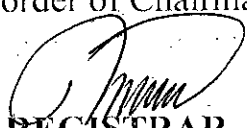


FORM OF ORDER SHEET

Court of _____

Appeal No. 516/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	04/04/2024	<p>The appeal of Mr. Raza Khan presented today by Mr. Sheraz Butt Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>17-04-2024</u>. Parcha Peshi given to the counsel for the appellant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 516 /2024

Raza Khan

versus

Government of Khyber Pakhtunkhwa *et al*

INDEX

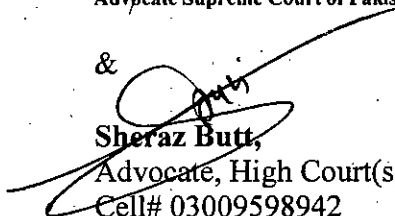
Sr.No	Description of the documents	Annex	Pages
01.	Appeal with Verification		1 - 14
02.	Interim Application with Affidavit		15
03.	Copy of the relevant page of amended/impugned Rule	"A"	16 - 17
04.	Copy of the Test results for List-A, List-B & List-C	"B"	18 - 22
05.	Copy of the Office Order for Promotion as HC	"C"	23 - 24
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PETITIONER

Through


Shumail Ahmad Butt,
Advocate Supreme Court of Pakistan

&


Sheraz Butt,
Advocate, High Court(s)
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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR**

Service Appeal No. 516 /2024

Raza Khan,
Head Constable, Belt No. 536
Khyber Pakhtunkhwa Police,
Telecommunication Department, Peshawar.

..... Appellant

Versus

1. **Government of Khyber Pakhtunkhwa,**
Through Secretary, Home & Tribal Affairs,
Khyber Pakhtunkhwa, Peshawar.
2. **Inspector General of Police (IGP),**
Provincial Police Officer (PPO),
Khyber Pakhtunkhwa,
Central Police Office, Peshawar.
3. **Deputy Inspector General of Police (DIG),**
Telecommunication & Transport, Khyber Pakhtunkhwa,
Peshawar.
4. **Superintendent of Police (SP),**
Telecommunication & Transport, Khyber Pakhtunkhwa,
Peshawar.

..... Respondents

SERVICE APPEAL UNDER SECTION-4 OF THE
KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT,
1974 AND IN THE LIGHT OF JUDGMENT OF
PESAHWAR HIGH COURT PESHAWAR DATED
05.03.2024, PASSED IN THE WRIT PETITION NO. 2290-P
OF 2021. AGAINST THE IMPUGNED INACTION /
OMISSION OF THE RESPONDENTS WHEREBY THE
APPELLANT WAS NOT OFFERED PROMOTIONAL
COURSES AND CONSEQUENT EXAMS / TESTS, ON

TIME, DUE TO DEPARTMENT'S LETHARGY AND NEGLIGENCE, WHICH RESULTED IN INELIGIBILITY OF THE APPELLANT FOR FURTHER PROMOTION TO THE POST OF ASI AS HE NOW UNDER THE IMPUGNED RULE 13.9A OF POLICE RULES, 1934 (AS ADDED THROUGH AMENDMENT IN 2017, AFTER THE PROMULGATION OF POLICE ACT, 2017) HAS BECOME OVERAGE.

May it please this honorable Tribunal:

The Appellant very earnestly craves permission to plead his case and seeks for the solace of his grievance from this Honorable Court, as follows:

Facts leading to this Appeal:

1. That That the Khyber Pakhtunkhwa Police has force of around one hundred and twenty plus thousands men and women policing total population of 26 million of Khyber Pakhtunkhwa province. The Headquarter of Khyber Pakhtunkhwa Police is called Central Police Office (CPO) which is situated at Peshawar. The Respondent No. 2 / Provincial Police Officer (PPO/IGP) is the Head of the Khyber Pakhtunkhwa Police who acts as ex-officio Secretary to the Provincial Government and exercises administrative and financial powers as envisaged under Khyber Pakhtunkhwa Police Act, 2017.
2. That the Provincial Police Officer (Respondent No. 2) is assisted by the Additional Inspectors General of Police, Deputy Inspectors General of Police and other senior ranking police officers at CPO, Units and Regional levels, in the effective administration and performance of his duties.
3. That the Khyber Pakhtunkhwa Police is divided into seven (07) Regions namely Peshawar, Malakand, Mardan, Hazara, Bannu, Kohat and Dera Ismail Khan. Each Region is headed by a Regional Police Officer (RPO) and Capital City, Peshawar is headed by Capital City Police Officer (CCPO). Thirty Five (35) Districts of Khyber Pakhtunkhwa including Newly Merged Districts are divided among these seven (07) Regions vis-à-vis their administration and

criminal jurisdiction. Similarly, each district is headed by a District Police Officer (DPO).

4. That the Khyber Pakhtunkhwa Police is operating and functioning through different units namely Special Branch, Elite Police Force, Counter Terrorism Department (CTD), KP Bureau of Investigation (KPBI), Frontier Reserve Police (FRPs), Traffic, Forensic Science Laboratory (FSL), Police Training College (PTC), Recruit Training Wings (RTWs), Special Security Unit (SSU), Coordination and Transport & Telecommunication to augment and assist policing at district levels assisted by three Additional IGPs, a number of Deputy Inspector Generals (DIGs) and assistant Inspector Generals (AIGs).
5. That the Petitioner was initially appointed/recruited as Constable / Wireless Operator in the Khyber Pakhtunkhwa Police, Telecommunication Department on ~~26.12.1987~~ and since his appointment he is serving his official duty to the best of his ability and to the entire satisfaction of the superiors. No complaint, whatsoever, has ever been made against him either from the general public or from the Department itself.
6. That in 2017, in order to maintain effective internal discipline, achieve high performance standards and ensure across the board service delivery, the Khyber Pakhtunkhwa Police Act, 2017 (For facility of reference further referred as "the Act") was introduced while repealing the earlier Police Ordinance, 2016. Section 34, Section 33 and Section 32 of the Act, ibid, provides recruitment criteria in the Police Department as Constable and their further promotions to HC and ASI. These sections of law are reproduced for ready reference in reversed chronology as under:-

Section 34 deals with initial recruitment of Constables

34. Initial recruitment of Constables.---(1)The post of Constable shall be filled in by initial recruitment at the District level by the head of district police through a selection process conducted by an accredited testing agency approved by the Provincial Police Officer.

(2) The recruitment in the rank of Constable shall be on the basis of district of domicile.

Section 33 deals with Appointment of Head Constables

33. Appointment of Head Constables.---The post of the Head Constable shall be filled in by promotion from amongst the constables in the prescribed manner.

Section 32 deals with Appointment of Sub-Inspectors

32. Appointment of Assistant Sub-Inspectors.--- 1 (1) The post of the Assistant Sub-Inspector shall be filled in the following manner:

(a) twenty per cent (20%), from amongst the Graduate Constables or Head Constables by selection on merit, subject to competitive examination, on the recommendations of the Public Service Commission, in the prescribed manner.

(b) fifty per cent (50%) from amongst the Head Constables, on the recommendations of the Departmental Promotion Committee, in the prescribed manner;

(c) twenty five percent (25%) by initial recruitment, through Public Service Commission, in the prescribed manner; and

(d) five per cent (05%) by initial recruitment, from amongst the wards of Shuhada of Police, on the basis of seniority to be determined with effect from the date of the martyrdom and their eligibility in the prescribed manner.

(2) The other terms and conditions of service shall be such as may be prescribed.

7. That in Khyber Pakhtunkhwa Police the Telecommunication is Department is a Technical cadre/unit, where initially constables are recruited who after obtaining necessary qualification and trainings, gets promotion to higher ranks on the basis of seniority-cum-fitness, whereas the Department maintains a combined seniority List for promotions in respective ranks.
8. That for carrying into effect the provisions of KP Police Act, 2017, the Police Rules, 1934 (For facility of reference further referred as "the Rules") are being applied to regulate the terms and conditions for service in the Police Department, Chapter XIII of the said rules deals with promotions from one rank to another, which states as under:-

13.1. Promotion from one rank to another. --(1) Promotion from one rank to another, and from one grade to another in the same rank shall be made by selection tempered by seniority. Efficiency and honesty shall be the main factors governing selection. Specific qualifications, whether in the nature of training courses passed or practical experience,

shall be carefully considered in each case. When the qualifications of two officers are otherwise equal, the senior shall be promoted. This rule does not affect increments within a time-scale.

(2) Under the present constitution of the police force no lower subordinate will ordinarily be entrusted with the independent conduct of investigations or the independent charge of a police station or similar unit. It is necessary, therefore, that well-educated constables, having the attributes necessary for bearing the responsibilities of upper subordinate rank, should receive accelerated promotion so as to reach that rank as soon as they have passed the courses prescribed for, and been tested and given practical training in, the ranks of constable and head constable.

(3) For the purposes of regulating promotion amongst enrolled police officers six promotion lists – A, B, C, D, E and F will be maintained.

List A, B, C and D shall be maintained in each district as prescribed in rules 13.6, 13.7, 13.8 and 13.9 and will regulate promotion to the selection grade of constable and to the ranks of head constables and Assistant Sub-Inspector. List E shall be maintained in the office of Deputy Inspectors-General as prescribed in sub-rule 13.10(1) and will regulate promotion to the rank of Sub-Inspector. List F shall be maintained in the office of the Inspector-General as prescribed in sub-rule 13.15(1) and will regulate promotion to the rank of Inspector.

Entry in or removal from A, B, C, D or E lists shall be recorded in the order book and in the character roll of the police officer concerned. These lists are nominal rolls of those officers whose admission to them has been authorized. No actual selection shall be made without careful examination of character rolls.

