till date is treated without pay.

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SUPERINTENDENT OF POLICE HEADQUARTERS, PESHAWAR

OB. NO.______ Dated_____ 2____ /2015 2/PA/SP/dated Peshawar the 18/02/2015 No. 5 66-

Copy of above is forwarded for information & n/action to:

- Capital City Police Officer, Peshawar.
- DSP/HQits, Peshawar.
- Pay Office, OASI, CRC & FMC along-with complete departmental file. Atterted Aller
- Officials concerned.

Annex uve-- Lind - 1 136 6 - to - 25 (12) من در ایر . عنون . - ایس . سر حند حکم خاب دسین یی صدور ... لذي در خلام أو في متير ان ي مدم الماني ا 10 - 2015 566 572/0A : 2015 50 - 50 938 11 - 5 - 15 مالی بن فری مرص کنر ب یک بیرها بخط احد شریت یا دند المیکار بنی
 یک بیرها بخط احد شریت یا دند المیکار بنی فى مركر كو نا مساعدها فت كى نيام بي مراسر هيدوى ميد ار سترني فري - درية السي تقي تعني عريث بنين عتى -بر ایک تدر کی معرول ور بانت کے اور اور كر فيكر ب ساوره كرد ما كما سو ۵ سرامرا نتسالی خال خدر بع سم س س کو بغیر جارج نیز ک بر فوقت ارد مندکی شاه سمام ۲۵ کے چرب ی ا UN Comments Plan winder ارد 1 مرج الفاحية في الما عام المرج المربي الم ی سینه ک دوان الممرادر والدین کا سلالے . ی جام میں تو بات میں الساق مرکم لیک -كاكونى تومش شركار - حارج شي شن س RO 1/DZ المسترجة المركب المركب المراجعة المراسي لاست کا حکم مندرم متران مسترخ مرابا جاتر FNIC-CRE ب من كو تحد ميں مال فنوا ا مار Put uf Vecerel MCP حورج ر ما سی در نظ مسانا العسم مسالم المسلم مس مسانا العسم المسلم مسلم المسلم الم مسلم المسلم ا Attested Dy: Supdt: of Police Legal, CCP/Peshawr 0346-9202768 12.5.2015 0.300 -



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<u>ORDER</u>

This order will dispose off departmental appeal preferred by ex-constable Zahir No. 4887 who was awarded the major punishment of Dismissal from service under PR-1975 vide OB No. 681 dated 18.2.2015 by SP-HQRs, Peshawar.

D/A: 13

The allegations levelled against him were that he while posted at Police Lines & PS Badhaber Peshawar absented himself from lawful duty w.e.f 18.1.2014 to 18.6.2014 & 17.10.2014 to 18.2.2015 (Total 9months).

· Proper departmental proceedings were initiated against him and DSP-Chamkani was appointed as the E.O. The Enquriy Officer during the course of enquiry repeatedly summoned the appellant on his mobile Phone but he failed to appear and defend himself. On receipt of the findings of the E.O. the Competent Authority issued him FSCN which was delivered at his home address through local Police but he failed to appear or submit his written reply with in stipulated period.

The relevant record was perused along with his explanation. He was also heard in person in OR on 3/7/2015. He could not defend himself. The allegations levelled against him stand proved. 9-months absence is too much time. The undersigned sees no plausible reason to interfere with the order of the SP-HQRs. Consequently the order passed by SP-HQRs is upheld and the appeal is rejected/filed.

CAPITAL CITY

7/15

PESHAWAR.

61

POLICE OFFICER,

3282-87 /PA dated Peshawar the

Copies for inf and n/a to the:-

- 1/ SP/HQRs: Peshawar
- 2/ PO/OASI

CRC along with S.Roll for making necessary entry in his S.Roll. 4/ Alter 11. 2.12

- FMC encls: (enquiry file) 5/
- 6/ Official concerned.



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

No. S/ 16/1. /16, Dated Peshawar the 22/02/2016.

ORDER

This order is hereby passed to dispose of departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 submitted by Ex-Constable Zahir No. 4887. The appellant was dismissed from service by SP/HQrs: Peshawar vide OB No. 681, dated 18.02.2015, on charges of absence from duty for 09 months.

His previous appeal was filed by CCPO Peshawar vide order Endst: No. 3282-87/PA, dated 06.07.2015.

Meeting of Appeal Board was held on 07.01.2016, wherein the appellant was heard in person in detail. On the perusal of record it revealed that he remained absent from duty for long period of about 09 months. The appellant failed to submit any plausible reason behind his absence from duty. Thus his appeal is worth rejected.

This order is issued with the approval by the Competent Authority. Naxal

(NAJEEB-UR-RAHMAN BUGVI) AIG/Establishment For Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.

No. S/ 16/2-18 116,

Copy of the above is forwarded to the:

- 1. Capity City Police Officer, Peshawar.
- 2. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
- 3. PRO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
- 4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar. 5. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
- 6. Office Supdt: E-IV CPO Peshawar.
- 7. Central Registrar, CPO.

Attended tendes

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Service Appeal No.458/2016.

Zahir Khan Ex- Constable No.4887 Police Line Peshawar......Appellant.

VERSUS.

- 1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
- 2. Capital City Police Officer, Peshawar.
- 3. Superintendent of Police, HQrs, Peshawar......Respondents.

Reply on behalf of Respondents No. 1, 2, &3.

Respectfully shewth:.

PRELIMINARY OBJECTIONS.

- 1. That the appeal is badly time barred.
- That the appeal is bad for mis-joinder of unnecessary and non-joinder of necessary parties.
- 3. That the appellant has not come to this Hon'able Tribunal with clean hands.
- 4. That the appellant has no cause of action.
- 5. That the appellant is estopped by his own conduct to file the instant appeal.
- 6. That the appellant has concealed the material facts from Honorable Tribunal.
- 7. That this Hon'able Tribunal has no jurisdiction to entertain the appeal.

Facts:-

- (1) Para No.1 pertains to record, hence needs no comments.
- (2) Para No.1 pertains to record, hence needs no comments.
- (3) Para No.3 is totally incorrect and denied. In fact the appellant did not informed his seniors and absented himself wilfully without taking permission/leave.
- (4) Para No.4 is incorrect. In fact the appellant neither applied for any leave nor he was allowed leave but he remind absent without taking permission.
- (5) Para No.5 is incorrect. In fact the appellant absented himself wilfully w.e.f 18.01.2014 to 18.06.2014 and 17.10.2014 to 18.02.2015 (total 09 months). In this regard he was proceeded departmentally and the during enquiry the charges leveled against him were stand proved. Hence he was awarded major punishment of dismissal from service vide OB No.681 dated 18.02.2015 by SP HQrs Peshawar.
- (6) Para No.6 is incorrect and denied. In fact the appellant was called time and again but he did not appear before the enquiry officer.
- (7) Para No.7 is incorrect and denied. After fulfilling all codal formalities the charges of absence were stand proved, hence he was awarded major punishment of dismissal from service.

