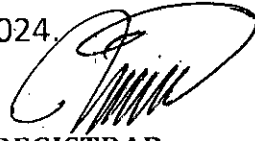


Form-A

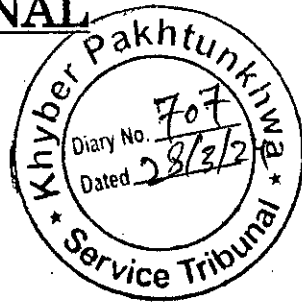
FORM OF ORDERSHEET

Court of _____

Case No. 466 /2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	29.03.2024	<p>As per direction of the Worthy Chairman the present appeal is fixed for preliminary hearing before Single Bench at Peshawar on 01.04.2024.</p> <p style="text-align: right;"> REGISTRAR</p>

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR



Maqsood

V/s

Police Department

APPLICATION FOR PROVIDING COPY OF
DEPARTMENT APPEAL

Respectfully Sheweth,

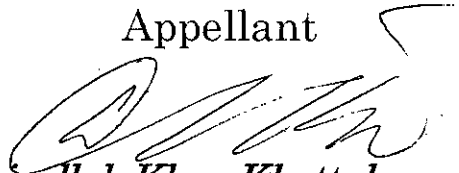
1. That above titled service appeal is pending adjudication before this Hon'ble Tribunal in which no date has been fixed for hearing.
2. That at the time of submitting the instant service appeal the appellant was filed departmental appeal but the copy was not kept, nor annexed with the service appeal but the said departmental appeal was rejected which is also annexed with the service appeal annexure "H" Page-25.

Be POF & SA
28/3/24

It is, therefore, most humbly prayed that on acceptance of the instant application the Respondents may kindly be directed to provide the copy of departmental appeal with the comments of respondent department.

Dated: 28/03/2024

Appellant
Through


Kabirullah Khan Khattak
Advocate High Court
Peshawar

Respected Sir,

It is submitted that the present appeal was received on 27.03.2024, which was returned to the counsel for the appellant for removing objection (Flag-A). Today i.e. 27.03.2024 the learned counsel re-filed the appeal without removing the objection.

The appeal is now submitted to your honor under rules 7 (c) of the Khyber Pakhtunkhwa Service Tribunal rules 1974 for appropriate order please.


REGISTRAR 28/3/24

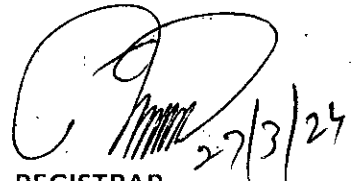
Worthy Chairman

The appeal of Mr. Maqsood received today i.e on 27.03.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Copy of departmental appeal mentioned in the memo of appeal is not attached with the appeal be placed on it.

No. 698 /S.T,

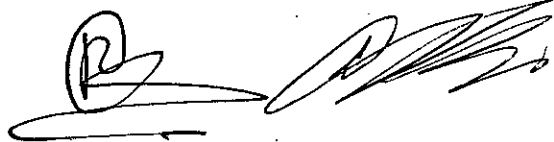
Dt. 27-03 /2024.



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Kabir Ullah Khattak Adv.
High Court Peshawar.

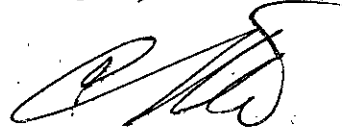
Re-submitted
in response of objection
copy of departmental appeal
is not kept with appellant
and this fact has already
been mentioned in para 7
of fact of appeal.



27-3-24

however this said Dept
Appl has been updated
which is available in Annex.

HT P-25



BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A.No. 466 /2024

Maqsood Head Constable No.323

VERSUS

IGP Govt of KPK & others

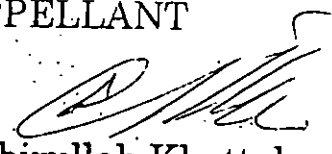
INDEX

S#	Description of Documents	Annexure	Pages
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2.	Affidavit.		7
3.	Addresses of parties		8
4.	Condonation of delay		9-10
5.	Copy of charge sheet	"A & B"	11-15
6.	Copy of inquiry report	"C"	16-18
7.	Copy of 2 nd inquiry	"D"	19-22
8.	Copy of show cause notice and reply	"E & F"	23-24
9.	Copy of impugned order	"G"	25
10.	Copies of rejection order	"H"	26-29
11.	Copy of revision petition and rejection order	"I & J"	30-32
12.	Copy of Naqal Mad	"K & L"	33-34
13.	Wakalatnama		

Through

Dated: 26/03/2024


APPELLANT


Kabirullah Khattak
Advocate, High Court
Peshawar.

①

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. _____/2024

Maqsood Head Constable No.323 District Police
Station Lahore, Swabi.

Appellant

VERSUS

1. The Inspector General of Police KPK Peshawar.
2. Regional Police Officer Mardan.
3. District Police Officer Swabi.

Respondents

APPEAL U/S-4 OF THE KHYBER
PAKHTUNKHWA SERVICES TRIBUNAL ACT
1974 AGAINST THE ORDER DATED
16/05/2023 WHEREBY THE MAJOR
PUNISHMENT OF REDUCTION FROM HEAD
CONSTABLE TO CONSTABLE WAS
AWARDED TO THE APPELLANT AGAINST
WHICH THE APPELLANT FILED
DEPARTMENTAL APPEAL WHICH WAS
REJECTED ON 26.06.2023 IN UTTER
VIOLATION OF LAW. HE THEN FILED
REVISION PETITION ON 07.07.2023 BUT
THE SAME WAS ALSO REJECTED ON
22.03.2024 ON THE SAME RESULT.

Prayer:-

ON ACCEPTANCE OF THIS APPEAL THE
IMPUGNED ORDERS DATED 16.05.2023,
26.06.2023 & 22.03.2024 PASSED BY THE
RESPONDENTS MAY VERY GRACIOUSLY
BE SET ASIDE AND THE APPELLANT MAY
KINDLY BE RESTORED ON HIS ORIGINAL
POST WITH ALL BACK WAGES AND
BENEFITS.

ANY OTHER RELIEF DEEMED
APPROPRIATE IN THE CIRCUMSTANCES
OF THE CASE NOT SPECIFICALLY ASKED
FOR, MAY ALSO BE GRANTED TO THE
APPELLANT.

Respectfully Sheweth,

1. That the appellant was initially appointed as constable, He then rose up to the post of Head Constable on account of his meritorious service.
2. That while performing his official duty as Moharrar at PS Lahore Swabi a charge sheet along with statement of allegation dated 13.03.2023 was issued against the appellant. He submitted reply and denied the allegations. (Copy of charge sheet is attached as annexure "A & B").