9. That it is also noteworthy here that the Chapter XIII of the Rules has also provided / laid down the procedure that how the recruit will be treated in the above-stated Promotions Lists. These Rules provides that **List-A** (Rule 13.6) will be maintained by the Superintendent of Police, of the constables, eligible for promotion to the selection grade of constables. Similarly **List-B**, (Rule 13.7) which also been maintained by the Superintendent of Police is divided into two parts, where 1st part is regarding the Selection grade constables who has been considered suitable as candidate for the Lower School Course at the Public Training College, whereas the 2nd part is about those Constables who are considered suitable for drill and other special courses at the Public Training College. These selections are subject to occurrence of vacancies for admission to the Course considered. The **Rule 13.7** also provides that the **seniority in age** shall be given prior consideration in making such selections, irrespective of the date of the admission to the list, and **care must be taken that a constable borne on the list is not allowed to become overage (attains age of 33 years) for admission to the College before being selected.** Accordingly

List-C (Rule 13.8) is maintained in each District in card index form, of all constables who have passed the Lower School Course and are considered eligible for promotion to Head Constables. The **List-D** (Rule 13.9) is also maintained in each District in card index form, of those Head Constables who have passed the Lower School Course and also the Intermediate School Course at the Police Training School and are approved by the Deputy Inspector-General as eligible for officiating or substantive Promotion to the Rank of Assistant Sub-Inspector. It is also worth mentioning here that there is another **List-C-II** (Rule 13.8 amended) is also being maintained after promulgation of the Act, 2017, of the constables who have not passed the Lower School Course and have exceed upper-age limit for the Lower School Course and otherwise are considered suitable for promotion to Head Constables, on the basis of outstanding performance and good reputation, with the approval of the Deputy Inspector General.

10. That apart from certain changes in the parent law, the Police Act, 2017 also brought many changes/additions in Police Rules 1934, as well. Through Notification No. 755/Legal, dated 16.03.2017. After Rule 13.1 a new Rule 13.1 A was added in the Rules, to set the times for meetings to be held for selection and/or promotions. This added rule, states as follows:-

13.1 A. Meeting of Departmental Promotion Board or Committees: The Departmental Selection Board or the Committees, as the case may be, shall hold minimum three (3) promotional meetings, in a year as follows:

- (i) first meeting before 31st March:
- (ii) second meeting before 31st of July:
- (iii) third meeting before 30th November.

11. That similarly, the Rule 13.9 A was also introduced for fixing the age limit for admissions in the above-stated School Courses/Trainings necessary for promotions in upper ranks. This Rule states as follows:

13.9 A. Upper age limit for lower, intermediate and upper college courses and duration. (1) The upper age limit for Lower School Course shall be forty (40) years.

(2) The upper age limit for Intermediate College Course required for promotion to Assistant Sub-Inspector, shall be upto Forty-Eight (48) Years and the duration of this course shall be sixteen (16) weeks.

(3) There shall be no upper age limit for joining upper college course and the duration of this course shall be sixteen (16) weeks.

(4) Quota of seats for upper college course shall be allocated to each Region in proportion to the existing strength of sub-inspectors of that region. The cutoff date for calculating the upper age limit for lower school and intermediate college course shall be the 31st day of the month of December falling before the commencement of the course.

(Copy of the relevant page of amended/impugned Rule is Annexure "A")

12. That although the appellant was recruited / appointed as constable on ~~26.12.1987~~, who had successfully completed / qualified recruit courses, such as Wireless Telegraphy Course etc. and the Rules prescribed provides that after three years of service, he shall be placed in List-A, yet, the appellant was ignored for such a long time and it was in in year 2018 after serving almost ~~31~~ years and becoming overage (almost 51) according to applicable Rules, the appellant was offered such promotional Course i.e. Lower School Course, as required under List-A, List-B and List-C, and consequent exams simultaneously, on 23.10.2018, which the appellant passed successfully.

(Copy of the Test results for List-A, List-B & List-C is Annexure "B")

13. That consequent to such successful passing of Promotion Exams, and the departmental Promotion Committee meeting held on 29.10.2018, the Appellant was promoted to the rank of offg: Head Constable on 18.11.2018.

(Copy of the Office Order for Promotion as HC is Annexure "C")

14. That as per procedure a consolidated / combined Seniority List of Telecommunication Department is maintained by the concerned authority which duly reflects, appellant's date of birth, date of appointment, dates of passing promotion exams/List A, B & C and date of promotion as offg: HC etc.

(Copy of the combined Seniority List of Head Constables of Telecommunication Department is Annexure "D")

15. That it is pertinent to mention here that when the 2 years of probation period was about to complete and the appellant was hoping to be confirmed as HC and also been offered further promotion course / intermediate School Course and consequent exam, but to utmost dismay of the Appellant, he was denied admission to such promotion course on the basis of so-called, a verbally communicated decision of IGP, whereby he under newly added **Rule 13.9A**, had declared the appellant as overage who being 57 years of age has crossed the upper limit of 48 years, as provided in the Rules.
16. That the appellant along with 200/220 constables who were aggrieved of the said decision, they immediately filed representations in shape of complaints against this verbal decision, before the DIG, Tele Communication (Respondent No. 3) and the IG Police, wherein they agitated against the out-of-turn promotions of junior staff and also requested for age relaxation for their further promotions.

(Copies of the complaints/representations are Annexure "E")

17. That when no heed was given to Appellant and other effected HC's requests, they approached the Peshawar High Court, Peshawar, in its constitutional jurisdiction, through WP No. 2290-P of 2021, which was after being pending adjudication for almost 3 years, finally decided on 05.03.2024. The Honorable High Court while passing its judgment dismissed this writ Petition, being not maintainable and stated that the Petitioners are aggrieved of the promotion orders which relates to Terms & Conditions of service of civil servant and they have also alternate remedy available to them under the law by approaching the Khyber Pakhtunkhwa Service Tribunal. The Honorable Court further directed that the Petitioners are at liberty to approach the proper/competent forum for redressal of their grievances, if they are advised so.

(Copies of the WP along with Order dated 05.03.24 is Annexure "F")

18. That it is also worth mentioning here that in response to above-stated WP, when the comments were filed by the Department it was admitted that while bypassing the conditions laid down in the rules and also overlooking upper age

limit mentioned in Rule 13.9 A, the Appellant/Petitioner in WP was granted age-relaxation and was granted promotion as HC.

(Copy of the Comments so submitted in WP-2290-P/21 is Annexure "G")

19. That the appellant time and again had informed the department regarding his ineligibility to get admission once he gets overage but due to the lethargy and negligence of the Department, the appellant was not offered any promotion courses and consequent exams, within time, thus now he is deprived of his legal right of being promoted to upper rank of ASI, whereas his many batch mates who were appointed around his appointment date are now serving the Department as ASI.
20. That it is also settled principle laid down by the Judiciary in plethora of its judgment that a vested right cannot be taken away by an administrative order while giving it a retrospective effect. The appellant was appointed much prior to this added Rule 13.9 A thus this Rule cannot effect the appellant retrospectively.
21. That it was the Department which needs to offer the promotion courses and consequent exams, within time, to the appellant but this promotion condition is not fulfilled by the Department itself, the appellant cannot be deprived of promotion due to the inaction/omission of the Respondents, as this has already been settled by the Apex court in its reported judgment **2018 PLC(CS) Note 170**.
22. That the appellant in light of the judgment dated 05.03.2024 so passed in the WP No. 2290-P of 2021 and also being aggrieved of the impugned addition in the Rules i.e. 13.9A and inaction/omission of the Respondents whereby he was deprived of further promotion to the rank of ASI, is constrained to file this appeal in hand before this Honorable Tribunal on the following grounds amongst others :-

Grounds warranting this Appeal:

- a. **Because** the impugned inaction/omission of the Respondents whereby the appellant was not offered Promotion courses and consequent exams, on time which deprived the appellant from further promotion to the rank of ASI, totally against the applicable law and principles of justice and amount to colorful exercise of Respondents and the impugned Addition of Rule 13.9 A in Police Rules, 1934, brought through impugned Notification No 755/Legal dated 16.03.2017 is illegal, unlawful, without lawful authority and thus have no legal effect upon appellant's case.

- b. **Because** the Respondents were bound under the applicable law and rules that the appellant shall be offered promotion courses, within the due time, but on contrary the inaction/omission on part of the Respondents is totally based on *malafide* and just to accommodate the blue-eyed persons while giving them undue preference over the Appellant.

- c. **Because** the appellant after his recruitment/appointment as Constable, was qualified enough to be offered promotion courses and consequent exams within prescribed time, as he has successfully passed the mandatory technical courses etc., but the impugned negligence on part of the Respondents deprived the appellant from further promotions.

- d. **Because** the actions and inactions of Respondents were hit by the doctrine of promissory estoppel.

- e. **Because** no retrospective effect can be given to the Terms and Conditions of any civil servant as defined in reported judgment **2015 SCMR 43**.

- f. **Because** the impugned decision, depriving the Appellant from further promotion, as declaring him overage was passed in an arbitrary manner and lacked a reasonable basis.

- g. **Because** the appellant was not offered any promotion courses and consequent exams, within time, thus now he is deprived of his legal right of being promoted to upper rank of ASI, whereas his many batch mates who were appointed around his appointment date are now serving the Department as ASI, therefore the Petitioner also claims the same treatment.
- h. **Because** the appellant was earlier granted promotions through passing List-A, List-B & List -C exams simultaneously, while totally ignoring the added Rule 13.9A.
- i. **Because** the appellant cannot be deprived of promotion due to the inaction/omission of the Respondents, as this has already been settled by the court in its reported judgment **2018 PLC(CS) Note 170**.
- j. **Because** the Respondents have not taken into consideration the true facts of the case and they have acted in a slipshod and hectic manner, while depriving the appellant of his due right of promotion to next rank.
- k. **Because** the appellant name is in seniority list of Head Constables, therefore he shall be offered promotion courses and consequent exams as necessary for further promotions..
- l. **Because** the appellant have about 30/35 years of spotless career at his credit and attained the ability due to which he is posted at his concerned section/department.
- m. **Because** the service rules ibid were skewed-up & changed biasedly to benefit blue-eyed persons unlawfully at the cost of affecting the career of others in the year 2017 in contrast to judgment of superior court reported as **2013 PLC (CS) 864**.
- n. **Because** the impugned amendment/addition in the Rules are not in conformity with the power given in the KP Police Act, 2017.