- (8) Para No.8 is correct to the extent that he preferred a departmental appeal which was time barred for about 23 days. But after due consideration was rejected because the charges leveled against him were stand proved.
- (9) Para No.9 is correct to the extent that his mercy petition was rejected because he is a habitual absentee.
- (10) That appeal of the appellant being devoid of merits may kindly be dismissed.

GROUNDS:-

- (A) Incorrect. The punishment orders are legal and in accordance with law/rules.
- (B) Incorrect. The appellant was treated as per law and rules.
- (C) Incorrect. In fact proper departmental enquiry was conducted against him and he was given full opportunity of defence.
- (D) Incorrect. As above.
- (E) Incorrect. The appellant remained absent for a long time wilfully and without taking permission/leave.
- (F) Incorrect. All codal formalities were fulfilled.
- (G) Incorrect. The charges of absence were stand proved against him.
- (H) Incorrect. The appellant is a habitual absentee.
- (I) That respondents also seek permission of this Honorable Service
 Tribunal to raise additional grounds at the time of arguments.

PRAYER.

It is therefore most humbly prayed that in light of above facts and submissions, the appeal of the appellant being devoid of merits and legal footing, may kindly be dismissed.

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.

Capital City Police Officer, Peshawar.

Sund Police, Peshawar.

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Service Appeal No.458/2016.

Zahir Khan Ex- Constable No.4887 Police Line Peshawar......Appellant.

VERSUS.

- 1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
- 2. Capital City Police Officer, Peshawar.
- 3. Superintendent of Police, HQrs, Peshawar......Respondents.

AFFIDAVIT

We respondents No. 1,2 & 3 do hereby solemnly affirm and declare that the contents of the written reply are true and correct to the best of our knowledge and belief and nothing has concealed/kept secret from this Honorable Tribunal.

Provincial Police Officer,

Khyber Pakhtunkhwa, Peshawar.

Capital City Police Officer, Peshawar.

s, Peshawar.

THE SP HQrs, PESHAWAR



THE SDPO CHAMKANI, PESHAWAR FROM:

NO. 59 /ST, DATED: 22-12/2014

ENQUIRY AGAINST FC ZAHIR NO. 4887 POLICE LINE SUBRECT. PESHAWAR

MEMO:

11

Please refer to your office diary No. 162/PA, cated: 05.09.2014 on the subject cited above.

ALLEGATIONS:

According to the statement of allegations, Constable Zahir No 4887 while posted at Police Line remained absent from his lawful duty with effect from 18.00:2014

till to date without leave or permission.

CINDINGS:

The alleged official was telephonically suramoned time and again cultis mubile phone numbers (3005825595 to join the onquiry proceedings but he did not bother to appear before the undersigned which shows that he is not taking interest in his official duty.

RECOMMENDATION:

Keeping in view the above, it is recommended that googarte action may elegen be initiated equinst him.

SDPO Chamkani ...

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BEFORE THE SERVICES TRIBUNAL KHYBER PAKHTUNKHWA, PESHAWAR

Services appeal No. <u>458/2017</u>

Zahir Khan / Ex-Constable.

Versus

Superintendent of Police etc

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2.	Affidavit		
3.	Copies of Jirga deeds A		5

Through

Appellant

SOPHIA NOYREEN, Advocate, High Court Peshawar

BEFORE THE SERVICES TRIBUNAL KHYBER PAKHTUNKHWA, PESHAWAR

Services appeal No. 458/2017

Zahir Khan / Ex-Constable.

Versus

Superintendent of Police etc

REJOINDER ON BEHALF OF PETITIONER IN RESPONSE TO THE REPLY SUBMITTED BY THE RESPONDENTS NO. 1, 2 AND 3

Respectfully Sheweth,

REPLY ON PRELIMINARY OBJECTIONS: -

1. All the objection raised by respondents are incorrect, respondents are estopped due to their own conduct to raise any objection at this stage of petition.

ON FACTS:

- 1. Admitted correct, hence denied.
- 2. Admitted correct, hence denied.
- 3. Incorrect and not replied accordingly. That the appellant due to serious family / property dispute, after taking permission from concerned offices preceded to his home town and struck

there as all the routs were closed due to the law and order situation by the security agencies, the absence of duty was beyond his control.

- Incorrect and not replied accordingly, details are given already in para no.3. (Copies of Jirga deeds are attached as annexure A)
- 5. Incorrect and not replied according as that the appellant took permission from concerned office and due to unavoidable circumstances mentioned above the petitioner failed to joint his duty on moreover the so called time. inquiry was conducted at the back of the appellant without fulfilling codal formalities, which is clear violation of mandatory provisions of law, while passing the impugned major penalty of dismissal from service. by the respondents.
- 6. Incorrect and not replied accordingly. That the appellant never called for personal hearing by respondent's department, nor received any

intimation notice from the respondents in this respect.

- 7. Incorrect and not replied accordingly. That the appellant has not been treated in accordance with mandatory provisions of law, which is clear violation of Article 10-A of the constitution of Pakistan.
- 8. Admitted, hence denied, as soon as the termination order was handed over to the appellant the appellant preferred departmental appeal, but was rejected without taking into consideration the reason forwarded bγ the appellant in shape of Jirga documents regarding the property in dispute.
- Admitted, hence denied. The absence was due to some serious unavoidable circumstances. The details were given in Departmental appeal, the mercy petition was also rejected brutally.

10. Incorrect, not replied accordingly the appellant is fully entitled for reinstatement with all back benefits.

REJOINDER OF GROUNDS:

All grounds of main appeal are correct and in accordance with law.

That the impugned dismissal order dated 18/02/2015 of the respondent is against the law, facts and norms of natural justice. That the respondents department acted in arbitrary and malafide manner by not treating the appellant accordance with mandatory provisions and without fulfilling codal of law formalities, which is clear violation of article 10-A of the constitution of Pakistan 1973. That the absence from duty was neither willful nor deliberate rather it was due to unfortunate, some unavoidable circumstances as related to normal human beings. That the appellant is fully entitled for reinstatement with all back benefits.

It is therefore, most humbly prayed that on acceptance of this rejoinder the appeal of the appellant may be accepted as prayed for.

Appellant

Through

SOPHIA NOREEN,

Advocate, High Court Peshawar

BEFORE THE SERVICES TRIBUNAL KHYBER PAKHTUNKHWA, PESHAWAR

Services appeal No. 458/2017

Zahir Khan / Ex-Constable.

Versus

Superintendent of Police etc

<u>AFFIDAVIT</u>

I, <u>ZAHIR KHAN</u> Constable No.4887, do hereby solemnly affirm and declare on oath that the contents of the instant rejoinder are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honoruable Court.