3

3. That the above replied was not found satisfactory and inquiry was conducted against him in utter violation of law, wherein he was awarded minor punishment of censure. (Copy of inquiry report is attached as annexure "C").
4. That the competent authority was not aggrieved with the finding of inquiry officer and as such another inquiry was conducted who penalized the same and submitted report for appropriate order. (Copy of 2nd inquiry is attached as annexure "D").
5. That a final show cause notice was issued against the appellant which was properly replied by the appellant. (Copy of show cause notice and reply are attached as annexure "E & F").
6. That on 16.05.2023 the impugned order has been issued against the appellant whereby major punishment of reduction in rank from head constable to constable has been imposed against the appellant. (Copy of impugned order is attached as annexure "G").

4

7. That the appellant submitted Departmental appeal within one month from the impugned order which was rejected on 26.06.2023 but unlucky copy of departmental appeal was not kept by the appellant. (Copies of rejection order is attached as annexure "H").
8. That the appellant submitted revision petition on 07.07.2023 against the appellate order which was rejected on 22.03.2024 but the said rejection order has been communicated to the appellant on 25.03.2024. (Copy of revision petition and rejection order are attached as annexure "I & J").
9. That the vehicle in question has been taken by SI Nazar Muhammad Khan through Naqal Mad No.18 dated 28.02.2023 while it was returned through Naqal Mad No.33 dated 02.03.2023 to the owner by the said SI. (Copy of Naqal Mad are attached as annexure "K & L").
10. That feeling aggrieved the Appellant prefers the instant service appeal before this Hon'ble Tribunal on the following grounds inter alia:-

5


GROUNDS:-

- A. That the impugned orders dated 16.05.2023, 26.06.2023 & 22.03.2024 are come under the definition of void order because has been passed without fulfilling the codal formalities.
- B. That there is no prove or evidence regarding the alleged allegation leveled against the appellant.
- C. That the inquiry was not conducted in a manor prescribed by law as neither any witness was examined in presence of appellant nor he was provided any opportunity of cross examination and as such in dispensable of fundamental rights of fair trial as enshrined in Article 10-A was bluntly violated therefore impugned order is sustainable in the eyes of law.
- D. That no statement of witness has been recorded and no opportunity of cross examination has been provided to the appellant.
- E. It is a well settled maxim no one can be condemned unheard because it is against the natural justice of law in this respect the appellant relied upon a judgment reported on 2008 SCMR page:678.
- F. That any other ground not raised here may graciously be allowed to be raised at the time of arguments on the instant service appeal.

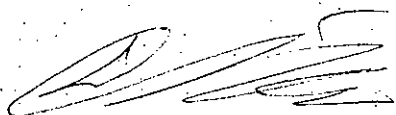
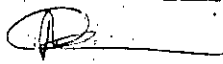


It is therefore, most humbly prayed that on acceptance of this appeal the impugned orders dated 16.05.2023, 26.06.2023 & 22.03.2024 passed by the respondents may very graciously be set aside and the appellant may kindly be restored on his original post with all back wages and benefits.

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


APPELLANT

Through


Kabir Ullah Khattak
& 
Roeeda Khan
Advocates, High Court
Peshawar.

Dated: 25/03/2024

NOTE:-

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


Advocate.

7

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. _____/2024

Maqsood Head Constable No.323

VERSUS

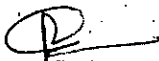
IGP Govt of KPK & others

AFFIDAVIT

I, Maqsood Head Constable No.323 District Police Station Lahore, Swabi., do hereby solemnly affirm and declare that all the contents of the instant appeal are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Court.


DEPONENT

Identified by:


Roeda Khan
Advocate High Court
Peshawar.


BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. _____/2024

Maqsood Head Constable No.323

VERSUS

IGP Govt of KPK & others

ADDRESSES OF PARTIES

PETITIONER.

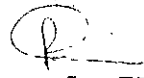
Maqsood Head Constable No.323 District Police
Station Lahore, Swabi.

ADDRESSES OF RESPONDENTS

1. The Inspector General of Police KPK Peshawar.
2. Regional Police Officer Mardan.
3. District Police Officer Swabi.


APPELLANT

Through


Roeeda Khan
Advocate, High Court
Peshawar.

Dated: 26/03/2024

9

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. _____/2024

Maqsood Head Constable No.323

VERSUS

IGP Govt of KPK & others

APPLICATION FOR CONDONATION OF DELAY (if any)

Respectfully Sheweth,

Petitioner submits as under:

1. That the above mentioned appeal is filing before this Hon'ble Tribunal in which no date is fixed for hearing so far.
2. That the appellant submitted revision petition on 07.07.2023 against the appellate order which was rejected on 22.03.2024 but the said rejection order has, been communicated to the appellant on 25.03.2024.

Grounds:

- A. That the impugned orders are void order and no limitation run against the void orders.
- B. That there are many judgment of the supreme court as well as specific provision of law that

limitation has been counted from the date of communication.

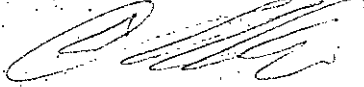
- c. That there are number of precedents of the Supreme Court of Pakistan which provides that the cases shall be decided on merits rather than technicalities.

It is, therefore, requested that the limitation period (if any) may kindly be condone in the interest of justice.

my Amlr
Appellant

Through

Date : 26.03.2024


Kabir Khan Khattak

& 
Roeda Khan

Advocates, High Court

Peshawar



Certified to be True Copy. *Amman* (A) (17)

OFFICE OF THE
DISTRICT POLICE OFFICER SWABI
PHONE# 0938-920050 FAX# 0938-920054
EMAIL: dpo_swabi@yahoo.com

CHARGE SHEET UNDER KPK POLICE RULES-1975

Whereas I am satisfied that formal enquiry as contemplated by Khyber Pakhtunkhwa Police Rules 1975 is necessary and expedient.

And whereas I am of the view that the allegations if established would call for Major/Minor penalty as defined in Rules 4 (b) a & b of the aforesaid Rules.

Now therefore as required by Rules 6 (1) of the aforesaid Rules I, Najmul Hasnain Liaquat, PSP District Police Officer Swabi charge you IHC Maqsood No.323, the basis of statement of allegations attached to this charge sheet.

In case your reply is not received within seven days without sufficient cause it will be presumed that you have no defence to offer and ex-parte action will be taken against you.

Najmul Hasnain Liaquat
NAJMUL HASNAIN LIAQUAT (PSP)
DISTRICT POLICE OFFICER
SWABI

ATTESTED

[Signature]
PIO

District Police Officer, Swabi

Certified to be True Copy,

Ammaur (A)
12



OFFICE OF THE
DISTRICT POLICE OFFICER SWABI
PHONE# 0938-920050 FAX# 0938-920054
EMAIL: dpo_swabi@yahoo.com

SUMMARY OF ALLEGATIONS

I, Najmul Hasnain Liaquat, District Police Officer, Swabi as competent authority am of the opinion that IHC Maqsood No.323 has rendered himself liable to be proceeded against as he has committed the following acts/omission within the meaning of section 02 (iii) of KPK Police Rules-1975.