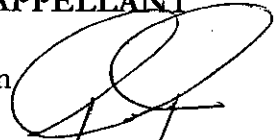
- o. **Because** the authority was not empowered to bring such changes or such rules without the approval of the government as defined in the **MUSTAFA IMPEX** case.
- p. **Because** no retrospective effect can be given to such rules which are *violative* of already created vested rights.
- q. **Because** such an insidious amendment in Police Rules, 1934 in year 2017 has no nexus/spectrum with appellant's case as his vested rights are protected under Articles 4, 10-A & 25 of the Constitution of Islamic Republic of Pakistan, 1973.
- r. **Because** the Apex judiciary of Pakistan, in plethora of its judgment settled down the principle that through an administrative order, no one's vested rights can be taken away while giving it a retrospective effect.
- s. **Because** it is an accepted principle of the Constitutional jurisprudence that a Constitution being a basic document is always treated to be higher than other statutes and whenever a document in the shape of law given by the Parliament or other competent authority is in conflict with the Constitution or is inconsistent then to that extent the same is liable to be declared unconstitutional.
- t. **Because** it is also a settled maxim that the very concept of fundamental right is that it being a right guaranteed by the Constitution cannot be taken away by the law. **PLD 1957 SC 9**.
- u. **Because** the impugned amendment in Police Rules is unfair and unreasonable as declared in **2002 C L C 1819**.
- v. **Because** the impugned amendment in service rules is manifestly unjust as it disclosed bad faith and involved oppressive and gratuitous interference with the rights of appellant.

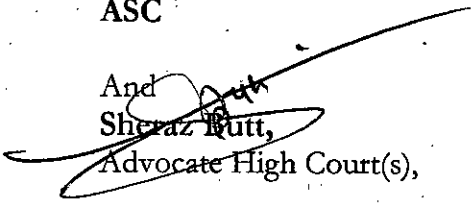
- w. **Because** the impugned amendment also do not pass, test of constitutionality as it has been ascertained by way of judgment reported as, **P L D 2011 Lahore 120**.
- x. **Because** the apex Supreme Court has vividly laid down in the judgment, **PLD 1963 SC 486** that Constitution is the supreme law of the state and any law repugnant to its provisions shall be deemed null and void.
- y. **Because** the Respondents have failed to act in accordance with the guidelines / procedure provided under the law.
- z. **Because** the impugned decision of refusal is not a speaking and clear decision and tantamount to injustice and thus liable to be recalled.
- aa. **Because** the Impugned actions and inactions of the Respondents were hit by doctrine of legitimate expectation and *locus poenitentiae*.
- bb. **Because** it is an alienable and inherent right of the appellant to be treated in accordance with law and must not be deprived of its vested rights.
- cc. **Because** impugned actions and inactions do not pass the test of reasonableness and relevance and thus are liable to be rescinded/reversed.
- dd. **Because** the impugned actions and inactions suffered from administrative highhandedness and questionable exercise of powers thus are liable to be reversed/set aside.
- ee. **Because** if the impugned decision and order is not reverted/set aside the Appellants will be put to an insurmountable distress and loss.
- ff. **Any other grounds** rise later on in the best interest of Justice.

IT IS THEREFORE vey humbly prayed that on acceptance of this Appeal, this Honorable Tribunal may very magnanimously hold, declare and Order that :-

- (i) the impugned inaction/omission of the Respondents whereby the appellant was not offered Promotion courses and consequent exams, on time and which deprived the appellant from further promotion to the rank of ASI, totally against the law and principles of justice and amount to colorful exercise of Respondents and the impugned Addition of Rule 13.9 A in Police Rules, 1934, brought through impugned Notification No 755/Legal dated 16.03.2017 is illegal, unlawful, without lawful authority and ultra vires of the constitution thus while reading it down / striking down it has no legal effect to appellant's case.
- (ii) The Appellant be promoted at once, from the due date, at the rank of Assistant Sub-Inspector (ASI), with all back benefits.
- (iii) Any other relief, in favor of the Appellant, deemed just and appropriate.

APPELLANT

Through 
 Shumail Ahmad Butt,
 ASC

And 
 Sheraz Butt,
 Advocate High Court(s),

VERIFICATION

I, Raza Khan, Head Constable Belt No. 536, do hereby solemnly verify 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.




 DEPONENT

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Application No. _____ of 2024
In Service Appeal No. _____/2024

Raza Khan *versus* Government of Khyber Pakhtunkhwa *et al*

APPLICATION FOR INTERIM INJUNCTION RESTRAINING THE RESPONDENTS FROM TAKING ANY ADVERSE ACTION AGAINST THE APPELLANT TILL THE FINAL DISPOSAL OF THE INSTANT APPEAL.

May it please this Honorable Court:

The Applicant/ Appellant very humbly submit as under:

- 1) That the Applicant/Appellant has filed the above-titled Appeal before this honorable Tribunal today in which no date of hearing has yet been fixed.
- 2) That content of the accompanying Appeal may kindly be considered as integral part and parcel of this application.
- 3) That the Applicant/ Appellant has got a prima facie case and is very much sanguine of his success.
- 4) That balance of convenience has got a clear verge in favor of the applicant/ Appellant and if the interim injunction is not passed the appellant will be suffered irreparable loss.

IT IS THEREFORE MOST HUMBLY PRAYED THAT on acceptance of this Application the Respondents be restrained from taking any adverse action against the Appellant till the disposal of main Appeal

Applicant/Appellant

Through

Sheraz Butt
Advocate High Court(s)

AFFIDAVIT

I, Raza Khan, Head Constable, Belt No. 536, do hereby solemnly declare that the contents of this Application are true and correct to the best of my Knowledge and belief and nothing has been concealed from this Honorable Tribunal.

DEPONENT

Raza



Annex "A"

2-

45

16

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. P.III
GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, THURSDAY, 16TH MARCH, 2017.

OFFICE OF THE PROVINCIAL POLICE OFFICER
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

NOTIFICATION

Peshawar, dated the 16.03.2017.

No.755/Legal.-In exercise of the powers conferred by section 140 of the Khyber Pakhtunkhwa Police Act, 2017 (Khyber Pakhtunkhwa Act No. II of 2017), the Provincial Police Officer, with the approval of Government, is pleased to direct that in the Police Rules, 1934, the following further amendments shall be made, namely:

AMENDMENTS

1. In rule 12.1, after sub-rule (4), the following new sub-rules shall be added, namely:

~~"(5) No official of police establishment shall be allowed to change the cadre in which he was initially appointed."~~

(6) The official appointed on contract shall not perform duty in any other Unit except in the Unit for which his services are hired. The period of contract shall be for one year and may be renewed upon satisfactory performance report."

2. For rule 12.4, the following shall be substituted, namely:

"12.4. Recruitment in Traffic Warden Service.--(1) Direct recruitment in the Traffic Warden Service shall be in rank of Constable and Assistant Sub-Inspector in the same manner as provided for initial recruitment of Constable and Assistant Sub-Inspector in the general cadre.

(2) ~~On appointment, the Constable and Assistant Sub-Inspector, in addition to the basic recruit and probation courses, shall undergo mandatory Elite Course and Specialized Traffic Training Courses as determined by Provincial Police Officer.~~

(3) ~~The ratio of Fast Track Promotion in the Traffic Warden Service, in the ranks of Assistant Sub-Inspector, Sub-Inspector and Inspector, shall be same as provided for Assistant, Sub-Inspectors, Sub-Inspectors and Inspectors under the Khyber Pakhtunkhwa Police Act, 2017.~~

(4) The Constable and Assistant Sub-Inspector shall be promoted on seats allocated for them in their respective districts and regions. The promotion within the Traffic Wardens shall be upto the rank of Inspector subject to completion of requisite promotional and capacity building courses as determined by Provincial Police Officer.

(5) An Inspector of Police Warden Service shall be eligible for promotion as Deputy Superintendent of Police against general posts of Deputy Superintendents of Police, if he successfully completes the requisite courses including Advance Course provided under these rules and also qualifies specialized courses of minimum two (02) weeks each in the Police School of Intelligence, Police School of Investigation, Police School of Tactics and Police School of Public Disorder and Riot Management besides (04) weeks general policing orientation course and (08) weeks field attachment with Sub-Divisional Police Officer office and Police Stations. Deputy Superintendent of Police so promoted shall be eligible to be posted anywhere on any assignment.

ATTESTED

who have passed the lower school course and the Intermediate school course at the Police Training School and are approved by the Deputy Inspector-General as eligible for officiating or substantive promotion to the rank of assistant sub-inspector. No head constable shall be admitted to this list who is not thoroughly efficient in all branches of the duties of a constable and head constable and of established integrity.

(2) Officiating promotion to the rank of assistant sub-inspector shall be made from the list prescribed in sub-rule (1), as far as possible in rotation, so as to give each man a trail in the duties of the higher rank. Substantive promotion shall be made by the deputy Inspector-General in accordance with the principles prescribed in rule 13.1, and officiating promotion shall be made in accordance with sub-rule 13.42(2).

(3) Half-yearly reports in Form 13.9(3) on all head constables in this list shall be furnished on the 15th March and the 15th September to the Deputy Inspector-General.

Khyber Pakhtunkhwa Amendments

After rule 13.9, the following new rule shall be added, namely:

"13.9A. Upper age limit for lower, intermediate and upper college courses and its duration. (1) The upper age limit for Lower School Course shall be forty (40) years.

(2) The upper age limit for intermediate college course required for promotion to Assistant Sub-Inspector, shall be upto forty-eight (48) years and the duration of this course shall be sixteen (16) weeks.

(3) There shall be no upper age limit for joining upper college course and the duration of the course shall also be sixteen (16) weeks.

(4) Quota of seats for upper college course shall be allocated to each Region in proportion to the existing strength of Sub-Inspectors of that Region. The cutoff date for calculating the upper age limit for lower school and intermediate college course shall be the 31st day of the month of December falling before the commencement of the course."

By Notification No. 755/Legal dated 16.3.2017. [KP Gazette dated 16.3.2017, Page No. 463-512]

13.10. List E. Promotion to sub-inspectors. A list of all assistant sub-inspectors, who have been approved by the Deputy Inspector-General as fit for trail in independent charge of a police station, or for specialist posts on the establishment of sub-inspectors, shall be maintained in card index form by each Deputy Inspector-General. Officiating promotions of short duration shall ordinarily be made within the district concerned (vide sub-rule 13.4(2)), but vacancies of long duration may be filled by the promotion of any eligible man in the range at the discretion of the Deputy Inspector-General. Half yearly reports on all men entered in the list maintained under this rule shall be furnished in the form

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Annex B**ORDER**

The following officials of this unit were appeared in Professional Test for List "A" "B" and "C" held at Police School of Telecommunication at Tele HQs Peshawar on September 2018. Their results are as under. They shall not claim their seniorities on the basis of this result announcement, their promotions is subject to the completion of Courses.