Deponent

Identified by:

SOPHIA NOREEN, Advocate, High Court Peshawar

ATTESTED

ocate

" J; Los 1 20/1/2014 (51) i Uly jelis ان تمام رفراد نے توریق کین فلے کہ عمر ہور ک - خل الرحن جنار عين فرزمين تر جانب بيخ ان هي جوز فين مع ان تو لیم خرید ایس سیست برود مخاربے جس الرغ مع الجع دار من أس زمين عالم ال معاذم مرض معدان افترار في افترار في ع رس زمين سي ايراه ري يس . عارا را د ليون موجود مع . من - 2 امن ، عين من المران مل في المران - المراد - الم 5/0 mula Tam باعظ ولا عما مس Jbilo No part 1-1-21405-1980160-5 21406- 3423967-5-NIL 21405-9194393-7 Minen / مواهان · - 20 - عدم · هادى والالم وأو متسرا لغل Willing - LE de U's de

القاري المرا. حليفة بيان 20/1/2019/213 ALLENIC Ewite م عزير على جنا الرطن حنار الم حين عور مين من اور موان B(1),e1 =(ل کے جالز Rj or Ng 210-1-4 1-4, 4 20 + the wolds, 220 متاجان ول 133 1 w 10/11 M. ولرامري forly

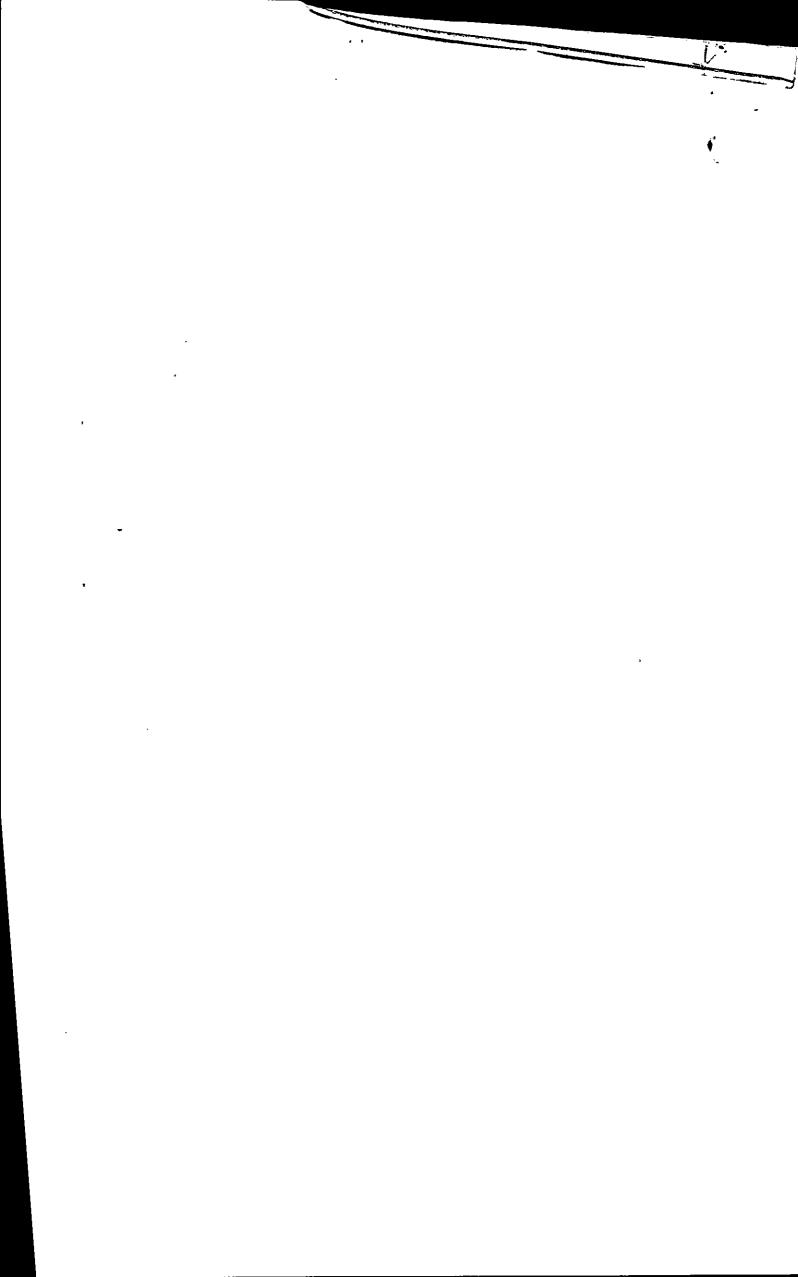
يجه أمر بالمعروف ونغى عن المنكر د شرعىمخكمي پرچه النادين 16/4/2011 محكمه مترعي عاايية د تحريك طالب المع كسس ال مندائمتسی - دانه دلق حوی - چه خوسر حکه - دعز برگل القفور رطن - به تقسيم كمنسى اورسير اع - دوي د مفوى تمكى مالكان شو- اه عرمالك - به خبل سكيت سبى خود في ال الع دفى هم خور فيها من دى - كمه وحارة حوى في- كمه جا شرقي ا ه مرارعت که جاند یک به مرارعت کو ورکوی - اوله خرهوی المعرفسيم اجازت دوى تد شيت - م حرجا - كرانه اغسى اغسم به هغوی دی خرخه تکری - الس که خوک سرعی شفع، كوى - توجق في شين، - كم عبرالرض با حسب قل يكنى هم "سارْيم اوركم المركم موجوى بد د تردك المسل المردوبي جرم وي - تا كيد والو- ج، دوى حرقسم موق يُعنى ولي ماض جريد ^{اسهر} رئيس تحكمه سرعم على قاضى محمد فأول رئيس محكمه شرعه 18/4/2019

م حسب عل بر حسب عل المدار من المراجع المراجع من المراجع المحسب المحسب المحسب المحسب المحسب المحسب المحسب المحسب المحسب ا معر به منتاسو ا وره مند مرحل او محل می رسی از ب فتمر شرو - مرسا می شتم چرد دور از مر مرتب المری نو د من کار ماری به الع د معی معالی مع سی زیجواری ده میرید stadie of the day of the ser and the ser and the series of 1 in 12 0093 / 1734 30937 20 1812 15 7165-215

السلى على ورحمر المروركا م Jes وتنازعه دم کھر ا 2 pro/ ومربع الراوكر و و لاتح (1937/9 م حذر جن لوم المسر توم د silvo a d كالوط في شرم مروان في الما ورام のからう و طعر م م ف ترو م الو حوار ، و دمع م valo. مر (وروی) م ورو می می مصر ایک می ا U10 30/14/2 مع الله عليه عاليه . طالبان باكستان 2015 هولانا ثناءالله فاضى محكمه شرعبه ا به العربک طالبان باکستان مهمند ایم

کم شری: بناء به ذکر شو دلرتلو مون هیت قف ی داسمیم دهم سری اونبو- چره مذکور فرق شخبل نصبم دومار محوی هفه تقبیم به شری طریقی سومعيم نه ٢٠ دمذلاغان مرحوم جم خومرط حائميلاد ٢٠ او دحفه مه به ميران عيني مالى شروع حدد دا دهفه تمامن الدلو نفري - (باد دهنوى بي) برخ به شرى طريفي سوتقيم كوي - يعنى أول مستحق به أي غيل بنيخ كننى بم شرى طريفى سمر نفس كري- اوكومه محكه چرجبب قل ددخى محكى خض خرص كرراع حغرب به شيبزو سباستقريميني واليس كوى - كدوالس في مكرم نو به معرو حكه او اعلی ما شداد عنوی به تری کشایی کیبزی - او دکوم ما وان مطالبه جه جبب عل کوی۔ او فرایفېن نری منکردی - او نبوت کی به شرعی *لاب*فی سر*و او نشو نو فرانی* اومالت به تي مسم كوى - البنيم على المدعى واليمين على ال -315 329' 2. حفين اوحكمنا ندايك متلقه شرعية عاليه ماضى ويراقب م تحريك طالبان پاكستان SXX ريس بيك فشرعه عاليه مهدنار ايجنسى مرك طالب ن المست مهد 21-15 بيرنى 14 <u>مد</u> فاقتى محط نا رنيس محكمه شرعيه عاليه الم ولا تعريمن الالا تتفا دولرسفور هبيب عل ية - فزلن ما مي المست ورفقالول