1. He while posted as MHC at PS Lahor, took into possession Motor Car No.APR 666, being suspicious. However, he received illegal gratification of Rs.50000/- from Salman Iqbal s/o Muhammad Iqbal r/o Jabai, owner of the Motor Car and handed over him the Motor Car without any legal action.
2. Above commission/omission falls under the purview of in-efficiency and misconduct and is punishable under Rules 4-a & b of Police Rules 1975 amended 2014.

For the purpose of scrutinizing the conduct of the said official Mr. Muhammad Iqbal DSP Razzar is hereby deputed to conduct proper departmental enquiry against the aforesaid official, as contained in section 6 (I) (a) of the afore mentioned rules. The enquiry officer after completing all proceedings shall submit his verdict to this office within (7) days. IHC Maqsood No.323 is directed to appear before the enquiry officer on the date, time and place fixed by the later (enquiry officer). A statement of charge sheet is attached herewith.

NAJMUL HASNAIN LIAQUAT (PSP)
DISTRICT POLICE OFFICER
SWABI

No. 29 /CC/PA

Dated: 13/03 /2023

ATTESTED

District Police Officer, Swabi.

13-13-23

جوانہ خانہ تہذیب و تمدن کراچی

جوانہ خانہ تہذیب و تمدن کراچی

He who... into... being... He who... motor car... without... APR-666

Certified to be True Copy.

APR-666

APR-666... (Vertical text on the left margin)

1. من مائل رقم 8/22 کا ڈھنڈا اور تمام لادریں... (Main body text paragraph 1)

2. دروازے کی حالت... (Main body text paragraph 2)

3. دروازے کی حالت... (Main body text paragraph 3)

ATTESTED... District Police Officer, Swabi.

درخواست شدہ روایات میں وہ الزامات گناہ کی حیثیت سے ثابت ہوئے ہیں۔

نمبر	الزام	براس
1	الزام ہے کہ میں نے درخواست شدہ سے ملے 50,000 روپیہ بطور رشوت کا مطالبہ کیا تھا اور وائس ایچ بی ڈویژن کو مطلع کر دیا ہے۔	1) میں نے درخواست شدہ سے کسی قسم کی رشوت کا مطالبہ نہیں کیا تھا۔ الزام جو کہ درخواست میں ہے وہ صرف 2 روپیہ ہے۔ یہ رشوت ہے جو کہ درخواست میں ہے۔ اس کے لئے صہیب اسرار جانی علی (مارگن راک) نے جو درخواست والی اب دیکھ کر ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ صہیب جانی نے یہ بتا دیا ہے کہ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔
2	الزام ہے کہ میں رشوت کا مطالبہ جسٹس الزام سے لے کر ڈسپلن کے لئے کیا تھا۔ درخواست میں الزام لگایا ہے کہ رشوت کا مطالبہ کیا گیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔	2) الزام جو کہ درخواست میں ہے وہ صرف 2 روپیہ ہے۔ یہ رشوت ہے جو کہ درخواست میں ہے۔ اس کے لئے صہیب اسرار جانی علی (مارگن راک) نے جو درخواست والی اب دیکھ کر ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ صہیب جانی نے یہ بتا دیا ہے کہ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔
3	الزام ہے کہ اس کے لئے درخواست میں الزام لگایا ہے کہ رشوت کا مطالبہ کیا گیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔	3) اس کے لئے درخواست میں الزام لگایا ہے کہ رشوت کا مطالبہ کیا گیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔
5	الزام ہے کہ اس کے لئے درخواست میں الزام لگایا ہے کہ رشوت کا مطالبہ کیا گیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔	5) درخواست میں الزام لگایا ہے کہ رشوت کا مطالبہ کیا گیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔ اس کے لئے درخواست میں مذکورہ شخص سے کسی قسم کی رقم لینے کا مطالبہ نہیں کیا ہے۔

Certified to be True Copy.

ATTESTED

Sub-Inspector, S.P. Office, S. 410

15

Certified to be True Copy

(د)

موجودہ راجہ صاحب کے ساتھ جو راجہ صاحب کے ساتھ

۱) مابین ۱۹۵۵ء کے دوران راجہ صاحب کی طرف سے راجہ صاحب کے ساتھ
 مابین ۱۹۵۵ء کے دوران راجہ صاحب کی طرف سے راجہ صاحب کے ساتھ
 راجہ صاحب کی طرف سے راجہ صاحب کے ساتھ
 مابین ۱۹۵۵ء کے دوران راجہ صاحب کی طرف سے راجہ صاحب کے ساتھ

راجہ صاحب کے ساتھ

راجہ صاحب

راجہ صاحب کے ساتھ

16-3-23

ATTESTED

PIO

Police Officer, Swabi.

Certified to be True Copy.

No. 79 IR.
DATED: 18/04/2023.

SUBJECT: DEPARTMENTAL INQUIRY AGAINST IHC MAQSOOD NO. 323.

It is submitted that the departmental inquiry against the above-mentioned official was entrusted to the undersigned vide Endst: No.29/CC/PA, dated 13.03.2023.

SUMMARY OF ALLEGATIONS:-

It is alleged that IHC Maqsood while posted as MHC at Ps: Lahor took into possession motor car No. 666 being suspicious. However, he received illegal gratification of Rs. 50,000/- from Salman Iqbal s/o. Mohammad Iqbal r/o Jalbai, owner of the motor car and handed over him the motor car without any legal action.

Given that the District Police Officer (DPO) Swabi initiated departmental inquiry against IHC Maqsood and appointed the undersigned as an inquiry-officer.

PROCEEDINGS:-

In order to establish facts and get to a facts-based conclusion, the undersigned recorded the version of the official which is as under:-

STATEMENT OF IHC MAQSOOD:-

IHC Maqsood was summoned in connection with the subject inquiry and was asked to appear before the undersigned so that his version could be taken. He appeared before the undersigned and recorded his statement. According to statement of the IHC Maqsood submitted in written, he stated that he did not demand any kind of bribe from the applicant. These allegations are false and baseless. It is true that after the police seized the Motorcar bearing registration No.APR-666 Karachi, Sohaib Israr resident of Mankai bargainer contacted me on WhatsApp. He further stated that he did not demand any kind of money from them and they asked me that the policeman asked for 50,000 rupees. He said that who is asking money and for what? Sohaib Israr further said that he gave the money to Saleem r/o Mankai in the online; he told to Sohaib Israr that he don't know about that money. He further stated that the allegations mentioned are false and baseless and these allegations also denied by DSP Lahor. The applicant also admitted that in the application that DSP left the vehicle without proof and did not demand any kind of bribe for inspection team. As for as taking of motor car by police, it relates to SI Nazar Mohammad, who has taken possession of the motor car bearing No. 666 suspiciously without documents and it is legal authority of the police to impound as suspicious and undocumented vehicle. There is no police malice involved. Moreover the alleged stated that Sohaib Israr Bargainer Saleem r/o Mankai have car business and money transactions for a long time and they send online money to each other. The said motor car was take into possession by SI Nazar Mohammad Khan and no police official has demanded money from the complainant. He further stated that the said motor car returned to the complainant on the orders of high-up.

