

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

Nasir Aziz S/o Muhammad Mashal Khan R/o Miran Shah Tehsil Miran Shah District North Waziristan. Ex-Police Constable NWTD..... (Appellant)

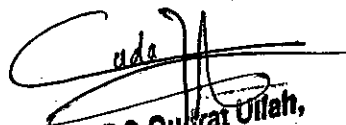
**VERSUS**

1. District Police Officer North Waziristan.
2. Regional Police Officer Bannu Region Bannu.
3. The Inspector General of Police KPK at Peshawar.

.....(Respondents)

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**S.D.P.O Qudrat Ullah,**  
**Litigation Officer,**  
**D.P.O Office, North Waziristan.**  
**CNIC #: 21506-6489152-7**

*26-03-2024*  
*Peshawar*  
*S.B*

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

**Service Appeal No. 1779/2023**

Nasir Aziz S/o Muhammad Mashal Khan R/o Miran Shah Tehsil Miran Shah District North Waziristan. Ex-Police Constable NWTD..... (Appellant)

**VERSUS**

1. District Police Officer North Waziristan.
2. Regional Police Officer Bannu Region Bannu.
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.....(Respondents)

Khyber Pakhtunkhwa  
Service Tribunal

Case No. 11987

Date 25.3.2024

**PARA WISE REPLY /COMENTS BY RESPONDENTS**

Respectfully Sheweth

**PRELIMINARY OBJECTIONS:-**

- a) That the appeal is not maintainable in the present form.
- b) That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
- c) That the appellant is estopped to file the instant Appeal by his own conduct.
- d) That the appellant has not come to this Honorable Tribunal with clean hands.
- e) That the appellant has got no cause of action and locus standi to file instant Appeal.
- f) That the appeal is barred by law & limitation.

**ON FACTS**

1. Pertains to record. It is correct.
2. Pertains to record. It is correct.
3. Appellant was deputed in license branch in traffic section in Miran Shah. Meanwhile, Director IT reported the matter to District Police Officer, North Waziristan that mass corruption has been done in the issuance of licenses in License Branch of North Waziristan, Miran Shah. Thereafter, DPO North Waziristan to conducted inquiry into the matter. Superintendent of Police Investigation, North Waziristan conducted inquiry in compliance with the direction of DPO North Waziristan. Allegations of mass corruption and issuance of licenses to the people belonging to other provinces rather than Khyber Pakhtunkhwa as well as to out of district Candidates. As per inquiry conducted by Superintendent of Police, Investigation, (enclosed herewith for ready reference ) mass corruption has been proved against the appellant in terms that license fee is Rs.1100/- but he was charging Rs.1700/- and Rs.600/- extra for issuance of medical and physical fitness certificate which is the sole responsibility of Health Department, after proper check-up/medical examination. So for as issuance of licenses to non-local Candidates are concerned, it was found that in large number of licenses were issued as well as many of conversion of HTV driving licenses without fulfilling all codal formalities.
4. Allegation of corruption were leveled against many ex-officials of Police Department, which were proved and major penalty of removal from services were imposed on them including the appellant as reflected in comments at para no. 3.
5. Reply to this para has already been explained in para no.3

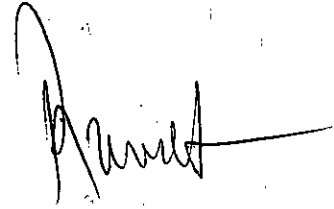
6. Incorrect. Proper inquiry was conducted fulfilling all codal formalities as already enclosed with comments at para no.3. The appellant was also charge sheeted and questionnaire was answered by him (**Attached for ready reference as Annex A**).
7. Incorrect. Proper inquiry was conducted by Superintendent of Police Investigation, North Waziristan (**Attached for ready reference as Annex B**).
8. Pertains to record. It is correct, because the appellant had already been Charge Sheeted.
9. Pertains to record.
10. Pertains to record. Hence, need no comments, as it is the jurisdiction of Hon'ble Court.
11. As in para No.1.