S.No.	NAME/RANK	List "A" Total marks=100 passing marks=50	List "B" Total marks=100 passing marks=50	List "C" Total marks=100 passing marks=50	Remarks
1.	C/758 JUNIAD KHAN	70	73	54	Passed
2.	C/327 SAID RAZIQ	55	40	56	Passed
3.	C/494 NAZAR MUHAMMAD	65	78	52	Passed
4.	C/29 KHALIQ DAD	55	68	56	Passed
5.	C/394 SAJJAD KHAN	55	74	52	Passed
6.	C/737 ZOOR DAST KHAN	50	70	52	Passed
7.	C/322 LAL SAIB	50	70	57	Passed
8.	C/840 SAIF ULLAH	50	54	50	Passed
9.	C/307 JUMA GUL	75	87	54	Passed
10.	C/450 MUHAMMAD AKBAR	70	87	57	Passed
11.	C/156 OHSAN UL HAQ	75	83	54	Passed
12.	C/618 GOHAR KHAN	55	84	55	Passed
13.	C/127 PIR MUKHTIAR	55	85	60	Passed
14.	C/810 DARWAISH KHAN	60	75	54	Passed
15.	C/333 ASIRRAF ALI	60	73	53	Passed
16.	C/192 AMEER NAWAZ	50	66	54	Passed
17.	C/185 MUHAMMAD RIAZ	55	70	52	Passed
18.	C/473 MUKAMIL SHAH	65	70	60	Passed
19.	C/664 FARHAD ALI	55	83	58	Passed
20.	C/793 LAL BADSHAH	65	86	59	Passed
21.	C/230 RASHEED ALI	67	63	60	Passed
22.	C/805 ABDUL QADIR	75	87	59	Passed
23.	C/229 MUHAMMAD NAZIF	70	77	58	Passed
24.	C/03 MUHAMMAD NAZIF	65	71	58	Passed
25.	C/152 AKBAR KADIR	60	83	56	Passed
26.	C/181 SHER ZADA	70	83	52	Passed
27.	C/449 GUL PARAZ	80	81	55	Passed
28.	C/597 MAHBOOB HUSSAIN	75	82	55	Passed
29.	C/02 SHABIR AHMAD	70	71	51	Passed
30.	C/239 GHULAM AHMAD	65	69	55	Passed
31.	C/104 ARIF KHAN	60	70	50	Passed
32.	C/523 RAHMAT ULLAH	60	65	51	Passed
33.	C/180 HISAR ALI	80	96	56	Passed

34	C/703 AMAN ULLAH	80	83	58	Passed
35	C/874 MUHAMMAD GHULAM	80	92	60	Passed
36	C/324 MUHAMMAD AMEEN	72	56	60	Passed
37	C/332 BASHAH KHAN	60	78	52	Passed
38	C/215 ALLAH NAZAM	50	85	57	Passed
39	C/280 LAL HUSSAIN	70	78	61	Passed
40	C/110 AQAR AHMED	80	76	54	Passed
41	C/247 MUHAMMAD KHALIL	75	78	53	Passed
42	C/206 HABIB UR RAHMAN	90	86	58	Passed
43	C/89 NOORULHAQ	80	82	62	Passed
44	C/441 RAHMAN SHAH	80	83	55	Passed
45	C/117 KIRAMAT SHAH	70	80	66	Passed
46	C/12 NOOR KHAN	65	80	65	Passed
47	C/284 IFTIKHAR KHAN	80	81	62	Passed
48	C/52 MURAD ALI	85	71	54	Passed
49	C/316 SHAB ZAMAN	80	68	60	Passed
50	C/142 NISAR MUHAMMAD	70	80	64	Passed
51	C/562 SAID ALAM	80	83	59	Passed
52	C/957 IBRAHIM	75	88	59	Passed
53	C/86 MUHAMMAD NISAR	60	79	54	Passed
54	C/55 NOOR AHMAD	65	79	59	Passed
55	C/893 IMROZ KHAN	75	87	65	Passed
56	C/14 FERAZ KHAN	80	84	60	Passed
57	C/739 ABDUL NASEER	65	79	56	Passed
58	C/136 RAZA KHAN	60	79	53	Passed
59	C/491 MUHAMMAD SHARIF	50	70	57	Passed
60	C/420 SYED JEHAN ZEEN SHAH	55	86	57	Passed
61	C/734 MUHAMMAD IBRAHIM	60	74	65	Passed
62	C/910 JAMAL SHAH	70	82	65	Passed
63	C/54 SARDAR HUSSAIN	70	74	57	Passed
64	C/809 MUSTAQEEM	55	71	56	Passed
65	C/71 MUHAMMAD SAHIR	70	76	52	Passed
66	C/161 MIR ASLAM	65	84	54	Passed
67	C/581 MATI UR RAHMAN	70	85	55	Passed
68	C/163 HABIB UR RAHMAN	80	76	56	Passed
69	C/349 AJOON KHAN	80	89	59	Passed
70	C/105 ANAAR KHAN	65	90	58	Passed
71	C/292 HABIB UR RAHMAN	75	88	59	Passed
72	C/845 UMAR AYAZ	70	89	61	Passed
73	C/656 JAVED KHAN	65	74	52	Passed
74	C/531 FAZAL SHER	70	72	61	Passed

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75.	C/110 SHAKIR ULLAH	80	85	58	Passed
76.	C/285 GHUFRAN ALI	70	82	57	Passed
77.	C/451 AMAN ULLAH	70	88	58	Passed
78.	C/113 IMTIAZ KHAN	65	84	53	Passed
79.	C/148 SABIR ULLAH	60	65	55	Passed
80.	C/811 SHAMSUL WABAB	53	78	55	Passed
81.	C/07 KHURSHED ANWAR	65	73	54	Passed
82.	C/519 SALEEM SHARF	70	90	56	Passed
83.	C/588 KHACHKOOOL KHAN	65	73	53	Passed
84.	C/338 AURANG NAWAZ	75	79	57	Passed
85.	C/166 ZAFER ULLAH	65	69	53	Passed
86.	C/114 JELIAN WAZIR	75	86	61	Passed
88.	C/290 KASHIF JAN	65	87	53	Passed
89.	C/AFZAL AHMAD	60	88	59	Passed
90.	C/697 NAEEM SHAH	70	89	58	Passed
91.	C/12 SHAKIR HUSSAIN	70	73	60	Passed
92.	C/313 GHULAM HABIB	70	91	66	Passed
93.	C/347 HAYAT UR RAHMAN	75	86	62	Passed
94.	C/146 ABDUL MAMMUD	70	87	57	Passed
95.	C/900 IMTIAZ KHAN	75	94	71	Passed
96.	C/800 GHUFRAN ALI	70	82	65	Passed
97.	C/355 MUHAMMAD AYUB	60	92	59	Passed
98.	C/356 AYAZ MUHAMMAD	60	85	59	Passed
99.	C/958 SHAMSHUL AL DIN	75	72	65	Passed
100.	C/811 MUHAMMAD ZAFER SHAH	70	71	60	Passed
101.	C/800 GHUFRAN ALI	70	82	65	Passed
102.	C/961 FAZAL HAQ	78	77	82	Passed
103.	C/216 MUHAMMAD NOMAN	70	77	60	Passed
104.	C/908 ALI SHER	75	74	66	Passed
105.	C/965 HASSAN MAJMOOD	70	78	63	Passed
106.	C/947 FAZAL RABI	70	57	64	Passed
107.	C/745 MAHREBAN SHAI	70	60	66	Passed
108.	C/38 WISAL MUHAMMAD	75	80	60	Passed
109.	C/968 MUHAMMAD AYUB	70	71	63	Passed
110.	C/969 ULTAJ HUSSAIN	65	67	67	Passed
111.	C/970 AJUMAD HAYAT	70	70	66	Passed
112.	C/971 SHAHID ALI	75	64	70	Passed
113.	C/972 NOOR UL ISLAM	70	73	66	Passed
114.	C/977 ZAFER HAQ	70	64	73	Passed
115.	C/978 ZAFER HAQ	70	64	73	Passed

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116.	C974 SALEEM KHAN	70	79	75	Passed
117.	C980 DAWA KHAN	65	72	64	Passed
118.	C983 KHALID SHAH	60	70	66	Passed
119.	C984 RAHMAT ULLAH	65	78	64	Passed
120.	C986 SABAZ ALI	55	67	68	Passed
121.	C988 SHARAFAT	50	70	53	Passed
122.	C991 KHALID JAN	50	65	66	Passed
123.	C989 MUMTAZ KHAN	65	59	67	Passed
124.	C976 SAIED ULLAH	65	70	69	Passed
125.	C984 SHAMSUR RAHMAN	60	66	53	Passed
126.	C984 HAKEEM SHAH	70	78	62	Passed
127.	C960 SHAHID ALI	75	62	70	Passed
128.	C999 KHISRONAWAZ	70	66	64	Passed
129.	C984 TASAL BADSHAH	80	82	77	Passed
130.	C984 HAYAT KHAN	75	67	57	Passed
131.	C984 AKBAR ALI	75	74	59	Passed
132.	C984 MAQSOOD KHAN	80	86	81	Passed
133.	C993 IFTIKHAR ALI	80	82	79	Passed
134.	C994 SAIED ULLAH	80	85	77	Passed
135.	C995 BAHROMAD	75	74	64	Passed
136.	C999 NOOR UL ANWAR	70	64	57	Passed
137.	C259 SALAH UD DIN	75	70	70	Passed
138.	C91 SAJJAD AHMAD	75	78	73	Passed
139.	C963 WISAL KHAN	70	72	61	Passed
140.	C972 MUHAMMAD RIAZ	70	83	62	Passed
141.	C943 MUHAMMAD AKBAR	70	79	74	Passed
142.	C627 IRAYAT ULALI	70	73	64	Passed
143.	C1001 NAVEED ALI	60	71	67	Passed
144.	C1003 MUHAMMAD USMAN	65	51	73	Passed
145.	C1004 ZAHIR GUL	60	74	59	Passed
146.	C1006 IRSHAD HUSSAIN	65	72	71	Passed
147.	C1005 HAZ AHMAD	60	64	65	Passed
148.	C1007 MISAL KHAN	60	76	69	Passed
149.	C1011 WAKEEL GHANI	60	79	68	Passed
150.	C1012 SHOUKAT IQBAL	60	71	70	Passed
151.	C733 RIAZ MUHAMMAD	60	77	78	Passed
152.	C1016 SHAH SAOOD	70	67	67	Passed
153.	FARHAD ALI FATA	55	67	72	Passed
154.	C1017 SHER ZADA	55	77	71	Passed
155.	C1021 ASMAT ULLAH	60	78	70	Passed
156.	C1022 NOOR MUHAMMAD	60	68	64	Passed