ATTESTED

PJO
District Police Officer, Swabi.

(17)

Certified to be True Copy.

STATEMENT OF SI FAWAD KHAN SHO PS LAHOR:-

SHO Fawad Khan was summoned in connection with the subject inquiry and was asked to appear before the undersigned so that his version could be taken. He appeared before the undersigned and recorded his statement. According to his statement, he stated that on dated 28.02.2023 the vehicle which was taken by police SI Nazar Mohammad and the then Muharror IHC Maqsood in 550 Cr.Pc and on 02.03.2023 the said car was handed over to the owner. The then Muharror and SI Nazar Mohammad did not have brought it to my notice. SI Fawad Khan SHO PS Lahor further stated that he came to know about the matter when Maqsood Muharrar was suspended and close to Police Lines Swabi.

STATEMENT OF SALMAN IQBAL:-

Applicant Salman Iqbal was summoned in connection with the subject inquiry and was asked to appear before the undersigned so that his version could be taken. He appeared before the undersigned and recorded his statement. According to his statement on 28.02.2023 he was going to Och Khwar from Lahor along with his family, when he reached near Lahor Adda the police mobile was parked there. The police signaled him to stop and they asked the registration of his motor car from him. He further stated that the police said that there is problem in your vehicle registration No. APR. 666 HONDA model 2007, the police impounded the car and Salman Iqbal contacted the previous owner namely Sohaib Israr son of Israr ul Haq resident of mohallah Awarian Jalbai and he informed about the matter. After two days a person namely Saleem resident of Mankai come and told to him that I will resolve your issue but you will give me money Rs 50,000. Sohaib Israr (Motor Bargainer) & Muhammad Saleem (Hotel owner) are well known to each other since. Sohaib Israr sent money Rs. 50,000 to Saleem through bank account he told to Saleem resolve the matter of said car. Salman further stated that he has not given money to IHC Maqsood or other police officials nor any police officer demanded him money from him, but later he came to know that Saleem had not given the money to anyone. After 03 days the Lahor police handed over the said motor car to Salman Iqbal. Sohaib Israr held press conference in ignorance. Salman further stated that did not want any further action on his complaint.

STATEMENT OF SALEEM:-

Saleem son of Aman Khan r/o Mankai was summoned in connection with the subject inquiry and was asked to appear before the undersigned so that his version could be taken. He appeared before the undersigned and recorded his statement. He stated that Sohaib Israr s/o Israr r/o Jalbai are friends and trade cars among themselves and often send money to each other through the bank. Since Sohaib Israr and Salman had laid charges on Maqsood the then Muharrar police station Lahor and also advertised from "Tor Gul" page on social media that I have given money to Maqsood Muharrar through Saleem. As Sohaib Israr is my close friend and we send money to each other through bank for business purposes. He further stated that neither I have given money to Maqsood nor any other policeman nor do I have any information. Saleem further stated that he has record of sending and receiving money through the bank.

ATTESTED

P/O
District Police Officer, Swabi.

18

Certified to be True Copy.

FINDINGS:-

- Apparently, there is no involvement of IHC Maqsood taking bribe from the complainant directly. However, the complainant has provided the 50,000 PKR for the release of his car from the police custody to a third person Mr. Saleem.
- The Motorcar bearing registration No.APR-666 Karachi was purchased by Salman Iqbal from the Motor Bargain of Sohaib Israr on Rs.14,20,000/-
- As per the statement of Mr. Salman Iqbal, Mr. Saleem Contacted him directly soon after possession of the motor car by the police IHC Maqsood.
- Moreover during enquiry it was learnt that Maqsood (Moharrar PS Lahor), Sohaib Israr (Motor Bargainer) & Muhammad Saleem (Hotel owner) are well known to each other since long as admitted in their cross examination as well as from the voice conversation between Moharrar and Sohaib Israr.
- It is evident that Mr. Salman has provided RS 50,000 for the release of his motor car from the custody of the police. Therefore, he conducted the press conference on the issue where he claimed that he has given the 50,000/- to Mr. Saleem.
- From all these official statements it is learnt that there are some clues in this case which shows indirect involvement of the IHC in this case of bribe and embezzlement.
- It is also learnt from the complainant statement that there must be some connection between IHC Maqsood and Saleem as the possession of motor car done by the IHC Maqsood. After that how Mr. Saleem know about the official correspondence of police IHC and contacted the Salman Iqbal directly and offer him the release of his car without having any connection with police department i.e. IHC Maqsood.
- The undersigned conducted cross-question from IHC Maqsood, complainant Salman Iqbal and Saleem which are enclosed.
- Furthermore, the SI Nazar Muhammad was also summoned in this inquiry but he did not bother to present himself for the inquiry, many questions arising due to his non appearance.
- Maqsood Moharrar PS Lahor in the entire episode by-pass the SHO PS Lahor and as per statement of SI Fawad Khan SHO PS Lahor he came to know about the matter when Maqsood Moharrar was suspended and close to Police Lines Swabi which shows his in subordination.

RECOMMENDATION:-

In view of the above findings, it is recommended that the IHC Maqsood may be Censured; if agreed, please.

Enclosed: (27 Pages)

ATTESTED

PIO
District Police Officer, Swabi

Sub-Divisional Police Officer,
Razzar, Swabi.

DSP/Lahor

PI. Conduct denote enquiry. Go through the prelim enquiry already conducted by DPO Mardan. PI suggest suitable punishment accordingly

Amman (D) 19

7 No. 178 /L.

Dated 8 / 5 /2023.

DEPARTMENTAL ENQUIRY IHC MAQSOOD NO.323 POLICE LINES SWABI.

Reference attached:-

Certified to be True Copy.

Allegations:-

It is alleged that IHC Maqsood No.323 while posted as MHC Police Station Lahor took into possession Motor Car No.APR-666 being suspicious. However, he received illegal gratification of Rs.50,000/- from Salman Iqbal s/o Muhammad Iqbal r/o Jalbai, owner of Motor Car and handed over him the Motor Car without any legal action.

To unearth the enquiry marked to SDPO Razzar who recommended the delinquent official for censure. The instant enquiry was marked to undersigned by the W/DPO Swabi with the direction to conduct de novo enquiry

In order to probe into the conduct of defaulter official the undersigned perused the entire record alongwith the statements of all concerned which are as under:-

STATEMENT OF IHC MAQSOOD NO.323 POLICE LINES SWABI.

He stated that he was posted as Moharrir in Police Station Lahor. On 28.02.2023 during Gushat Si Nazar Muhammad Khan take into possession a Motor Car No.APR-666 u/s 523/550 CrPc vide Daily Dairy No.18 dated 28.02.2023 from one Salman Iqbal s/o Muhammad Iqbal r/o Jalbai. During enquiry the owner of the said Motor Car Salman Iqbal disclosed that he purchase the said Motor Car from Sohaib Israr (Bargainer) at the cost of Rs.14,20,000/- later on, on 21.03.2023 Salman Iqbal and Sohaib Israr produce the documents of the Motor Car in-question to enquiry officer and after clarification/verification Motor Car handed over to the owner vide DD No.33 dated 02.03.2023 and the matter was immediately brought in the notice of Shafi-ur-Rehman SDPO Lahor.