カクラー في منه له من رواية روسة الدرمة راسي أرسي أرسي الم رقوع، رفي في الم عن عا- عنسداء رسي من م نخراءول ولا منهای فی فالله مامداء نامسون کالماء فور به مام کو فی فران کا و بولو مالی ک ند للم يد أن يعد المحالية المرابع المحارية المحالية المحالي رامة زاياء زالة ملعماء نك راغة ١٢ راه نديد مدين هذه المدين زايد لا لي الجالي الحالي الحالي الحالي الحالي الحالي المن الحالي المن الحالي المن المنال المن المن المحال المن الم ردينه المجاري وي الحالية عند الحالي ملك المال المال المالية المرابية المرابية المرابية المرابية المرابية المرابية يعي الملاطف لقداه <u>הרכוייתור ברויים</u> nie hire! 40:01 FERRER STREET STREET STREET STREET ROAD ROAD 2200



همت جه دمذكررة قريضين تر نييخ د توريك طالبان باستان منها جندي سري عالمي بورد نسار به تا بخ ۵۵۰ - ۲- 26 - بری ولا - چر هغی باندی ۶ بر زمات تنازعات او شی تر دی چ بعض اسم افزار ج دیکندی ملوت او گرخیرو ، ج عله به شری فیصلی د معطل کدر حم اوسو او کله به د نافذ کیدو اسراوشو - چراخلافات زیات سو نوا سرخ فنزم د دغی شرعی فیدلی - دست قام د بوری درو کاولاد کم اد کرد - جدد مترم امیرماحب بر المردغم دوسيم حصارة متولا - تردي - جر سن 2012 - بر اخرى معاشت كبنى فيلي د عران اعلى مولانا كاري مدرارها دب. أمير صاحب محترم نه درخواست اوري - جركه كاسو ددي کيس دسمايت دوبارو ! جافرت اوکري - نو بيتره به وي - نو آميرهما دب لندم يه دسد الم 2012 ركبندى درى كيس دسماعت اجازت اولكرة - چردورارة سماعت البرائي تا ديخون د خسرایجینی به کوکی خیلو سنی اوستور چر د دهنی نه پس د سمی تسکیل علاقه سو لمری كنفر ولديت ته شو- او بافى سماعت هم حماته كبني اوسو- واضحه دى وى جرد مذكوره افرادو جم خبل بنبغ عبني كومه مشرعي فيعلم شوى ولا به هني بأندى صباب على فزلتى رد الورو- جاد حفه وقت معكي شرعى رئيس قاض منظورتيرا اود دوبارد تحقيق آمري حمادين مرو- نو به دغم اساس دورار شرى فيعله سول منى - جم مدى عبب على حبله دعوى عبني اوسل - جم سيفور - دور خان -سيارهن - حسب الرحن خرنز، درو خاص دي چه دملار في من نوم وو دن مرتفر سا 26 سال قبل حوتين ميذم يوكس مزيرة نريا - جد د حقني نه وتسمتى جری ستود - جر حفہ کلے نوحی سے خون دارس متل ستو جر دوی هم ماسم مترمک وو- چر خرکی یی راسر حرکرام- جر د فتنی به وقت تحسی به ده می بینی دی دی دره دانی به طعم م بو عله شویر تحريك طالبان ياكستان

شوى دي- اومرى بكبنى شوى دى- ميكن دوى راسر مذ تا وان خلر موى اونه مرى فلرمری- دوینه علروه- هونن جانبلاد ستریك مر نقیم مو نه مح شوی - عرف دلین دين تقيم شوے 2. م حوبن بوبل تر م وو م بيندور كينى اوسدو تكل نوم بے وو کہ جرتمہ فونن دھکی تقیم شوے وے نو هذه ته بم حصّہ میلاؤس ی میں خصہ تہ حقیقہ نہ دی میلاڈ سوی - نو تحوین دوہ دعوی دی بعد خو تری د دُسْمَنَى " اوان نوازم او د صلى تقيم غوارو بس د دعوى د مدى خور مدى عليه خبله دفاعيم ميه دى طراقة سيان كمر - جددن م تقريبا ، حسال تعبل هما د بلار او دوه دبلد به شیخ کبنی د حکی تقیم شوے کے جم دده بلار دچناک فكم وافستم او ما بلرر درائى حكه والحسم - م حف وقت كبنى كم قسمه ولا جر خونن مشقل تقيم شوے د- جر خونن بار او د حسب عل بار بری راضی دو چه ددی فرگزر شوت دار جه دوی به هغه خکه سنی شل دری س حرج نہے ج کے جو تو نہ ہی بنیں جنے ہو نسنہ مردہ تری - تھ تقیم م ف . سوع نودوی هونن در جازت م بغير ميا خکه وی خرهو که. دری به دغه ٥٥ سال تعرف هم كرت وو- جم به مذكورة وتمت كنبي دوى هيتج مطالبم مه ده گری مله داچه خونن کرم ترد به میر کنی اوسیزی د هفوی خونن سر حق که او د دوسر هم - هم هم وقت می خواری - نو ورکوو کی دوعم حنوع دا دی چر دوی یک ما باندی و دشتنی دستراکت دعوی کوی - چر هغی سبنی ورسو مونن سرمات نه لو- همه جد دمستی دستی توی - اسالی داسی و - چر دروی ور ا برنام شوط- مم هفي كبني روغ سري مركرو- مادرتم هفه وقت كبني اوشلي وو alle apple allo atta ے۔ موجعین ۱۹۹۵ تحریک طالبان پاکستان بنہ میں دیا