THE UNIVERSITY OF LAHORE

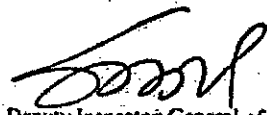
1265	ABDUL MUSAWIR	80	74	59	Passed
1266	IMRAN KHAN	64	67	64	Passed
1018	MUHAMMAD YOUSAF	70	70	65	Passed
791	TAJ UD DIN	65	83	59	Passed
872	MUHAMMAD WAQAR	80	77	60	Passed
1275	MUHAMMAD MUNHAJUDDIN	74	82	64	Passed
487	FIROZ SHAH	60	70	60	Passed


Deputy Inspector General of Police,
Telecommunication Khyber Pakhtunkhwa,
Peshawar.

NO. 12142-50 /Tele/OASI. Dated Peshawar the 23/10 2018.

Copies forwarded for information and necessary action to the:-

1. SP Motor Transport Khyber Pakhtunkhwa Peshawar.
2. DSP/Telecommunication KP, Peshawar.
3. Incharge Wireless Cell FATA Secretariat.
4. SRC/Telecomm: Peshawar.
5. O/C Police School of Telecomm: Peshawar.
6. Line officer Tele Peshawar.
7. All Districts O/Cs in Khyber Pakhtunkhwa Peshawar.
8. O/C Tele Control Peshawar.
9. Order Book NO. 370 /2018.


Deputy Inspector General of Police,
Telecommunication Khyber Pakhtunkhwa,
Peshawar.

Annex 'C'

4477/12/10

ORDER

In pursuance of the recommendation of Departmental Promotion Committee vide minutes of meeting held on 29th October, 2018 duly approved by the competent authority, the promotion of the following Constables to the rank of offg. Head Constables is hereby ordered against the existing vacancies with immediate effect, on the basis of approved combined seniority list. Their promotion will be on probation for a period 02-years

Promotion of Constables to the rank of offg. Head Constables

S/No	Names /Rank	S/No.	Names /Rank
1.	C/758 Junaid Khan	48.	C/86 Muhammad Nisar
2.	C/327 Said Raziq	49.	C/55 Noor Ahmad
3.	C/929 Khaliq Dad	50.	C/893 Imroz Khan
4.	C/737 Zoordast Khan	51.	C/14 Feroz Khan
5.	C/322 Lal Said	52.	C/739 Abdul Naseer
6.	C/307 Juma Gul	53.	C/536 Raza Khan
7.	C/450 Muhammad Akbar	54.	C/491 Muhammad Sharif
8.	C/ Ihsan ul Haq	55.	C/420 S. Jehanzeb Shah
9.	C/618 Gohar Khan	56.	C/734 Muhammad Ibrahim
10.	C/127 Pir Mukhtiar	57.	C/910 Jamal Shah
11.	C/810 Darwaish Khan	58.	C/54 Sardar Hussain
12.	C/333 Ashraf Ali	59.	C/809 Mustaqeem
13.	C/192 Amir Nawaz	60.	C/71 Muhammad Sabir
14.	C/185 Muhammad Riaz	61.	C/161 Mir Aslam
15.	C/473 Mukamil Shah	62.	501. Matiur Rehman
16.	C/664 Farhad Ali	63.	C/163 Habib ur Rehman
17.	C/793 Lal Badshah	64.	C/349 Ajun Khan
18.	C/230 Rashad Ali	65.	C/105 Anar Khan
19.	C/805 Abdul Qadar	66.	C/292 Habib ur Rehman
20.	C/229 Muhammad Niaz	67.	C/645 Umar Ayaz
21.	C/3 Muhammad Nazif	68.	C/531 Fazal Sher
22.	C/152 Akbar Qadir	69.	C/110 Shakir Ullah
23.	C/181 Sher Zada	70.	C/285 Ghufraan Ali
24.	C/449 Gul Faraz	71.	C/451 Aman ullah
25.	C/597 Mehboob Hussain	72.	C/113 Imtiaz Ali
26.	C/2 Shabir Ahmad	73.	C/148 Sabir Ullah
27.	C/239 Ghulam Ahmad	74.	C/811 Shamsul Wahab

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28.	C/750 Akhtar Zeb	75.	C/7 Khurshed Anwar
29.	C/525 Rehmat Ullah	76.	C/519 Saleem Shah
30.	C/708 Aman uliah	77.	C/588 Kachkol Khan
31.	C/874 Muhammad Ghulam	78.	C/338 Aurang Nawaz
32.	C/324 Muhammad Amin	79.	C/188 Zahir Ullah
33.	C/32 Bad shah Khan	80.	C/658 Anshad Ali
34.	C/215 Allah Nawaz	81.	C/514 Jehan Wazir
35.	C/960 Lal Hussain	82.	C/280 Kashi Jan
36.	C/88 Wiqar Alam	83.	C/ Alzal Ahmad
37.	C/247 Muhammad Khalid	84.	C/697 Naeem Shah
38.	C/206 Habib ur Rahman	85.	C/412 Shaker Huss
39.	C/89 Noor ul Haq	86.	C/513 Ghulam Habib
40.	C/117 Karamat Shah	87.	C/347 Hayat ur Rahman
41.	C/12 Noor Khan	88.	C/146 Abdul Hamid
42.	C/284 Hukhar Khan	89.	C/900 Imtiaz
43.	C/52 Murad Ali	90.	C/73 Gulam Hussain
44.	C/316 Shah Zaman	91.	C/955 Muhammad Rafiq
45.	C/142 Nisar Muhammad	92.	C/754 Ijaz Ali
46.	C/562 Said Alam	93.	C/956 Ayaz Muhammad
47.	C/557 Ibrahim		

8/27

(Signature)

(SYED FIDA HASSAN SHAH) Psp
Deputy Inspector General of Police,
Telecomm: Khyber Pakhtunkhwa, Peshawar.

No 13859-64 Tele/DASI, dated Peshawar the 8 / 11 / 2018.

Copies of the above are forwarded to following: -

- 1) Accountant General of Khyber-Pakhtunkhwa, Peshawar.
- 2) The Deputy Secretary Admin/B&A, FATA Secretariat, Law and Order Department, Warsak Road, Peshawar
- 3) Accountant, Tele Peshawar.
- 4) Lines Officer Telecomm Peshawar.
- 5) SRC/Telecomm Peshawar
- 6) OB/No. 403 /2018.

(Signature)

(SYED FIDA HASSAN SHAH) Psp
Deputy Inspector General of Police,
Telecomm: Khyber Pakhtunkhwa, Peshawar.

O/C

h.

HEAD CONSTABLE

S/No	Name/Rank	Distt:	Edu:	D.O.B	D.O.A	Trade	Date of promotion exams			D.O.P. offg: HC	D.O.C as HC
							A	B	C		
1.	HC/115 Zahid Ali	CHD	5 th	02.10.62	01.10.80	FITT	06.08.85	07.08.85	08.08.85	01.09.85	01.07.97
2.	HC/ Turab Khan	Pesh:	10 th	28.02.59	15.01.78	RM	-	-	-	01.07.95	01.07.98
3.	HC/261 Bahadar Sher	Swabi	-	01.10.60	04.10.78	GD	-	-	-	01.01.98	20.02.14
4.	HC/128-Munraiz Khan	Swabi	-	23.07.63	23.07.81	FITT	06.08.85	07.08.85	04.08.97	01.06.02	20.02.14
5.	HC/122 Javed Iqbal	Pesh	6 th	11.07.59	13.07.81	DR	17.08.06	17.08.06	17.08.06	08.02.07	20.02.14
6.	HC/381-Shamin-Khan	SBI	-	17.11.63	18.11.81	FITT	08.11.06	08.11.06	08.11.06	08.02.07	20.02.14
7.	HC/558 Alami Zeb	CHD	10 th	29.04.62	01.06.80	FITT	08.11.06	08.11.06	08.11.06	12.08.08	20.02.14
8.	HC/8 Muhammad Zahid	CHD	10 th	01.03.73	29.01.96	FITT	-	-	-	28.01.10	20.02.14
9.	HC/807 Irshad Ali	Bannu	-	04.10.63	04.10.82	GD	13.05.08	13.05.08	13.05.08	22.12.11	20.02.14
10.	HC/177 Rukhsar Mohd:	NSR	-	31.10.59	01.11.82	GD	13.05.08	13.05.08	13.05.08	22.12.11	20.02.14
11.	HC/503 Bahrud Din	CHD	10 th	30.05.59	03.10.79	WT	18.06.84	12.11.05	09.05.12	19.07.12	26.01.16
12.	HC/790 Najab Khan	Pesh	-	01.03.65	01.03.83	GD	13.05.08	13.05.08	13.05.08	01.01.14	26.01.16
13.	HC/607 Kabir Ahmad	CHD	10 th	28.06.82	24.10.03	FITT	-	-	-	24.10.14	Absorbed as HC from Sindh
14.	HC/552 Lal Salam	CHD	-	30.11.60	01.12.80	GD	07.11.06	07.11.06	07.11.06	01.04.16	16.07.18
15.	HC/116 Ilyas Khan	Pesh	-	13.01.60	01.04.83	GD	13.05.08	13.05.08	13.05.08	01.04.16	16.07.18
16.	HC/457 Sher Wali	MDN	-	20.01.63	01.04.83	GD	13.05.08	13.05.08	13.05.08	01.04.16	16.07.18
17.	HC/493 Fazal-Akbar	MDN	10 th	05.03.60	01.04.82	WT	16.08.89	04.06.15	09.06.15	01.04.16	16.07.18
18.	HC/248 Mohd Rafiq	PESH	10 th	05.04.63	01.02.83	WT	16.08.89	04.06.15	09.06.15	01.04.16	16.07.18
19.	HC/179 Farman Ullah	MDN	-	13.01.64	01.04.83	GD	13.05.08	13.05.08	13.05.08	20.05.16	16.07.18
20.	HC/65 Shafi Ullah	Pesh	-	08.06.64	01.07.83	GD	13.05.08	13.05.08	13.05.08	20.05.16	16.07.18
21.	HC/1253 Atif Mujeeb	PESH	10 th	04.02.80	10.09.12	Elec:	10.05.16	11.05.16	12.05.16	01.09.16	
22.	HC/189 Rizwan Ullah	CHD	10 th	20.11.73	10.08.93	RM	13.11.15	16.11.15	17.11.15	08.12.16	
23.	HC/849 Asmatullah	LKI	9 th	01.12.58	01.09.80	WT	02.02.87	31.05.16	02.06.16	08.12.16	
24.	HC/738 Wali Gul	CHD	9 th	26.03.61	01.05.81	WT	02.02.87	31.05.16	02.06.16	08.12.16	
25.	HC/481 Masood Jan	CHD	9 th	04.01.64	01.08.83	WT	16.08.89	31.05.16	02.06.16	08.12.16	
26.	HC/942 Jan Muhammad	SBI	10 th	10.04.64	01.03.83	FIT	08.11.06	08.11.06	08.11.06	01.04.17	