**GROUNDS:**

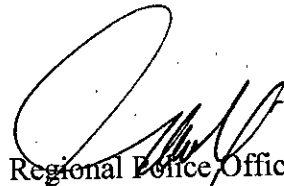
- A. Incorrect. The appellant was found guilty, because of allegations of mass corruption and issuance of licenses to the people belonging to other provinces rather than Khyber Pakhtunkhwa as well as to out of district Candidates.
- B. Incorrect. The reply has already been given in para A.
- C. Pertains to record. It is correct, because of the appellant was charge Sheeted and inquiry was completed by Superintendent of Police Investigation, North Waziristan.
- D. As replied above.
- E. As replied in above paras.
- F. Incorrect. The appellant was untrained and has not done his basic training from the beginning of the duty till to the dismissal order.
- G. That prior training the appellant was posted in Police post boys and after completion basic Police training NWTD. The service of the appellant was not deputed as reader to SDPO, but the service of the appellant was deputed DSP traffic office ordaly, that the appellant has proved in his questionnaire (**Attached for ready reference as Annex C**).
- H. As per inquiry of Superintendent of Police, Investigation, lots of verbal complaints received from general public as well as Director IT and CPO Peshawar.
- I. Complaints were not only regarding Medical and Physical Certificates, but as well as issuance to non-local and conversion of HTV driving license without fulfilling codal formalities.
- J. Pertains to record. Hence, need no comments.

**PRAYER:**

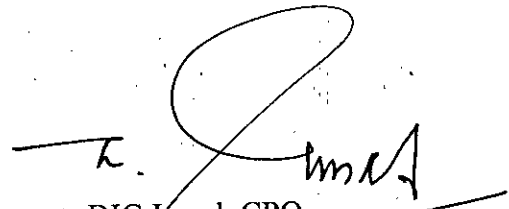
In view of the above replies, it is most humbly prayed that the instant Service Appeal of the appellant may kindly be dismissed being meritless having no legal force, please.



District Police Officer,  
North Waziristan  
Respondent No.1  
**RoKhan Zeb**  
Incumbent



Regional Police Officer,  
Bannu Region, Bannu  
Respondent No.2  
**Qasim Ali Khan (PSP)**  
Incumbent



DIG Legal, CPO  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar  
Respondent No.3  
**(Dr. MUHAMMAD AKHTAR ABBAS) PSP**  
Incumbent

(P-4)

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL**  
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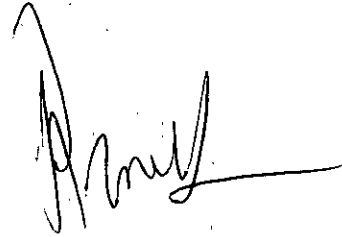
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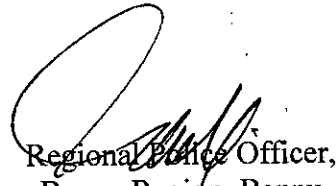
**AUTHORITY LETTER**

Mr. **Qudrat Ullah Khan**, DSP Legal North Waziristan, is hereby authorized to appear Before the Honorable Khyber PakhtunKhwā Services Tribunal Peshawar on Behalf of the undersigned in the above cited Writ Petition.

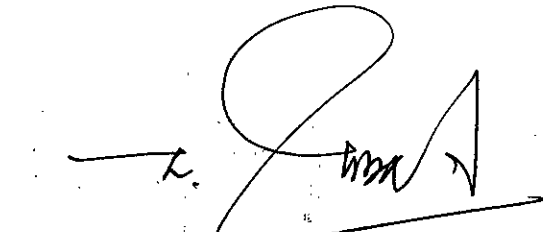
He is authorized to submit and sign all documents pertaining to the present writ petition.