He further stated that he did not demand any kind of bribe from one Salman Iqbal s/o Muhammad Iqbal r/o Jalbai. The allegations leveled against him are totally false and baseless. It is true that after seizing the Motor Car No.APR-666, by local Police Mr. Sohaib Israr r/o Manki (bargainer) contacted him through whats-App and told that Mr Saleem s/o Aman Ullah r/o Manki demanded amount Rs.50,000/- for local Police for the releasing of said Motor Car then he give money (50,000/-) to Muhammad Saleem through bank account (online). He (IHC Maqsood) replies that he did not know about the money.

The allegations leveled against him are false and baseless which the applicant admit himself in his statement that DSP Lahor release the said Motor Car without bribe for inspection team. The local Police have legal authority to impound suspect/without document vehicles.

ATTESTED

PIO
Police Officer, Swabi

Certified to be True Copy.

20

He further stated that Mr. Sohaib Israr (Bargainer) and Muhammad Saleem r/o Manki have joint car business and they sent online money to each other. The said Motor Car take into possession by SI Nazar Muhammad Khan and no official has demanded money from the applicant and the said Motor Car returned to the owner by the order of high-ups. His detail statement is attached herewith for perusal.

STATEMENT OF SI FAWAD KHAN THE THEN SHO POLICE STATION LAHOR.

He stated that on 28.02.2023 SI Nazar Muhammad Khan and IHC Maqsood (Moharrir PS. Lahor) take into possession Motor Car No. APR-666 u/s 523/550 CrPc and on 02.03.2023 the said Motor Car was returned to the owner, SI Nazar Muhammad Khan and IHC Maqsood (Moharrir PS Lahor) did not bring the same in his notice. He further stated that he came to know about the matter after the suspension of Moharrir. His statement is attached herewith for perusal.

STATEMENT OF SALMAN IQBAL S/O MUHAMMAD IQBAL R/O JALBAI.

He stated that on 28.02.2023 he along with his family was going to Och Khwar from Lahor. When he reached near Lahor Adda the Police stopped him and asked him to produce the registration of Motor Car and told that there is a problem in his Motor Car No. APR-666. He handed over the Motor Car to local Police on the spot and contacted the previous owner of the said Motor Car namely Sohaib Israr and informed him about the matter.

After two days of the occurrence the person namely Muhammad Saleem s/o Aman Ullah r/o Manki told him that he will resolve his issue but you will give me money Rs.50,000/- Sohaib Israr and Muhammad Saleem are will known to each other since long. Sohaib Israr sent money Rs.50,000/- to Muhammad Saleem through bank account. He (Salaman Iqbal) further stated that he has not given money to IHC Maqsood or other Police Officer/official nor any Police officer/official demanded money from him. Later on, he came to know that Muhammad Saleem had not given the money to anyone and after 3 days the local Police handed over the Motor Car to him. Sohaib Israr held press conference in ignorance. At the end he stated that he did not want any action on his application.

In his new statement submitted to the undersigned he stated that during enquiry the matter has been patch-up by the elders of the area and Muhammad Saleem returned the amount Rs.50,000/- to Sohaib Israr. His statement is attached herewith for perusal.

ATTESTED
D/O
Police Officer, Swi

(21)

STATEMENT OF MUHAMMAD SALEEM S/O AMAN ULLAH R/O MANKI.

He stated that he and Sohaib Israr are friends and have joint car business and oftenly sent money to each other through bank account for business purpose. He further stated that neither he give money to Moharrir Maqsood nor any other Police Officer/official nor he have any information. Sohaib viral wrong message through social media and his allegations are baseless. His statement is attached herewith for perusal.

FINDINGS:-

Certified to be True Copy.

1. The Motor Car bearing Registration No.APR-666 Karachi was purchased by Salam Iqbal s/o Muhamamd Iqbal r/o Jalbai from the Sohaib Israr s/o Muhammad Israr (Bargainer) at the cost of Rs.14,20,000/-.
2. It is facts that Mr. Sohaib Israr (Bargainer) send money to Muhammad Saleem through bank account.
3. During the course of enquiry, it came to the surface that Moharrir Maqsood, Sohaib Israr (Bargainer) and Muhammad Saleem are well known to each other since long.
4. The delinquent official (IHC Maqsood) is not found involved directly for taking of bribe Rs.50,000/-. But Sohaib Israr provide Rs.50,000/- for the releasing of his Motor Car from Police custody to a third person namely Muhammad Saleem as saleem is the close friend of Moharrir Maqsood.
5. It is a clear indication to prove the allegations against delinquent official (IHC Maqsood) that there must be some connection between Moharrir Maqsood and Muhammad Saleem. How Mr. Saleem know about the official correspondence of Police and directly contacted with Sohaib Israr and offer him for the releasing of his Motor Car.
6. It is also a clear indication that the delinquent official (IHC Maqsood) by pass SIO Police Station Lahor in the whole episode. SIO Fawad Khan came to know about the matter after the suspension of Moharrir Maqsood.
7. After impounding the said Motor Car, the delinquent official IHC Maqsood (Moharrir) instead of sharing the information with SIO Police Station Lahor, inform the same to SDPO Lahor.
8. After couple of days, the IHC Maqsood handed over the said Motor Car to one Muhammad Saleem r/o Manki, who later on handed over Motor Car to Sohaib Israr. However, as per Police Station record vide Daily Dairy No.33 dated 02.03.2023, the Motor Car was shown as delivered to real owner namely Salaman Iqbal.
9. The delinquent official (IHC Maqsood) failed to clarify as to why the vehicle handed over to Muhammad Saleem instead of the owner Salman Iqbal.

ATTESTED

[Signature]
Police Officer, Swal

Certified to be True Copy.

22

10. The delinquent official (IHC Maqsood) was overstepping his domain making the SHO concerned irrelevant in the whole episode.
11. The delinquent official (IHC Maqsood) has been found to commit gross mis-conduct, high handedness and misuse of authority.
12. Moreover, according the statement of Salman Iqbal compromise has been effected between the parties which speaks that at some stage IHC Maqsood had made some wrong therefore, they went to compromise.

RECOMMENDATION:-

Keeping in view, the above facts, statements and other record the accused official is recommend for appropriate punishment as the lacunas pointed out are proved for the hilt.

[Signature]
Sub-Divisional Police Officer,
Lahor

PA

Issue Final Show

Case notice

[Signature]
8/5/23

DPO Swabi
8/5/2023

ATTESTED
PIO
District Police Officer, Swabi.

Annexure (E) 23

Certified to be True Copy.