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Annex D-3

27.	HC/101 Masud Iqbal	MDN	10 th	24.11.69	08.09.93	RM	13.11.15	16.11.15	17.11.15	01.02.17
28.	HC/37 Murad Ali	CHD	FA	01.08.65	01.08.83	WT	16.08.89	31.05.16	02.06.16	01.02.17
29.	HC/133 Attaullah (Rtd)	CHL	-	19.09.58	13.08.83	WT	16.08.89	31.05.16	02.06.16	01.02.17
30.	HC/699 Mohd Shoaib	CHD	10 th	03.09.59	01.09.83	WT	16.08.89	31.05.16	02.06.16	01.02.17
31.	HC/23 Liaqat Ali	CHD	10 th	30.09.61	01.09.83	WT	16.08.89	31.05.16	02.06.16	01.02.17
32.	HC/112 Khalid Khan	CHD	9 th	12.02.64	01.09.83	WT	16.08.89	31.05.16	02.06.16	01.02.17
33.	HC/61 Mohd Javid	MDN	10 th	01.06.65	01.09.83	WT	16.08.89	31.05.16	02.06.16	01.02.17
34.	HC/114 Sharif Ullah	LKI	10 th	28.02.75	12.01.94	RM	13.11.15	16.11.15	17.11.15	01.04.17
35.	HC/409 Mohib Ullah	SWT	FA	18.06.63	01.10.83	WT	16.08.89	31.05.16	02.06.16	01.04.17
36.	HC/29 Niamat Ullah	LKI	10 th	10.06.65	01.11.83	WT	16.08.89	31.05.16	02.06.16	01.04.17
37.	HC/594 Faiz Mohd	CHD	10 th	08.09.64	01.12.83	WT	16.08.89	31.05.16	02.06.16	01.04.17
38.	HC/609 Nadir Khan	LKI	10 th	19.01.66	01.02.84	WT	16.08.89	31.05.16	02.06.16	01.04.17
39.	HC/871 Saifullah	LKI	10 th	11.04.59	01.03.84	WT	16.08.89	31.05.16	02.06.16	01.04.17
40.	HC/845 Shah Alam	LKI	10 th	15.08.63	04.04.84	WT	16.08.89	31.05.16	02.06.16	01.04.17
41.	HC/310 Naimat ullah	LKI	10 th	17.01.66	31.05.84	WT	16.08.89	31.05.16	02.06.16	01.04.17
42.	HC/400 Mirza Ali	LKI	10 th	24.10.64	01.08.84	WT	16.08.89	31.05.16	02.06.16	01.04.17
43.	HC/183 Manzoor	SBI	8th	10.03.64	13.01.83	FIT	08.11.06	08.11.06	08.11.06	10.04.18
44.	HC/70 Qaisar Naem	CHD	FA	28.02.62	16.05.81	FIT	15.04.09	15.04.09	15.04.09	10.04.18
45.	HC/583 Niaz Bahader	Pesh	6th	17.10.61	01.04.83	FIT	15.04.09	15.04.09	15.04.09	10.04.18
46.	HC/938 Shoukat Ali	Pesh	-	30.08.66	01.09.84	FIT	15.04.09	15.04.09	15.04.09	10.04.18
47.	HC/651 Farih Ullah	CHD	-	16.04.64	20.04.85	FIT	15.04.09	15.04.09	15.04.09	10.04.18
48.	HC/521 Naseer Khan	CHD	10th	15.12.66	15.08.85	FIT	15.04.09	15.04.09	15.04.09	10.04.18
49.	HC/60 Habib-Ullah	LKI	10th	18.04.68	11.10.88	FIT	15.04.09	15.04.09	15.04.09	10.04.18
50.	HC/232 Khaista Dil	SBI	10th	09.01.66	29.12.92	FIT	15.04.09	15.04.09	15.04.09	10.04.18
51.	HC/532 Mumtaz Khan	LKI	FA	06.06.77	12.05.98	FIT	15.04.09	15.04.09	15.04.09	10.04.18
52.	HC/98 Qasim Khan	Lakki	10th	01.05.70	16.09.89	GD	16.05.12	17.05.12	18.05.12	10.04.18
53.	HC/488 Nisraj Khan	CHD	8th	30.09.59	15.05.83	RM	13.11.15	16.11.15	17.11.15	10.04.18
54.	HC/771 Mir Adam	BXU	FA	28.09.65	20.07.88	RM	13.11.15	16.11.15	17.11.15	10.04.18
55.	HC/275 Ghulam Mustafa	PESH	10th	10.09.69	03.07.89	RM	13.11.15	16.11.15	17.11.15	10.04.18
56.	HC/981 Mir Alam	MKD	BA	06.02.74	23.08.92	RM	13.11.15	16.11.15	17.11.15	10.04.18
57.	HC/1009 Darwash Khan	MDN	10th	02.02.72	09.06.94	RM	13.11.15	16.11.15	17.11.15	10.04.18

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58.	HC/1013 Umar Rehman	MKD	FA	27.03.77	23.04.95	RM	13.11.15	16.11.15	17.11.15	10.04.18	
59.	HC/700 Zia Ullah	SBI	10 th	01.04.77	17.08.95	RM	13.11.15	16.11.15	17.11.15	10.04.18	
60.	HC/546 Mohd Ghulam	LKI	FA	12.06.65	01.08.84	WT	11.03.90	31.05.16	02.06.16	10.04.18	
61.	HC/125 Lal Razzaq	CHD	10 th	04.01.62	05.08.84	WT	11.03.90	31.05.16	02.06.16	10.04.18	
62.	HC/335 Noor Zali	LKI	10 th	06.08.65	11.11.84	WT	11.03.90	31.05.16	02.06.16	10.04.18	
63.	HC/480 Wali Khan	LKI	10 th	01.08.59	17.11.84	WT	11.03.90	31.05.16	02.06.16	10.04.18	
64.	HC/779 Mohd Azeem	LKI	10 th	03.03.64	24.11.84	WT	11.03.90	31.05.16	02.06.16	10.04.18	
65.	HC/22 Abdul Majeed	LKI	10 th	25.12.65	10.04.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
66.	HC/219 Faseeh-ullah	CHD	10 th	02.01.64	08.05.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
67.	HC/274 Atlas Khan	LKI	10 th	06.02.65	08.05.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
68.	HC/Asmat Ullah	LKI	10 th	20.01.62	12.05.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
69.	HC/842 Khalid Mehmood ✓	LKI	10 th	25.03.66	16.07.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
70.	HC/655 Abdul Hakeem	LKI	10 th	01.09.61	03.08.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
71.	HC/740 Sibghat ullah	LKI	10 th	01.01.67	03.08.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
72.	HC/153 Bakhmal Jan	LKI	9 th	05.05.67	03.08.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	LPR
73.	HC/107 Abdul Qadeer	LKI	9 th	09.07.66	11.08.85	WT	11.03.90	31.05.16	02.06.16	10.04.18	
74.	HC/928 Muhammad Abdur Rafi	CHD	10 th	03.05.67	06.05.85	WT	01.10.90	31.05.16	02.06.16	10.04.18	
75.	HC/502 Anayatullah	CHD	10 th	03.10.61	25.03.86	WT	01.10.90	31.05.16	02.06.16	10.04.18	
76.	HC/286 Nadar Khan	CHD	10 th	08.10.61	25.03.86	WT	01.10.90	31.05.16	02.06.16	10.04.18	
77.	HC/758 Junaid Khan	SBI	9 th	02.09.59	28.06.79	WT	23.10.18	23.10.18	23.10.18	08.11.18	
78.	HC/327 Said Raziq ✓	SBI	10 th	12.01.64	04.10.82	WT	23.10.18	23.10.18	23.10.18	08.11.18	
79.	HC/929 Khliq Dad	Pesh	10 th	20.09.63	01.04.83	WT	23.10.18	23.10.18	23.10.18	08.11.18	
80.	HC/737 Zoordast Khan	LKI	9 th	09.12.65	01.08.84	WT	23.10.18	23.10.18	23.10.18	08.11.18	
81.	HC/322 Lal Said	PESH	10 th	01.03.64	04.05.85	WT	23.10.18	23.10.18	23.10.18	08.11.18	
82.	HC/539 Akhtar Ali	CHD	-	10.06.63	11.06.85	GD	23.10.18	23.10.18	23.10.18	08.11.18	
83.	HC/307 Juma Gul	SWT	10 th	15.02.63	25.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
84.	HC/450 Mohd Akbar ✓	CHD	10 th	02.02.64	25.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
85.	HC/Ihsan-Ul-Haq ✓	CHD	10 th	10.10.64	25.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
86.	HC/618 Gohar Khan	CHD	10 th	01.11.65	25.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
87.	HC/127 Per Mukhtiar	CHD	10 th	13.05.66	25.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
88.	HC/810 Darwash Khan	CHD	10 th	06.03.67	25.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	