District Police Officer,  
North Waziristan  
Respondent No.1  
**RoKhan Zeb**  
Incumbent



Regional Police Officer,  
Bannu Region, Bannu  
Respondent No.2  
**Qasim Ali Khan (PSP)**  
Incumbent



DIG Legal, CPO  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar  
Respondent No.3  
**(Dr. MUHAMMAD AKHTAR ABBAS) PSP**  
Incumbent

(P-5)

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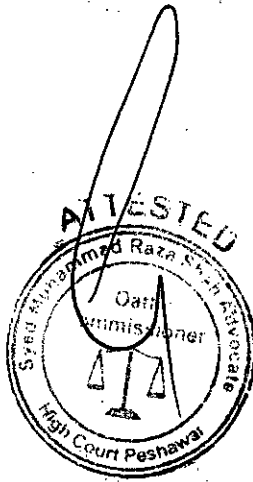
**AFFIDAVIT**

I, **Rokhan Zeb**, District Police Officer, North Waziristan, do hereby solemnly affirm on oath that the contents of Para-wise comments on behalf of respondents are correct to the best of my knowledge and belief. Nothing has been concealed from this Hon'ble Tribunal.

*The answering respondents have neither been  
Place embargo nor their defense  
struck off / call.*

**DISTRICT POLICE OFFICER,**  
North Waziristan

CNIC No. 16201-4321719-7  
Contact No. 092-313700



22 MAR 2024

Handwritten text in Urdu, appearing to be a legal document or report. The text is heavily obscured by a dark, grainy shadow or ink bleed-through, making it largely illegible. Some faint words and numbers are visible, such as "17" and "D.S.P./1712".

*Handwritten signature:* Cuda J

**S. D. R. Qudus Ullah,**  
 Litigation Officer,  
 D.P.O Office, North Waziristan.  
 C.NIC #: 21506-6489152-7

OFFICE OF THE  
SUPERINTENDENT OF POLICE,  
INVESTIGATION, NORTH WAZIRISTAN.

Findings Reports of Departmental Enquiries against the following Police officials of Distt: MWID.

1. FC Ihtesham Ul Haq No. 2289 (Medical & Physical Physician Driving License Branch)
  2. FC Musa Billah No. 1725 (Reader To SDPO Traffic)
  3. FC Zahid Ullah No. 3706 (Computer operator Driving License branch)
  4. FC Sher Ayaz No.3773 (Computer Operator driving License branch)
  5. FC Nasir Aziz (DSP Traffic Office Ordly)
  6. FC Kazir Ullah No.1724 (Traffic License Branch Ordly)
  7. FC Imran No.303 (Computer operator Traffic License Branch)
- Charge Sheets No.3-5/SRC dated 27.01.2022, No.6-8/SRC dated 27.01.2022, No. 12,14/SRC dated 27.01.2022, No.15-17/SRC dated 27.01.2022, No. 9-11/SRC dated 27.01.2022 and charge sheet No.180-81 dated 18.02.2022 issued by the DPO North Waziristan to the following Police officials.

Reference.

Allegations.

That in the light of charge sheets and summary of allegations the above Police officials while posted as SDPO Traffic driving license branch have been found the charges of Mass Corruption and make a lot of numbers Motor Car + Motorcycle, LTV driving license and conversion of HTV driving license out of Province and District peoples received from Director IT CPO Peshawar as well as general public which shows their inefficiency and his this act carry bad name to the Police department.

*Handwritten signature*  
SDPO Quetta  
District Office North Waziristan  
GPO No. 21596-6409152-7

The delinquent Police officials heard in person and recorded his statements regarding the allegations leveled him. They have issued approximately 16000 driving license during his posting period and received per driving license charges Rs.1700 but as per the driving license rules the charges of driving license is Rs.1100. The extra charges Rs.600 he received on the ground of Medical and Physical fitness certificate. A part from this, complete inquiry file of preliminary inquiry conducted by the undersigned thoroughly studied wherein the following flaws/ faults found on the part of accused officials.