FINAL SHOW CAUSE NOTICE

I, Najmul Hasnain Liaquat, District Police Officer, Swabi as competent authority under Police Rules 1975, hereby serves upon you, IHC Maqsood No.323, as follow:

1. While posted as MHC at PS Lahor, you took into possession Motor Car No.APR 666; being suspicious. However, you received illegal gratification of Rs.50000/- from Salman Iqbal s/o Muhammad Iqbal r/o Jalbai, owner of the Motor Car and handed over him the Motor Car without any legal action.
2. The above commission/omission falls under the purview of in-efficiency and mis-conduct and is punishable under Rules 4 a & b of Police Rules, 1975 amended 2014.


In this connection you were charge sheeted and served with summary of allegations and SDPO Lahor was appointed to conduct proper departmental enquiry. The enquiry officer held enquiry, collected evidence, recorded statements of all concerned and submitted his findings, wherein he found you guilty for the mis-conducted and recommended you for appropriate punishment.

You are hereby directed to show cause of your irresponsible acts towards performing your professional responsibilities within 07 days, as to why you should not be punished in light of Police Rules 1975 (amendment 2014).

In case of none submission of your reply within 07 days of its delivery in the normal course of circumstances, it shall be presumed that you have nothing to offer in defence and ex-parte action shall be taken against you.

ATTESTED

PIO
District Police Officer, Swabi.


NAJMUL HASNAIN LIAQUAT (PSR)
DISTRICT POLICE OFFICER
SWABI

Amman (F)

(20)

حاجی علی ا

قول حاصل ہو گا تو اس کا بار ہوا ہے۔ جو وہاں سے مخصوص ہے۔
قولاً ج میں شامل کا وہی بیان ہے جو مردانہ دیکھ کر اس کا ذکر کرتے ہیں۔
کو وہ ہے۔ جو درست اور صحیح ہے۔

لہذا مذکورہ درخواست اس کے بارے میں شامل ہے۔
لہذا اس کا بار ہوا ہے جو وہاں سے حاصل ہو گا تو اس کا ذکر کرتے ہیں۔

Certified to be True Copy.

السر

تاریخ ۱۸/۱۱/۱۹۸۰ء

ATTESTED

PM

District Officer, Swabi.



Amma 4

25

Certified to be True Copy

OFFICE OF THE
DISTRICT POLICE OFFICER, SWABI
PHONE# 0938-920050 FAX# 0938-920054
EMAIL: dpo_swabi@yahoo.com

No. 209-13 IPA,

Dated 16/05/2023

ORDER

This order is aimed to dispose-off the departmental proceedings conducted against HC Maqsood No.323 of this district Police, under the Khyber Pakhtunkhwa, Police Rules, 1975 (amendment 2014) vide this office No.29/CC/PA dated 13.03.2023 on the following allegations:

While posted as MHC PS Lahor, he took into possession Motor Car No.APR 666, being suspicious. However, he received illegal gratification of Rs.50000/- from Salman Iqbal s/o Muhammad Iqbal r/o Jalbai, owner of the Motor Car and handed over him the Motor Car without any legal action.

He was issued charge sheet on the said allegations and enquiry proceedings were entrusted to Mr. Taj Muhammad SDPO Lahor under Police Rules-1975 ammended-2014. The Enquiry Officer conducted departmental enquiry, collected evidence, recorded statements of all concerned and submitted his finding, wherein the enquiry officer recommended the defaulter official for appropriate punishment. The undersigned thoroughly perused the findings of the Enquiry Officer and served him with Final show Cause Notice. His reply to the Final Show Cause Notice was received, perused and he was heard in orderly room on 16.05.2023 but he could not advance any reason in self defence.

Keeping in view findings report of the Enquiry Officer and conduct of the defaulter HC, the undersigned came to the conclusion that the charges levelled against him have been proved beyond the shadow of doubt.

In view of situation painted above, in exercise of powers vested upon undersigned, I, Najmul Hasnain Liaquat, District Police Officer Swabi hereby award HC Maqsood No.323 Major Punishment of "Reduction in rank from HC to constable" with immediate effect.

Order Announced

OB No. 630

Dated: 16/05/2023

Najmul Hasnain Liaquat

NAJMUL HASNAIN LIAQUAT, (PSP)
DISTRICT POLICE OFFICER
SWABI

OFFICE OF THE DISTRICT POLICE OFFICER, SWABI.

Copies to the: -

1. Regional Police Officer, Mardan w/r to his office Memo No.318-19/PA, dated 14.04.2023.
2. Pay Officer.
3. Establishment Clerk.
4. I/C-PAL
5. Fauji Missal Clerk.

ATTESTED

[Signature]
District Police Officer, Swabi.

Date of Presentation of Application: 6/7/23

Copying Fee: *Nil*

Total Page: 20

Name of Copyist: *Jawid Asif*

Date of Completion of Copy: 7/7/23

Date of Delivery of Copy: 7/7/23

Amman (H) 26

ORDER

This order will dispose of the departmental appeal preferred by Constable Masood Ali No. 323 of Swabi District Police against the order of District Police Officer, Swabi, whereby he was awarded major punishment of reduction in rank from Head Constable to Constable vide OB No. 630 dated 16.05.2023. The appellant was proceeded against departmentally on the allegations that he while posted at Wana tar Police Station Latic took into possession Motor Car No. APR 658 being suspicious. However, on receipt of illegal gratification of Rs 50000/- from Salman Iqbal s/o Muhammad Iqbal 70 Jalbai owner of Motor car, the same was handed over to him without any legal action.

In this regard a video was uploaded which went viral on social media. In order to probe into the issue in question, preliminary enquiry into the allegations was entrusted to the Regional Enquiry Panel vide Regional Officer's order endorsement No. 202-13-PA dated 12.03.2023. The said Enquiry Panel after probing into the matter submitted its report vide No. 2775/PA dated 12.04.2023 according to which the appellant was recommended for departmental proceedings.

In light of recommendations vide report ibid, proper departmental enquiry proceedings were initiated against him. He was issued Show Cause Notice alongwith Statement of Allegations and Sub Divisional Police Officer (SDPO) Latic, Swabi was nominated as Enquiry Officer. The Enquiry Officer after fulfilling procedural formalities submitted his findings to the District Police Officer, Swabi, wherein he has recommended the delinquent Officer for appropriate punishment.

The District Police Officer, Swabi thoroughly perused the findings of the Enquiry Officer and issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received perused and he was also heard in person, both on 16.05.2023 by the District Police Officer, Swabi, but he could not advance any cogent reason in his self defense.

Keeping in view findings report of the Enquiry Officer and conduct of the delinquent Officer, the District Police Officer, Swabi awarded him major punishment of Reduction in rank from Head Constable to Constable vide OB No. 630 dated 16.05.2023 as the allegations leveled against him have been proved.

ATTESTED.

PIG

Police Officer, Swabi

Verified to be True Copy.

97

Certified to be True Copy.

...grievances from the ... of District Police Officer, Swabi, the ...
... preferred the instant appeal. He was summoned and heard in person in ...
... Room held in this office on 21.06.2023.