م م دي ددي ... سره وه - چه حصه دد ختم ترد - او لولد کو او بنوس زرد مرومی داخشی د کار د خلاقی ۲۹ من من ما مد بونبت اوتراد اومذ في بكبنى عقد راكرد - م - ما شرك مسابوى - فعما ا به یی بوس کر وی او دهد به نی را کری وی - د دشن به معلومات کولی سی جرهفه مرى جالره وركوى - هفه فو توتن سرى خور كور دور جرم ف داسى 2- حد د سمن چان مری ورکوی- ند دهفه وی - چا جبب علی اوس چا دغر درجم رغم وو- مین تبوس شری شوی دفتراتی تانی نه که جه جب قل مقرح بن در شه فردن ناب مرينيك ولدر حت كل ولد سقل - خيله دعوى سبني اوريك - جرد ملا القط ترمينيخ و همی تقبیم شور د دن من سیته کاله اکل بور خد د جبب کل سرو به بود فتن عبنى نه سترمين بيم اونه حمليركار - حسب كل غبار حكم به جنبارى عبنى اغسى اوعبرالرعن مبله عقد بر داك كيني - جب كل دي مانه به جنارى كبن راتری او عدم الرحن دی به دآل کننی را تری - میرمم زه ست اسو مد حصور عنى عرض كوم جم ده دوارو فر تقونه خ حصم ده قران اوحدت بم رشار سي وأخله الرمامة في حواله ترد - سرالرحن به خبله دعلى دتقيم تواحان س كره D من ير ولر صاحبرا دى ساكن جدارى فوم شمنت خيل مسعود صافى - خرب استريد ما المد سر مواسی کوم به محوایی دخیل بالد جر دعل او در تقییم شوع د - جر دعلی حک مله جان مرباتی منتوع او د دانک تحکیه بی متوط س چه دغه متسان کوامی با د ولم معوداكم خذميم فحم افينرى معدودهم به اختبر ما الته سمرة الدنوع -المحاسان ولر ايمرين جان محودهى خان نزدكان چه به استهدما الله سره تحواري كوم - چه خد مل $\langle l l$ او دکل سرم اوسرم - دوارد ورو سرد ها شروو - جم ملدا قرار اور ما جریز تقیم دهد مستقل مرح د- درای مله دکل شوع او دکلی کله ما اورس می مشاله شارینه عالیه مک



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بادشاء ولدسودال رفوم مسهو رخزيته فحمد ما ما و دير علا مرب موم سعوم م مونن به ورسم دا المد سری شاهدی کور به کو هی دماجی صاحب ناره آذری جه هفه سمار وواونجلس دقصانه تلخنشو اول المذكر واوتيل جهما جهما به اجور كين وور فرع اللرحمان سرى لايم - هذ حوزن به حضور كين كواها وكري چه تمل او مولا بسلتون دخملی خابه لاس شوید چه د دان خمک حک ورس اودعلى دجنامى حمك دملا اورسلط جردغه شانكوا هاى آخرال يركرهم اوكركا ليكن ول الذكر بتحمان لم كواهي شويد و تابى الذكرية حان شويد -جرج... جريني تقسم كين ، نوديم كس خر سو دهخ حقه خر شوا - اودى بح كف لور خوک نه وو کې جاکس د د د د وکس به حضور کس خود و د رو لو کې کا ۷ نه کېزی --را سيزران خان ولرين انست تم وم سعود سلته خزين حالً داوالب شرى م به انتصر بالته سرة كارهي كورج ملاحما خطور كين حل داسى أقرا الكري ج د ډاک حمک می فرورځل بټحواله کې د دهم شوې چه معلومه حمله دی اف د - المناخط الترى تبوس اوكرة - چه دي بني ته كيم - زيان وي - ملا او تيل - چه ورونهر بوهن خبره، دا جرم حج بانكوي نوى ورسع وو كخو هسي بانكوي . رس فسماليكى ولدر حيم كولرلان - جه التسمير سرى كوا هى كوم جر ملا حموبين حاتى بنه م غلما ورل به موته كين اب راوسل وو متمل ملا دعم موت حص كين افرار اولم اور ورف جدمد نه بانی سوی او دعلی هذم به سیلون کنی م) شوع دی موقعه دا قرار تحد كوالا لم - حبور ا يقا سا لحق جام ي في آخذ المرا الم المرا الم الم ت، مريمة طالبان باكستان. ١٠٠٠ منهمند ايرينيني الم

The observations السحان بالله تحريب نعمار محد المالي وزان وبالله وسرعت مدوو çig ve giline işte راجل زاءل، رونيخ روني وي الميني رئيس جا را ريب ريعا روى به المريخ منه وري المريح وي المريح وي الحر مريمة وي وري المريح وي creation in the case of the section of the states and and the alle: in area dies enter out of the area in a starte air as the رى داخل لدراج الحكار رد با را الحالي معدالي رد. - - - الحرف فالعال م لأرضد في رومة روري وسوة و المحمد و المحمد وي الحمد وي ما روان دا او خده جواب جنب فل او الم من غربان عن عنه المرض من عوا علمه و سوى اورجيب قلى نيد هدى هذه شهرة شوى وه- نو دا حك شمة شوى لالله محد في في في في الحراء لا الله لو الله الما الما الحراب الحراب الحراب المراب المراب المراب الم بر ا . (دی روم کر کر ا ی ا ۔ روم می دی بری دی لی می دی اور ا ه ناول ور مع معلى شد و و و معنى من مع مع مع و من او من و منه م م مع م معرفي بذلك رج دوى حدار با دوج دوي مدايد ، دوي وي الماي مدينا ، م بو در ال انادر رضيع دالحربيد دويه، معداية ريند منا، محرديد بي زاره الحرائي ق اوسودالعمان الونع في في في على وعلى وي اوسل لي موسوك Engly-eslip the chief ender and collection estimations

ا جر جبب الل محرم شورم دخبلی دخری (16) نه داناو- حکه چه حفه داسی شواحد نه وو- چه شرعًا معنر شی - حفوی داسی توابی کوله - چر ډر یی کم - - جونکه د ډر کولونه - حفوی منکر م دو. او هغوی الاشل ج مون بطور آ شرکندی وز کرے کے دخامت مکم قبائلی ملزمینی جمقوم به جایت کبنی دمندی اوا بر هنسی وز بر خولت کوی مه دغه فانرمان سرة خوك شريك في العلاوت مذراجي - ملكه قباملي علدقد تحتبى دا دستور چه که يو شخص او لوع كورنى د خبل يو تركور سر به د شمنى كلبى شا مل نشى -اوتا وان درسره اونکری- که به مستقل به ده بازی داسی کوم شکل راشی-لو هفه مل فروان تری هم مبتر وی - در ندم علاوی - چه دجس کل خصه دا تبوس اوستو- چرکله تا دارهم خرچ، کولو نو ددوی خضه دی نیوس او مشور کردید جواب وجو مله خرين، ددوم سرة تعلق مرامر مردو نو تبوس مي ترى حرطان عينى كريم مذكر ولند عينى جبب كل وغيل تاوان و تبوت لي مرط شر يد بيس كرة - سردارولدعميالترجان فوم مسعود جنارى - @ لعل محدولد مرزا - (٢) سراعلى ولرمندال دی مذکور کمسانی مه محکه کننی مه استهداالتر مرو مروا هر کو بی او کره - مردن د جبب عل در ليبرلى وو. چه مونن در غرار او عبرارض فراق ته مواوس جه مسب على ما دان غوارى - نو حفوى ا ونس مرحد خله وشقى خنم شوع ند سا به صرب اوتدو- دوم تسم تواهان دعمرالرين - شيزده اودارامان د خلى وقر چه دوی مر او شراعلی - شهرده وار علی زاره - علی الحف وار ما جا - غانری ولطور عارف ولد فالحرب وحيد دوى كواسى اوكرة به تحواسى د مذكوره تحسانو ميك دص مو هاد