1. That the accused official miserably failed in keeping the matter of driving license on record and issue approximately 6000 LTV driving license, and conversion of HTV driving license his this act out of driving license rules, but at that time no other driving license branch established in District North Waziristan.
2. That they are issued the LTV driving license to people abroad, but there is no concrete evidence of this and no witness is ready to testify.
3. That the direction of Director IT CPO Peshawar the User ID of driving license branch used in other district and issue fake driving license, but the statement of the delinquent officials are recorded they are denied the allegations.
4. That he has issue a huge numbers of LTV and Motor Car jeep+ Motorcycle driving license to out of province and district peoples and conversion of HTV driving license due to his negligence, but the driving license are issued to everyone in any province/ district.
5. That the defaulter officials narrated in his statement that the User ID of license branch was hake the someone and make a fake driving license.
6. That after getting information from the license holders they have received Rs. 1700 charges per driving license but the Govt. policy rules per license charge Rs.1100/- the extra charges Rs.600 they are received on Medical fitness certificate for driving license.



Although the defaulter police officials was posted a mention above posts and issued the LTV and Motor Car jeep + motorcycle driving license to other Province / District peoples govt. servants Army, FC who performed their duty in North Waziristan and private peoples but the driving license are issued to everyone in any Province/ district and conversion of HTV driving license, the negligence towards keeping of govt. duties is ignored. Therefore, the allegations due to negligence of the accused officials proved.

The undersigned thread barely studied the whole enquiry file as well as recorded statements of the defaulter police officials (Annexure II) and the statement of license holders (Annexure III) and obtained the complete RTS driving data to thresh out the actual facts. The undersigned recorded the statement of National Bank of Pakistan North Waziristan Miranshah Branch reports and check the license challans (Annexure VI) and check the record of driving license who issued out of province/ district peoples (Annexure V) to reach the conclusion and finalize the departmental enquiry on merit.

**Conclusions:**

Keeping in view the above, perusal of complete enquiry file, statements of the accused officials, perusal of National bank miranshah branch challan report, and Statements of license holders the undersigned reached to the conclusion that the allegations against the defaulter officials framed in the summary of allegations have been proved. Therefore, the defaulter officials are recently absorbed from Khasadar force to District Police North Waziristan and not a well experience in official correspondence, uneducated, untrained and unfamiliar with the police rules and driving license rules.

Submitted please.

*[Handwritten signature]*  
 H. A. Khan  
 D.P.O. North Waziristan  
 C.O. North Waziristan

*[Handwritten signature]*  
 (Muhammad Zaman)  
 Superintendent of Police  
 Investigation, North Waziristan  
 Enquiry Officer

*Dismissed  
 from service  
 Jadda  
 02/2/23*



E-3

بیان از ایڈیٹور/ایڈیٹر/ایڈیٹر

17/02/2022

س۔ آپ ٹریڈنگ مزاج میں کتنے عرصے سے تعینات ہے؟  
ج۔ تقریباً 2 سال سے۔

س۔ کوئی Post پر تعینات تھے؟

ج۔ DSP/Trfc کے ساتھ اردلی تھا۔

س۔ آپ Suspend تھے ڈیپارٹمنٹ ڈائریکٹر/ڈیپارٹمنٹ/ڈیپارٹمنٹ 675/2021 کو اور آپ اپنی ڈیوٹی پر دستور طریقے ٹریڈنگ مزاج DSP/Trfc کیسے کرتے تھے کیوں؟

ج۔ بالکل DSP/Trfc کیسے تو ڈیوٹی کرتا تھا کیونکہ نہ سسپنڈنٹ اطلاع ملی تھی اور نہ کسی نے بتایا ہے۔

س۔ آپ کو کب اطلاع ملی کہ آپ Suspend ہے؟

ج۔ جیسا چارج شیڈ ملا 27/02/2022 کو۔

س۔ کیا آپ نے ٹریڈنگ ہی ہے؟

ج۔ نہیں۔

س۔ کیا آپ کی User ID تھی؟

ج۔ نہیں کیونکہ میں DSP/Trfc کیساتھ اردلی تھا اور ٹریڈنگ مزاج میں نہیں تھا۔

س۔ آپ صرف DSP/Trfc کیساتھ ڈیوٹی کر رہے تھے یا لائسنس مزاج میں بھی؟

ج۔ صرف DSP/Trfc کیساتھ لائسنس ڈیوٹی کر رہا تھا آفس میں؟

Code  
Litigation Officer,  
D.P.O Office, North Waziristan.  
CNIC #: 21506-6489152-7