From the perusal of the enquiry file and service record of the appellant, ...
... has been found that the allegations of misconduct 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 activities has certainly ...
... stigmatized the prestige of entire Police Force. Moreover, the very conduct of ...
... appellant is unbecoming of a disciplined/uniformed Officer. It is added that the ...
... appellant has already been treated leniently as the misconduct of appellant carries a ...
... harsher punishment because his conduct clearly depicts irresponsible and casual ...
... attitude towards the norms of a disciplined force. Hence, order passed by the ...
... competent authority does not warrant any interference.

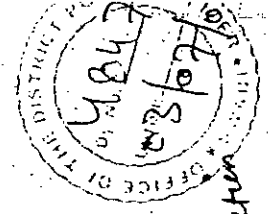
Keeping in view the above, Muhtarumad Suleman, POI, Regional ...
... Office Officer, Mardan, being the appellate authority, find no substance in ...
... above therefore, the same is rejected and filed being devoid of merit.

Order Announced:

MEMPHANAWAD ...
Regional Police Officer,
Mardan.

No. ... /ES, Dated Mardan the ... 2023.
Copy forwarded to District Police Officer, Swabi, for information and ...
necessary with his office Memo: No. 16/Legal dated 30.05.2023. His service record ...
is returned herewith.

OB 825
S.T. 23



OB/EC/Display
for information & inspection
3/7/23

DPo Swabi
3.07.2023

ATTESTED.
District Police Officer, Swabi.

ORDER

This order will dispose off departmental appeal preferred by Constable Maqsood Ali No.323 of Swabi District Police against the order of District Police Officer, Swabi, whereby he was awarded major punishment of reduction in rank from Head Constable to Constable vide OB: No. 630 dated 16.05.2023. The appellant was proceeded against departmentally on the allegations that he while posted as Moharrar Police Station Lahore took into possession Motor Car No. APR 666 being suspicious. However, on receipt of illegal gratification of Rs. 50000/- from Salman Iqbal S/o Muhammad Iqbal R/o Jalbal owner of Motor Car, the same was handed over to him without any legal action.

In this regard a video was uploaded which went viral on social media allegations was entrusted to the Regional Enquiry Panel vide Region Office Order into the matter submitted its report vide No. 2775/PA dated 12.04.2023 accordingly in which the appellant was recommended for departmental proceedings.

In light of recommendations vide report Ibid, proper departmental enquiry proceedings were initiated against him. He was issued charge sheet alongwith statement of allegations and Sub Divisional officer (SDPO) Lahore Swabi was nominated as Enquiry Officer. The Enquiry officer after fulfilling codal formalities submitted his findings to the District Police Officer, Swabi, wherein he has recommended the delinquent Officer for appropriate punishment.

The District Police Officer, Swabi thoroughly perused the findings of the Enquiry Officer and issued him Final Show Cause Notice. His reply to the Final Show Cause Notice was received, perused and he was also heard in orderly room on 16.05.2023 by the District Police Officer, Swabi, but he could not advance any cogent reason in his self defense.

Keeping in view finding report of the Enquiry Officer and conduct of the delinquent Officer, the District Police Officer, Swabi awarded him major punishment of "Reduction in rank from Head Constable to Constable vide OB: No. 630 dated 16.05.2023 as the allegations leveled against him have been proved.

Feeling aggrieved from the order of District Police Officer, Swabi, the appellant preferred the instant appeal. He was submitted and heard in person in orderly, Room held in this office on 21.06.2023.

From the perusal of the enquiry file and service record of the appellant it has been found that the allegations of misconduct 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 activities has certainly stigmatized the prestige of entire Police Force. Moreover, the very conduct of appellant is unbecoming of discipliner/uniformed Officer. It is added that the appellant has already been treated leniently as the misconduct of appellant carries a harsher punishment because his conduct clearly despicts irresponsible and casual attitude towards the norms of a disciplined force. Hence order passed by the competent authority does not warrant any interference.

Keeping in view the above, I, Muhammad Suleman PSP Region Police Officer, Mardan, being the appellants authority find no substance in the appeal therefore, the same is rejected and filed being devoid of merit.

Order Announced

(Muhammad Suleman)
Regional Police Officer,
Mardan

No. _____ 4239/ES,

Dated Mardan the 26/06/2023

Copy forwarded to District Police Officer, Mardan for information and necessary w/r to his office Memo: No.56/Legal dated 30.05.2023. His service record is returned herewith.

Amance I
(30)

**BEFORE THE PROVINCIAL POLICE OFFICER, KHYBER
PAKHTUNKHWA, PESHAWAR**

Subject: DEPARTMENTAL APPEAL AGAINST THE ORDER OF DPO
SWABI VIDE OB NO. 630 DATED 16.05.2023 WHEREBY
APPELLANT WAS AWARDED MAJOR PENALTY OF REDUCTION
IN RANK.

Through:- Proper Channel

Respected Sir,

The petitioner submits as under:-

1. That appellant was enlisted as Constable in Police Department and with the passage of time qualified promotion courses and lastly promoted as Head Constable.
2. That appellant also qualified Intermediate College Course from PTC Hangu for the term ending 10.08.2022 and subsequently brought on promotion list "D".
3. That after qualifying Intermediate College Court, appellant was posted as Moharrar PS Lahor.
4. That during posting as Moharrar, appellant performed his duties to the entire satisfaction of Supervisory Officer and no complaint whatsoever received.
5. That during posting SI Nazar Muhammad took into possession a Motor Car No. APR-666/Sindh on suspicious ground which was later on released on the direction of Supervisory Officer after production of valid documents.
6. That being annoyed from the Police action, one Suhaib Israr who had some business issues with one Saleem uploaded a planted story on social media.
7. That Suhaib Israr paid out standing amount of Rs. 50000/- to Saleem through bank transaction, such amount was retained by Suhaib due to pendency of biometric verification in respect of Motor Car.
8. That such transaction was planted against the appellant, which was made basis for the departmental action against petitioner.
9. That during departmental enquiry, no evidence of receiving any amount from any party came to surface, but despite of ease of no evidence, appellant was awarded subject penalty.
10. That on the same alleged incident appellant face fact find enquiry through a Regional level panel, where appellant also denied such allegation.
11. That during enquiry, both the parties i.e. Suhaib Israr and Saleem patch up the matter with each other through local elders, whereby Saleem returned an

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amount of Rs. 50000/- to Suhaib Israr, but astonishingly such compromise was attributed to the appellant.

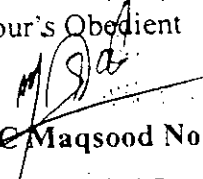
12. That the allegations against appellant has not been proved, but despite of that awarded major penalty of reduction in rank vide OB. No. 630 dated 16.05.2023, which is too harsh and no commensurate with the guilt.
13. Feeling aggrieved from such order, I filed departmental appeal before Regional Police Officer Mardan which was filed vide order Endst. No. 4239/ES, dated 26.06.2023.

PRAYERS:-

In view of above, it is humbly prayed that on acceptance of instant departmental appeal, appellant may very kindly be restored to his original rank of Head Constable from the date of reversion, please.