جردانه عبنى داكواسى مبعمددا جر عساب مراوكرو دامقفارهم كرية منى - جر مدي من حساب لعن ومريم مراميش ميري اوكري - جر ويكنبي دا سي اقرار نشيته چرهم باندی مواخذه اونسی بین کواهان د جبب سل به شرعی احمولو کمبنی منبت د ده مدعان دی - ج جرص بری هم الشوط - اند ج معل اعتبار جری نه مذی ورد -شوع استدد لدل المحكم :. « قول جرمان خريج خرج خبري نابتي شوي وله خبر ع مذکور افراد خیلو کښی دری فرق دی ۔ فزلق اول - او تابی خیل بند خکه باقا يا عارضى تقسم ترى - ميكن درم فراق في تحروم مرى حدد دوم مربع فراق ل او مانی حق د فزلق تالت بوش آن منی - فرانی مانی ددغه تحلی دند تقسم د عولی کولی هم به هغي في عذكورة تواحان بيش ترة - او فرزاق اول د مشقل نصبيم خدة منار درجم خبري: فران او لا وراى دوار المراريوي - جر دغر درم شري دلفسم فه وقت مذ بخيله حاضرود الولذي خوك وحيل اولذ في هفه وقت كب جازب اونه وركره حقد مقرر شوى دي ويكم سكل محروم شوى اوجه خومده وفت تبرر شوے نو محروم دو۔ خلورم خبری جبب عل بہ نورو دوارو فریجبنو دونتین دناوان دعوى كوى - جر هغوى ترى منكردى - اوجبب على جركوم شولا بیش کرد هفه شبت در عوی نه وو بوخو کوار در اوان ورته ملوم نه وو - چه دارهم كوم مالى كتبى عفرف شوى - وغير - نه كومه مع حده ما بنه شوة - جم حفى كنى دناوان دستراکن خبره وی روجه کو مه ندوانی سوی ده دسراجان مطرفه د عبرالرطن فرلق با دفرانی تمالت سرو بکنند هند متورد مزده سوی - بله داخ aile actas catas تحريك طالبان باكستان المجلج المتنهميناه ايجنسي المجرين

انفسم دارا فأصاب اعدهم من الدر لمتما ومتمن بالمعسن سواء فاستحق مزد شائع مغما انتقى القسمة - مجمع الزمانات صا وفى الساقياق بعقى شائح في ا يقل تفسخ القسمة ا تفاقًا دررالحكام مصم و حکذ فی النشب ای. در مختار مع متامی مرا ۲۷ وقال العلامة بين عابدين فولم في الحنانية) الاد به سان فاندة هم انه اذا فسم دواليد حصنه بغبية صاعبه تمال قال فى المعن لا تنفذ القسمة مالم تسلم حصرالاخرونولمان سلمحظ الأخرين) اب الفائت والعفين فعومه إن سلامة ما اخذ لا تشتيط ها سيظرر توله واللا) اي وان لم يسلم بأن هد قبل موله البحم آل تنفا لقسمة بل تنفق و ردالمختار من مال فى شرح التنوب وحمت بيضاءالسيط الله ذا المن فيهم حفيرًا او مجنون له ناسب عنه اوغانب له وكبل عنه لعدم لنروحها حينتذالا باجارة القراض والجدات العب اذابلخ اووليه هذا لورت ولوسر لح بطلت منيتهالمفت وغيرها (ردالخشيار مند) جوالہ احسن الفت الومی میں الم allic exclusion on Tro کی طالبان پاکستان alle out in an Tho تحريك طالبان باكستا مهيئار ايانتسي

وم توك به شريبه معامله كبني بد عل تادان اوترى او توك فى ورسم خدم نو دوبارو بل غالي جني تاوان نه كوى . بله داجم دا هم تا بنم نشوع جم دا تاوال ددوي به اعازت شوي کي اويا ورست بندي مسوره شوي کي. وخامن: چر عله بر بوء ممله كنبي درى كسان شترك تي او يو دولا شريكان میل منیس کنبی- تقسیم او کری- او دریم تسخص محروم کری- او ددی شخص ا جازت هم مذي - نو تقييم به د وماريا كيبزى - به ترميز بحت مشله كتبنى هم - ملد عل - القط ورونيره دى او فيل فين حيني ملا- أو على تقيم لري او معل في محروم كر لم --- نوعندالشرودن دامس نصبم صحيح مراح الرم ددغو دوارو به تفسير وان هم بنبی سی اوا فرار هم کوی یعنی که خطر قسم نبوت او شی برا به هم تغییم در حيرى تردى چه تول ستحق ينبى شربك اوحصة ورته ميلاق شى يعنى دسك به منبس عبنه جرمه تقسم اوكر شي- او لعد تقسم به دغه متذكر ش كنبى بو نتسخص باستهنى راشى - نوشرى ك ف سرم - اولف تقييم به كالعدم وى اودوباره به دنما مو سرماء او حصر دارانو ترخيل د معوى داستخواق مقابق تفسمبرى فالناده، 1110 :- مشرط المقسوم ان يكون ملك الشرط، حين القسمة فاذا طور ستحق لمقسوم بعدالقسمة بطلت، وكذا اذا ظهر سنخق لجزء شائح سم تعمفه اوتلته بطلت القسمة وبلزم ان تعاد شرح المجله لرستم ازمال aile estis antro ، طلابان باکستان il all and at a second تتويك طالبان باكسيس للمديني فيلو المطور والتسمين متعمناه ايبحنه للسيامة الأرا

<u>مامآه ومحليا</u> الجوام وادام الثونين 2 م الا مطروى دو م مر مر ال الم مر مان الم مي ر مان من مي مي مي مي مي الم اوتسبع اجد من ابن ابن الن من مر روامندى الله ادار عام مرد ابن ابن حصرص تعف كريد توامن كر لجرك شرك كالقسم كم معلم من غين فاحش دعوى كال كاعت مريدو لاف شريح الجلة والمالذا اقرالمعتسوم لحم باستياءالحق تم ادعواالغبن فلانسج دعمام (عَجَ المعلة استمه زم الله) ومال رسم الم (تنبيه) إذا اطلح إحد المتقاسمين على الغين الفاحشي في المترة م تعرف فى نصب تعرف اللاك سقطت دعواة (مما -) D سركاءك درمان در كمن جزى تغسيم موجار ادرتسر اعدام مشركم جز مس كون منتحص المرحق وارسخق لظل آف ، كومت كاظليك تقسيم كالعدم ميول الدر . درماره عام مراءاد محمددارد الد درمان ان الحقاق المحالي فتسرى والملى (مالادة : ١١٢٥) شيط المعتبوم إن يكرن ملك الشركاء حين العب مرج ظاف اظهرستحق للمتسوم لعب والقسمة مطلت ، وكذا إذا ظهرم يحق لسرء شائع مده كنصفه ادكلت مطلت العترة وتبكن ان تعاد (خ الماة ارش حسال) والترام · Pipi. ingur M rig 2 1.17 ALT June /11 فازالانفاء فتحال فسالدر صدردارالاقراء دارالعلوم حقاشیه اکوژه