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89.	HC/333 Ashraf Ali ✓	MNSR	MA	07.08.67	25.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
90.	HC/185 Mohd Riaz ✓	MDN	10 th	03.01.64	27.03.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
91.	HC/473 Mokamal Shah	PESH	10 th	15.10.62	25.06.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
92.	HC/664 Farhad Ali	SBI	10 th	11.04.64	25.06.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
93.	HC/793 Lal Badshsh	PESH	10 th	01.03.65	25.06.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
94.	HC/805 Abdul Qadar	MKD	10 th	07.04.66	25.06.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
95.	HC/230 Rashid Ali	MDN	10 th	09.06.66	25.06.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
96.	HC/152 Akbar Qadir ✓	CHL	FA	22.01.63	29.09.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
97.	HC/229 Mohd Niaz ✓	MNSR	10 th	05.11.65	29.09.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
98.	HC/3 Mohd Nazif ✓	LKI	10 th	04.05.67	29.09.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
99.	HC/181 Sher Zada ✓	NSR	10 th	30.05.65	06.10.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
100.	HC/449 Gul Faraz	MDN	10 th	15.12.61	14.12.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
101.	HC/597 Mehboob Hussain ✓	CHL	10 th	21.12.63	27.12.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
102.	HC/2 Shabir Ahmad	CHL	10 th	05.02.65	27.12.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
103.	HC/239 Ghulam Ahmad ✓	CHL	10 th	08.03.66	27.12.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
104.	HC/750 Akhtar Zeb ✓	BTG	10 th	01.04.66	27.12.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
105.	HC/525 Rehmat Ullah ✓	LKI	BA	08.02.62	04.02.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
106.	HC/708 Aman ullah ✓	MKD	FA	01.03.62	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
107.	HC/874 Mohd Ghulam ✓	MDN	10 th	01.04.62	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
108.	HC/324 Mohd Amin	LKI	10 th	18.08.62	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
109.	HC/32 Bad shah Khan ✓	DIR	10 th	06.03.65	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
110.	HC/215 Allah Nawaz	DIK	10 th	15.03.65	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
111.	HC/960 Lal Hussain ✓	KURAM	10 th	10.06.65	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
112.	HC/247 Mohd Khalil	MDN	10 th	01.02.66	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
113.	HC/88 Wiqar Alam ✓	DIR	10 th	21.01.69	25.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
114.	HC/206 Habib ur Rehman ✓	MNSR	10 th	09.02.67	30.06.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
115.	HC/89 Noor ul Haq ✓	CHD	10 th	06.10.66	01.07.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
116.	HC/117 Karamat Shah ✓	MKD	10 th	01.01.65	30.09.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
117.	HC/12 Noor Khan	LKI	10 th	08.02.65	30.09.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	

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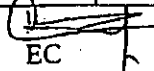
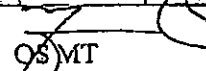



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119.	HC/284 Iftikhar Khan ✓	KRK	10 th	01.04.66	30.09.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
120.	HC/52 Murad Ali ✓	SBI	10 th	02.02.67	30.09.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
121.	HC/316 Shah Zaman ✓	MDN	10 th	17.11.67	30.09.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
122.	HC/142 Nasir Mohd	CHD	10 th	18.03.68	30.09.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
123.	HC/562 Sayad Alam	CHD	10 th	01.04.69	30.09.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
124.	HC/957 Ibrahim ✓	CHD	FA	03.01.65	01.10.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
125.	HC/86 Mohd Nasir ✓	SBI	10 th	10.03.64	26.10.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
126.	HC/55 Noor Ahamad	MKD	10 th	20.01.62	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
127.	HC/893 Imroz Khan ✓	MKD	10 th	23.03.64	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
128.	HC/14 Feroz Khan ✓	MKD	10 th	22.05.66	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
129.	HC/739 Abdul Naseer	CHD	10 th	10.08.66	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
130.	HC/536 Raza Khan ✓	DIR	10 th	18.03.67	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
131.	HC/491 Mokid Sharif	LKI	10 th	08.10.67	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
132.	HC/420 S. Jehanzeb Shah ✓	PESH	10 th	01.04.68	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
133.	HC/734 Mohd Ibrahim ✓	MDN	10 th	12.04.68	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
134.	HC/910 Jamal Shah	MDN	10 th	27.11.69	26.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
135.	HC/54 Sardar Hussain ✓	NSR	10 th	03.04.63	27.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
136.	HC/809 Mustaqeem	PESH	10 th	25.01.69	27.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
137.	HC/71 Mohd Sabir	MNSR	FA	06.06.64	28.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
138.	HC/161 Mir Aslam ✓	CHL	10 th	01.02.65	28.12.87	WT	23.10.18	23.10.18	23.10.18	08.11.18	
139.	HC/501 Matiur Rehman ✓	SBI	10 th	10.04.69	26.03.88	WT	23.10.18	23.10.18	23.10.18	08.11.18	
140.	HC/163 Habib ur Rehman ✓	ABTD	10 th	08.08.69	26.03.88	FITT	23.10.18	23.10.18	23.10.18	08.11.18	
141.	HC/349 Ajun Khan	LKI	FA	08.01.69	08.12.88	WT	23.10.18	23.10.18	23.10.18	08.11.18	
142.	HC/105 Anar Khan	LKI	10 th	16.11.69	08.12.88	WT	23.10.18	23.10.18	23.10.18	08.11.18	
143.	HC/292 Habib-ur-Rehman ✓	MKD	10 th	10.04.66	13.09.86	WT	23.10.18	23.10.18	23.10.18	08.11.18	
144.	HC/645 Umar Ayaz	MKD	BA	01.04.69	01.07.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	
145.	HC/531 Fazal Sher ✓	SBI	10 th	08.12.69	26.07.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	
146.	HC/110 Shakir Ullah	MDN	10 th	03.03.70	18.09.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	
147.	HC/285 Ghufraan Ali	CHD	10 th	20.03.65	19.09.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	
148.	HC/451 Aman-ullah ✓	CHD	FA	05.05.63	05.10.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	

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149.	HC/113 Imtiaz Ali	MKD	10 th	10.01.70	08.10.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	
150.	HC/148 Sabir ullah ✓	SBI	10 th	02.02.70	11.10.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	
151.	HC/811 Shamsul Wahab	MDN	10 th	01.04.66	30.12.89	WT	23.10.18	23.10.18	23.10.18	08.11.18	
152.	HC/7 Khurshed Anwar ✓	NSR	10 th	03.01.66	16.06.90	WT	23.10.18	23.10.18	23.10.18	08.11.18	
153.	HC/519 Saleem Shah ✓	MDN	10 th	01.04.71	16.09.90	WT	23.10.18	23.10.18	23.10.18	08.11.18	
154.	HC/588 Kachkol Khan ✓	MDN	10 th	03.01.70	18.09.90	WT	23.10.18	23.10.18	23.10.18	08.11.18	
155.	HC/338 Aurang Nawaz ✓	MDN	10 th	06.02.66	19.09.90	WT	23.10.18	23.10.18	23.10.18	08.11.18	
156.	HC/166 Zahir Ullah ✓	MKD	10 th	02.02.70	03.10.90	WT	23.10.18	23.10.18	23.10.18	08.11.18	
157.	HC/659 Arshad Ali ✓	NSR	10 th	02.01.71	23.12.90	WT	23.10.18	23.10.18	23.10.18	08.11.18	
158.	HC/514 Jahan Wazir	SWT	10 th	03.03.72	26.06.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
159.	HC/290 Kashif Jan	CHD	10 th	03.02.69	30.06.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
160.	HC/412 Shaker Hussain	MDN	10 th	15.04.70	30.06.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
161.	HC/ Afzal Ahmad ✓	PESH	10 th	25.01.71	30.06.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
162.	HC/697 Naeem Shah ✓	KHT	10 th	03.03.72	30.06.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
163.	HC/513 Ghulam Habib	LKI	10 th	15.04.68	01.07.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
164.	HC/347 Hayat ur Rehman	DIR	10 th	03.01.71	01.07.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
165.	HC/146 Abdul Hamid	KRK	10 th	03.01.72	01.07.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
166.	HC/900 Imtiaz Khan	SBI	10 th	14.03.73	01.07.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
167.	HC/73 Gulfam Hussain ✓	ABTD	FA	15.05.72	02.07.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
168.	HC/955 Muhd Rafiq	LKI	10 th	04.01.71	11.07.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
169.	HC/956 Ayaz Mohd ✓	MDN	10 th	03.02.70	15.07.91	WT	23.10.18	23.10.18	23.10.18	08.11.18	
170.	HC/494 Nazar Mohd	MDN	10 th	15.08.62	01.04.83	WT	23.10.18	23.10.18	23.10.18	16.01.19	
171.	HC/Sajjad Khan ✓	MDN	10 th	21.03.65	01.04.83	WT	23.10.18	23.10.18	23.10.18	16.01.19	
172.	HC/840 Saifullah	CHD	9 th	08.01.65	08.05.85	WT	23.10.18	23.10.18	23.10.18	16.01.19	
173.	HC/180 Nisar Ali	LKI	10 th	18.04.66	26.03.87	WT	23.10.18	23.10.18	23.10.18	16.01.19	
174.	HC/656 Javad Khan	CHL	10 th	02.04.64	05.07.89	WT	23.10.18	23.10.18	23.10.18	16.01.19	
175.	HC/958 Shahmsul Alameen ✓	KHN	10 th	01.02.70	18.07.91	WT	23.10.18	23.10.18	23.10.18	16.01.19	
176.	HC/ Mohd Zahir Shah	MDN	10 th	01.01.73	18.07.91	WT	23.10.18	23.10.18	23.10.18	16.01.19	
177.	HC/959 Faramosh Khan ✓	BNIR	10 th	01.02.67	20.07.91	WT	23.10.18	23.10.18	23.10.18	16.01.19	
178.	HC/961 Fazal-Haq ✓	CHL	FA	01.12.64	24.07.91	WT	23.10.18	23.10.18	23.10.18	16.01.19	
179.	HC/216 Mohd Numan	MDN	FA	01.01.68	15.12.91	WT	23.10.18	23.10.18	23.10.18	16.01.19	