I shall pray for your healthy and long life.

Your's Obedient


Ex-~~HC~~ Maqsood No. 323,

District Police Swabi.

Mob No. 0300-3330918

Dated: 07.07.2023



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by PC Muqsood No. 323 (The then IIC). The applicant was awarded Major punishment of Reduction in rank from IIC to PC by DPO Swabi vide Order Indst: No. 2009-13/PA dated 16.05.2023 on the allegation that he was posted as MIIC PS Lahor, he took into possession Motor Car No. APR 666, being suspicious However, he received illegal gratification of Rs.50000/- from Salman Iqbal s/o Muhammad Iqbal r/o Jaibai, owner of the Motor Car and handed over him the Motor Car without any legal action.

The Appellate Authority i.e. RPO Mardan rejected his appeal vide order No. 4239/IS, dated 26/06/2023.

Meeting of Appellate Board was held on 01.03.2024 wherein petitioner was heard in person. The petitioner denied the allegations leveled against him.

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

Sd/-

AWAL KHAN, PSP
Additional Inspector General of Police,
HQs: Khyber Pakhtunkhwa, Peshawar.

No. SI/ 573-578 /24, dated Peshawar, the 22-03- /2024.

Copy of the above is forwarded to the:

1. Regional Police Officer Mardan. One Service Roll along-with one Fauji Missal of the above named PC received vide your office Memo: No. 5755/IS, dated 01.09.2023 is returned herewith for your office record.
2. District Police Officer, Swabi.
3. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
4. PA to Addl: IGP/HQs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQs: Khyber Pakhtunkhwa, Peshawar.
6. Office Supdt: B-IV CPO Peshawar.

(FARIHAN KHAN) PSP, QPM
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Amirul Uloom (15) (33)

تعداد 8 ارضیاں 28 2/23

کمانڈر لاہور

Certified to be True Copy.

میں 18 واہسی/روایتی خط جو خان کی وقت 16:30 بجے 28 2/23 میں جمع
 ہر ایمان دفتر بحوالہ فرمانا خیر از گنت علاقہ سے واسطو آیا دوران مورانی
 گنت عید تقویٰ لڑنے کے مقام میں روڈ لاہور اور 8 سو سو دو سو اس
 دوران جانب پارک میں سے ایک سو دو سو چار سو گنت سے اٹار کر دوران
 7 APR 1966 کو آیا برنگ گنت کرتے ڈرائیور کو منی اٹار کر دوران
 خانہ نڈل شی کوڈ غیر ماہوی سے برآمد ہوئے اور ڈرائیور کو مارنے پر پالٹ
 ایسا نام سلمان امین ولد محمد امین نے حملی کے دوران خود سے بنا کر مارا
 کی جیسی ہنر کو چیت کرتے وقت یاد ہو ڈرائیور کو ریسٹریشن
 کاغذات بھی لے کر بنا کر جو کسی قسم کی کاغذات پر موقع بھی
 نہ کرتے گا وہی معذور ہے بالاکوڑ پر دفعہ 550 صاف اسی کو بل ہو کر
 بنوالات خانہ رو کر ڈرائیور کو اور حملی کاغذات بھی لے کر کے لے کر
 کرتے سو ڈرائیور کو مارا ڈرائیور کو مارا اور کھانہ کھانہ میں
 کھرا کرتے کھرا کرتے ہی کہ گاڑی ہو اور وہی ہنر بھی لے کر
 صاف کاروائی کی جائے اب جو ہم ہر ایمان دفتر ہوا مذکورہ گنت روڈ
 علامہ بیوں

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صاف عالی
 نقول محمد الفاضل
 2-23



ATTESTED

District Police Officer, Swabi

02 23 03

33 روز نامہ 3

Certified to be True Copy.

33 صوفی (نمبر 33) کی دست 17:55 کو حاصل ہوئی۔

اس دست میں ایک ایسا ایکٹو ڈیوڑھی کا ٹکڑا ہے جس کی

طولی 55 سینٹی میٹر اور عرض 45 سینٹی میٹر ہے۔

اس ٹکڑے میں ایک گولے کی شکل کی ایک گولہ لکھی ہوئی ہے۔

اس گولے کے قطر تقریباً 2.5 سینٹی میٹر ہے۔

اس گولے کے اندر ایک لکھی ہوئی عبارت ہے جس کا مطلب ہے

"33"۔

اس ٹکڑے کے ساتھ ایک دست 28/02/23

کو بھی مل گیا ہے جس کی

طولی 55 سینٹی میٹر اور عرض 45 سینٹی میٹر ہے۔

اس ٹکڑے میں ایک گولے کی شکل کی ایک گولہ لکھی ہوئی ہے۔

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صوبائی

پولیس ایجنسی

لاہور



02-03-03

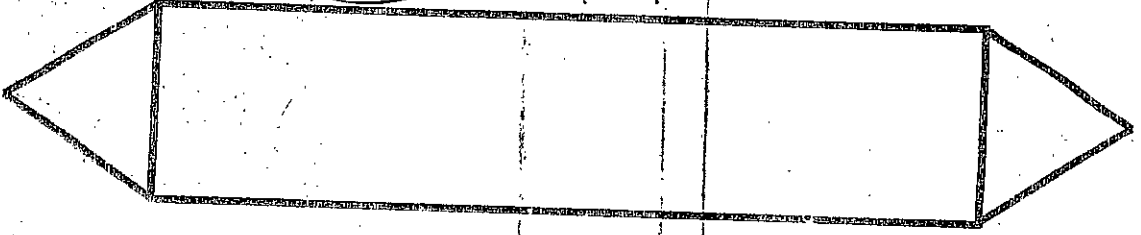
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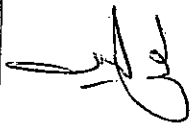
District Police Officer, Swabi.

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بعدالت حساب سے عدالت کی اسٹیٹوٹری کال



2024ء منجانب اللہ

بنام  محمد

مورخہ

مقدمہ

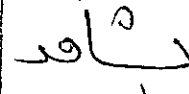
دعویٰ

جرم

باعث تحریر آنکے


مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب وہی وکل کارروائی متعلقہ

کلیے کہیں اللہ خلیفہ (روٹنگ) کا

آن مقام  صاحب

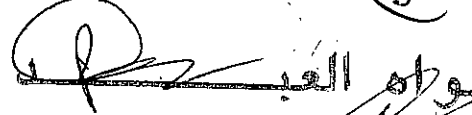
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب مصروف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے کے تقرر ثالث و فیصلہ پر حلف دینے جواب وہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضعی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا محتاج ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیں یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا ساختہ پرواخذہ منظور قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جائہ التوائے مقدمہ ہوں گے سب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ ایذاہ کالت نامہ لکھ دیا کہ سندر ہے۔

2024ء

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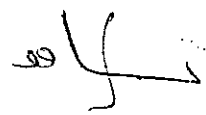
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المرقوم

 واد العبد

 العبد

کے لئے منظور ہے۔

مقام  صاحب