فم فرماتي علماء كرام - دي سلم كرنا - حد درتي در ورفد في - قلا - اوم اولنودودكان حيل يني- فول ماشيار تقسم كري- اود يم ورور ندقي هنج ندو وركرى-دهن- في مروم كم وو-داتقيم تقريتا - منبيته المه منبني شرے وو وه مه مغه اول الذكر دواري كسان سره دى- تقسم به داسي طريقه شوى وو- چه دد وي دخاري الذكر دواري كسان سره دى- تقسم به داسي طريقه شوى وو- چه دد وي جانبلاد به دوه ما يه كيني واقع - - على خاك حكه عد جناري عمله - حفه وي کند، نبابت نیمتی وه- نوهغه ملاوا نسته او د داک ځکه به نست د چناری د حکی ر اندوه لیک کم قدمه وه - ملادجناری تحکه واغسته او مل د «آل محکه و وس د واکت عکمه مدمتی شوه - حکم م بازر جوش د فوج کسی جوش و شرک : بری راغلووس دملاقوی حسب عل دعوی کوی - چی حواب حسکه کمه ده او د کل دخامنو ورود واو میمنی دی - نود جناری خکه مه هم ساوی تغییم کوو- ۱و د داگ خکه هم-اوب وألى - چرمتقل تقسيم مريد كا شروع مرف دكروندى ليار فتقسم شوے كرد او د كل كمامن وایی چد. ستا پارس ولی دعوی مزکوله - ۱۶ ستاع عم خرشیت کاله در تا ولی دعوی مزکوله د در منه علدوه دی جسب مل ولد ملا- دجناری حکه تنی - شل در می تقریب او د حرب منه به سیم فطعی خرخ کرے کے دھفہ دریم ورور کا من وس به دغه تقسر راضی د اودانى ميه دملاقوى دي خپله حصر الكرى بر جنارى تسى ج خورو حق مى ورشر كيبزى او دعل حامن دى خول حق واكمرى به دراك كبنى - نواما دجبب تعل ولد ملا د از سر نویقیم دی کار ملح د و - کصر لفصل سر جواب مفارد - دستگر مق دواره عن اور تل ا-المحفظتراع على تر دارالحلي تحطايم تعاس برحى دجب على منهى دعوى دسروازمان وي المشفسي الموزه فندع في وم میلاد میدین معلیه محتطالبان باکستا ماجی 3 د. مرافع میر

دان د زمل تعسیر الرام عدن دور بد د مرب دو دو معنت بربات مشو نمر 2 = كردا وى يسى مرد و سبع المدخت حبيب كل جعير شو ، درسان ا المعنديز فرد جعند مشود رعت التي طرفت دور فان حصر مشور عرد = جمير استاد طرفت منه ، = استاد طرفت مب مل حف مت درمین تبن فی میکن حف شو ، ج بیا در پیس دورمان مفنان غراب محيير بهت د كور مري التي و = غرما تدر مد ورجان حقير درمیان س متریز ک = عبان طرفت میب ک جم مشو ک عمر کو فران بیتے = اخترب طرفت مبیب کل حصر مشرد = « رسیان میں دور جات بياور بسى مدمير كل منصح مع منسو = كمركا = جنكل بت مركور خرف د و رغان حف شوه در میان بنی عبر بید کی معہ شوہ = خور فرخت عب غمر (عد بادرم بيت = خو مرضر مت حبيب "كا يشو = درميان من وريش میاور میں دور خان حصہ منسو ہ (نمبر 8) متساکن میں نمبر خانہ طرفت مسبقی معم منتخ کمین مندر اول معند مشو = قبلی طرفت دور فال ممبرو مسترط وسيتى لمنسرها تبه طسفت عندمينا كالادرميان منما وورخان طمير سلى فرفت وی می جست برمی فسیطست دور خان در ماین در مینان اسی حبیب من حصب مینا ورب مدین می عمراء ا= دولى مدم بي غرب حست طرفته الارمان حصه = درميان بن من من حسب كل سا و رسی عبری کل معند شده (تب محا) مرد دم سرمیت غیر مح دمان مند طرفت مین کل مصر مشوہ = « درمیان من دور خان معم = بیا ور بیٹ متر من کر ا 16, نمبر 13 بی منه منه منه کر المرفت حبب کی حصر در میان بن د د مون 1401 . بیا در چس عند بین محصر مشوی م مستة المعرب الم شب المسبحة الم المرال مقب = مح سر = م جمانك = مرك = مصر د نو قرائك 3 = 3 (1 - m. 3) = - 12 = 8 = 4 - 4 (1) (1) (2) = - 2 = - 2 ، المركب و حد من تحالى = ال مرب و النظير با وُن = ال حزيب عل قد تل قد الم しう

يس المله المعن الرعم = دوريان = عبر ال عند بيشل ديد ال ريال المر) ده دور او میت فی اور ال عرف الم ال فرج - كومن نة لاندى جريدن تي قد در ي الحد المرت ولوس جنَّل بني في در السب في بادُ ل ي. بازن المرك = شاكن من 13 در مد المريد الم الم 042 مركاء تشنير ميت 2 مرب 3 しょう المرفي في ولي الم المرة العلى بي مع در الم いちらご فرو= المردىسد بے دين ، غبره تغردى نب مح د م ... ج پاد مدایشه مشتر ای ت الألم الم المالية الم الم الم الم 036 1 - Le ches Le ches al a la ches تمردا يجرولا بنه لاخرى مخ منه بالتري التي مريد - and 3 - the state second have well - which a man لمركاء = « دُاف لاد تهل زيك د قعله نه جهغر الم الم ار بو مل قعلنه <u>کر در با در باؤں ده آ</u> در ... دقعا، سر، بتو تل بت به داب 2 > 0 ~ 2 · C > 4 2 · ··· _81 م ده دورغان قعاله به د آب تنی دوتال خوب محرض ع با خ ا او د حسب مل تو تل قدارا، با دان س ق درب هم سره ل ب زمله تعسيم شوه - قعله مستركم با تسوه) ده فعله تم ده داک زمله ده قعاله ده تل سره ی عقر : ٢ ا د د ٤ ٤ سر ا با کن ۱ وان ۲

تعسیم تشیره الارا یو بیت را ب نیز استین بیت = جمعہ کل بیتی طرفت الدینی کی حصہ شدہ ہے در میانی سن دور جانا معر شوه = ساور سر) : سب کل معر شو ٥ عُبْرُم ۽ شاعي جو بر بته ۽ لار م الر فت دور مقان ۽ هد ده ۽ در سيان کي جبيب کي من ولين طرفت من مركم حصر د ٥٠ ين (= كان مان مان من سو نه = - سرى مد مت = دور مان او عنر مر حل معلم اد وقدان المدغت حسب كل حسر شوه غبر المحافة في المان الدخت دوارة في عدر مشود = درميان شراعت مراح روسری در فتر میک کل معد شوه بمراج كوه يت مديما بين من من شيب بلي المرغة، و و رغان عصر متبوه و د رميان منافر ا اوبیا ور بسی حبب کل معہ سرد م مر 6 - میا باره شرح مشاین مود و طرفت دورفان عف = درسیان سبا جذب فل قبل طرفته عنديد ل حصر شواه - (تمبرحد) كوركوري بيت = عن ول ميان طرغته عند ميد الله حصير سنوي درميان ميں دورخان ۽ آميري طرفت جيب كل حصيرت و الرغر ... 8) با ندن بيت ومنان مان لي طرفت ميت در میان مین د و مان معین شوه و خوط طرفت مریب کل معید شوه مُبرد الوص سد عومی = او صلط من جرب ال در مساما این از الم الم ظرفته عندنيش معبم شوه ا موجود لوا هان د الج به و های سر، حار ال = نواب مل = فرب جاج الحل = جنسير درانكر ر weir Selle Pillib English and the state of the st

270 28.9.2014 بسمالالمالرص الرحيم = جست المسل المنزن شانی بیتے = و در ۔ ۲ ا ل با و ب مرجع مشاعی جور بین الم در است ال سین المردية الأخان بين نه باس نت ورب الم مرب ، بحبر 4 کوه بېټ 3 د درے 3 سرب ه کیم یا وه السلمية - تدوه بيني منه پاس نه ٢ ٢ ٢ ٢ ٠ ٠ ٠ ٠ ٢ مير - ٤ يا دي فيركان المرب التله سرو دسان باري شرو حر در ب المرجور كوري يتي ميا گادو خدله در طرفت، 2 در ب سنبر 8 =، دستان حاجی کوشی سرب رز ان کی سیر ۲ ان ان کی غب ٩- د منان ما بن كور نم لا درى بيت الم حرب المرما چه چناری کی شن د عبر اظ متعدیه دروب د بیت سر الم حد الم مرم و الم بالذه الم بعد الم المراجة متوت بي ٩ خيرتانيا 15 مرت المحالية دچنارى تو تل ولى ملى مى شوى يے سران 0.54; 2 _____ 1 ___ 1 ___ 1 6 = alajUjUq درزمانه دری تعسیه در اوقعله مشترکه باتی شوه · she in our the a stand of the stand 36-12 W.T

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

Appeal No 458/16

٢;

Zahir Khan

Versus

Superintendent of Police & other

INDEX

S.No	Description	Annexure	Pages
1.	Application for submission of		1
	additional documents		
2.	Copy of application	J -	2

Through

Petitioner

SOPHIA NOUREEN,

Advocate, High Court Peshawar



BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

Appeal No 458/16

Zahir Khan

Knyber Pakhtukhivä Service Tribanal			
Diary No.			
Dated 24-6-16			

Versus

Superintendent of Police & other

APPLICATION FOR SUBMITTING ADDITIONAL DOCUMENTS IN SHAPE OF APPLICATION

Respectfully Sheweth,

- 1. That the above noted appeal is pending before this Honourable Tribunal, which is fixed for hearing on 19/07/2016.
- That at the time of filing this appeal some of the documents were inadvertently left to attached with the main appeal. (Copy of application is attached as annexure J).

It is, therefore, most humbly prayed that on acceptance of this petition the petitioner may kindly be allowed to submit the additional document the in above noted appeal.

Through

Petitioner

SOPHIA NOUREEN,

Advocate, Peshawar Court

High

NO 41412016 134210 100ro No.... 7.5.9 هدد با مرارس جب سایل لو لوج شرحاح می محققا ے قرص کہ تھنے کال مرد ہو کی مراسی میں المرار والمراج المراج المراج المراج المراجم الم - B- j é'- ap é'- ap j cé do ci d com استعاصة سام تو عند المال لمولات دين كا في وادن 01 -16 No 13 10 4887016/1b FXFC DSP-Legal FMC For Maction uncher there Viewed \sim For Superintering Politics Dy. Supdt: • Olice Legal, CCPA eshua 0)04/2016 5.4.2010 0300582595

men de est

ظاہر کا بہت ہے ہے۔ طاہر کا اینام محمل کے

باعث تحريراً نكبه

- der

دعوى

جرم

مقد مد مندر دیم عنوان بالا میں اپنی طرف سے واسط پیروی و جواب دہی وکل کلار حالی متعلقہ ت آن مقام کر شرط حرر کی جس حرم کی کہ کار دائی کا کا ل اختیار ہوگا۔ بنر مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقد مد کی کل کا روائی کا کا ل اختیار ہوگا۔ بنر و کیل صاحب کو راضی نا مد کر نے و تقرر تالت و فیصلہ پر حلف دیئے جواب دہی اور را قبال دعویٰ اور ہورت ذکری کر نے اجراء اور دصولی چیک در و پیدار عرضی دعویٰ اور در خواست ہر تم کی تصدیق زراین پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم بیر دی یا ڈری کی عطر فد یا ایرل کی محمد یق اور منسوخی نیز دائر کر نے اجراء اور دصولی چیک در و پیدار عرضی دعویٰ اور در خواست ہر تم کی تصدیق اور منسوخی نیز دائر کر نے اجراء کر ان کی اختیار ہوگا۔ نیز صورت عدم بیر دی یا ڈگری کی طرفہ یا ایرل کی مرامد گی مقد مد ذکور کے کل یا جز دی کا روائی کے واسط اور و کیل یا مونار تا نو کی کو این ہوا ای بی کی مرامد گی تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی و دی جملہ ذکورہ با اختیارات حاصل ہوں گی تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی و دی جملہ ذکورہ با اختیارات حاصل ہوں گی تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی و دی جملہ ذکورہ با اختیارات حاصل ہوں گی تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی و دی جملہ ذکورہ با اختیارات حاصل ہوں گی مقدر میں ذکور کی کا یا جز دی کا روائی کے واسط اور و کیل یا مونار تا نو کی کر اور کی کی مراد یا ہوں کو این ہوں کے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی و دی جملہ ذکورہ با اختیارات حاصل ہوں گی گی کو ہوں ہوں کو کی تا ہوتی ہوں گی گی کر ایں کو کی تا کر کی کوئی تاری پڑی ہوں ہوں ہوں مور میں جو می حد میں جو خرچہ ہرجانہ التوا کے مقد مہ کی سب سے وہ دی گر کی کا رہ دی کو کو گی تاری پڑی میں مقد میں کہ کی میں جو کر چ دی جار دوں کی موں کے سب سے وہ دوگا کو کی تاری پڑی میں مقد میں مور پر ہو یا حد سے باہر ہوتو دیل صاحب پا بند ہوں گی گی در دی ہوں ہوں کے کے کہ کی دی دی دی ہو ہوں کی موں کے کر دی کی می دوں کی دی دی ہو ہو ہوں ما حب پا بند ہوں کے گی دی دی ہوں ہو ہوں کے دی ہو ہوں کی ہوں ہو کو کر دی ہوں کے دی ہو ہوں موں کر دی کی دوں کی ہوں ہو کر دی ہوں ہوں کے دی ہوں دی ہو ہوں ہوں ہوں کر دی ہوں کر دی ہوں ہوں موں کر ہوں ہوں کر دی ہوں ہوں کر کر دی ہوں دی ہوں ہوں ہ

ز 20 م المرقوم کے لیے منطور ہے۔ _init مقام

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