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180.	HC/965 Hassan Mehmood	SBI	10th	25.05.71	22.02.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
181.	HC/947 Fazal Rabi	CHD	10th	05.08.67	04.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
182.	HC/745 Mehrabag Shah ✓	MDN	10th	18.02.70	04.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
183.	HC/38 Wisal Muhammad	SBI	FA	31.10.70	04.08.92	RM	23.10.18	23.10.18	23.10.18	16.01.19
184.	HC/968 Mohd Ayub ✓	MKD	FA	14.03.71	05.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
185.	HC/969 Iltaf Hussain ✓	PESH	FA	02.02.70	06.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
186.	HC/970 Ahmad Hayat ✓	MDN	FSC	03.09.70	08.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
187.	HC/971 Shahid Ali ✓	DIR	FA	02.03.68	10.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
188.	HC/972 Noor Islam ✓	MKD	BA	09.03.71	10.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
189.	HC/977 Zahir Shah ✓	MKD	FA	20.01.72	15.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
190.	HC/976 Abdullah	CHL	FA	03.05.72	15.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
191.	HC/974 Saleem Khan	MKD	FA	02.02.74	15.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
192.	HC/980 Dawa Khan	MKD	10th	01.01.71	23.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
193.	HC/983 Khalid Shah ✓	MDN	10th	01.02.72	24.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
194.	HC/984 Rehnat Ullah	AGEN	10th	01.05.73	26.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
195.	HC/986 Sabz Ali ✓	MKD	10th	15.04.71	30.08.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
196.	HC/988 Sharafat	PESH	10th	15.02.69	08.09.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
197.	HC/951 Khalid Jan	CHD	FA	07.12.73	19.10.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
198.	HC/989 Mumtaz Khan	LKI	10th	06.02.69	24.10.92	WT	23.10.18	23.10.18	23.10.18	16.01.19
199.	HC/176 Saeed Ullah	MDN	10th	15.03.70	26.05.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
200.	HC/964 Shams ur Rehman	CHD	10th	01.11.72	04.08.91	WT	23.10.18	23.10.18	23.10.18	16.01.19
201.	HC/184 Hakeem Shah	LKI	10th	22.02.73	10.08.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
202.	HC/869 Shahid Ali	CHD	FA	11.04.74	10.08.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
203.	HC/199 Khisro Nawaz	CHD	FA	05.02.69	10.08.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
204.	HC/684 Tasal Badshah	CHD	FA	01.10.71	29.08.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
205.	HC/634 Hayat Khan	CHD	10th	08.01.73	01.09.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
206.	HC/ Akbar Ali	CHD	10th	18.03.73	05.09.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
207.	HC/94 Maqsood Khan	PESH	10 th	03.09.73	08.09.93	RM	23.10.18	23.10.18	23.10.18	16.01.19
208.	HC/993 Ifikar Ali ✓	CHD	FA	04.10.71	23.09.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
209.	HC/994 Saeed ullah Khan	MDN	MA	06.04.73	23.09.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
210.	HC/996 Bahramand	CHD	FA	03.03.75	27.09.93	WT	23.10.18	23.10.18	23.10.18	16.01.19

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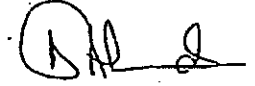
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211.	HC/999 Noor ul Anwar	CHD	10th	04.02.71	03.10.93	WT	23.10.18	23.10.18	23.10.18	16.01.19
212.	HC/259 Salahuddin	PESH	10th	02.02.73	23.01.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
213.	HC/1 Sajjad Ahmad	PESH	FA	15.07.72	27.02.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
214.	HC/963 Wisal Khan	CHD	FA	12.12.73	28.02.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
215.	HC/672 Mohd Riaz	MKD	FA	01.04.72	22.03.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
216.	HC/343 Mohd Akbar	MDN	10th	12.03.75	05.04.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
217.	HC/627 Inayat ullah	DIR	FA	06.03.73	19.05.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
218.	HC/1001 Naveed Ali	MDN	10th	03.04.74	25.05.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
219.	HC/1003 Mohd Usman	LKI	FA	10.10.72	29.05.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
220.	HC/1004 Zahir Gul	MDN	10th	01.02.71	02.06.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
221.	HC/1006 Irshad Hussain	CHD	FA	05.05.70	05.06.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
222.	HC/1005 Ijaz Ahmad	MKD	10th	02.01.74	05.06.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
223.	HC/1007 Misal Khari	MKD	10th	09.03.76	05.06.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
224.	HC/1011 Wakeel Ghani	MDN	FA	12.04.75	09.06.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
225.	HC/1012 Shakut Iqbal	SBI	10th	17.12.75	09.06.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
226.	HC/733 Riaz Mohd	CHD	FA	30.03.73	27.06.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
227.	HC/1016 Shah Saud	CHD	10th	22.06.76	07.07.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
228.	HC/1018 Farhad Ali	CHD	FA	05.04.70	17.07.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
229.	HC/1017 Sher Zada	MKD	10th	24.03.76	17.07.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
230.	HC/1021 Asmat Ullah	LKI	FA	28.02.73	28.08.94	WT	23.10.18	23.10.18	23.10.18	16.01.19
231.	HC/44 Iftikhar Ali	CHD	10 th	02.04.71	13.09.94	WT	23.10.18	23.10.18	23.10.18	16.01.19

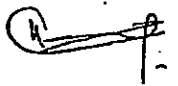
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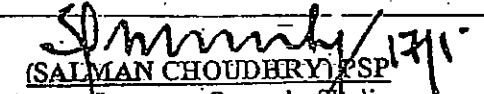

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DSP Tele


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ATTENDED


(SALMAN CHOUDHRY) PSP
Deputy Inspector General of Police,
Telecomm: & Transport
Khyber Pakhtunkhwa, Peshawar.

Amee F

بخدمت جناب ڈپٹی انسپکٹر جنرل آف پولیس ٹیلی کمیونیکیشن خیبر پختونخواہ
پشاور

جناب عالی!

گزارش بحضور انور ہے کہ ساکنان محکمہ پولیس ٹیلی کمیونیکیشن 200/220 نفر 88-1984 کے بھرتی شدہ ہیں۔ اور خیبر پختونخواہ کے مختلف اضلاع میں ہیڈ کانسٹیبلان کے عہدوں پر فائز ہیں۔ ہم سب کے عمریں 50/55 سال سے اوپر ہیں۔ اور ASI عہدوں کیلئے کوالیفائیڈ ہیں۔ ہم سب نے خیبر پختونخواہ کے مختلف اضلاع میں وائرلیس ڈیوٹی احسن طریقے سے سرانجام دی ہیں۔ آفسران بالا کے حکم احکام، ہدایات، VIPs ڈیوٹی وغیرہ کے سبج ہائے صحیح طریقے سے پاس اور ریسیوڈ کئے ہیں۔

1- محکمہ ٹیلی کمیونیکیشن نے تاحال ہمیں انٹرمیڈیٹ کورس کیلئے سلیکٹ نہیں کئے ہیں۔ بلکہ محکمہ ٹیلی نے زبانی سبج دی ہے کہ ہم جملہ 200/220 نفر ہیڈ کانسٹیبلان کو جناب IGP صاحب خیبر پختونخواہ نے 2017 ایکٹ کے تحت اور توج قرار دیئے ہیں۔
2- جناب والا! جب سے محکمہ ٹیلی کمیونیکیشن بنا ہے۔ ماسوائے ریکروٹ کورس کے جو RTC یا PTC کو ہاٹ میں ہوتا تھا۔ باقی ٹیلی کمیونیکیشن کے تمام کورسز ہائے لوئیر، انٹرمیڈیٹ، اپر وغیرہ محکمہ ٹیلی کمیونیکیشن کے اپنے ٹیلی بلڈنگ سکول پشاور میں کیا کرتے تھے۔
3- RTC، PTC سنٹر میں ریکروٹ کورس کے دوران وائرلیس سٹاف کو نہ کوئی Law پڑھاتے ہیں۔ نہ پولیس رولز اور نہ تعزیرات پاکستان وغیرہ ریکروٹ امتحان بھی وائرلیس ایکو پمنٹ میں یعنی بیٹری، چارجنگ انجن، ایئر مل اور یوز کے پرچے دیئے جاتے ہیں۔

4- جناب والا! ہمارے بھی چھوٹے چھوٹے بچے ہیں۔ ہم نے بھی اس ملک کی خدمت کی ہے اور کرتے رہینگے۔ ہماری آخری عمر میں ہم سب 200/220 نفر ہیڈ کانسٹیبلان کو پروموشن سے محروم رکھا جاتا ہے۔ جو کہ سراسر نا انصافی اور ظلم ہے۔

لہذا جناب ڈپٹی انسپکٹر جنرل آف پولیس ٹیلی کمیونیکیشن خیبر پختونخواہ کی خدمت میں استدعا کی جاتی ہے کہ ہماری درخواست کو غور سے پڑھکر ہماری عمر کو مد نظر رکھ کر انصاف کے تقاضوں کو پورا کر کے محکمہ ٹیلی کمیونیکیشن کو 2 سال ریٹیکیشن دینے کا حکم صادر فرما کر مشکور فرمادیں۔ تاکہ 2 سال کے اندر اندر محکمہ ٹیلی کمیونیکیشن ہم سب کو پروموڈ کیا جاوے۔ نیز انٹرمیڈیٹ، اپر وغیرہ کیلئے ٹیلی سکول کی اجازت بھی دی جاوے۔

نوازش شاہانہ ہوگی۔

العارضان

ہیڈ کانسٹیبلان وائرلیس سٹاف محکمہ ٹیلی کمیونیکیشن خیبر پختونخواہ پشاور

ANESTEL Dy No-2742

D/ 7-10-2020



رقم شمار	نام عیالہ	دستخط	تفصیلات	تاریخ نمبر
1	HC 519 سلیم شاہ		کنٹرول سٹور	03129333103
2	HC 181 شہزادہ		ریگولر کنٹرول	03465660298
3	HC 73 گلنقا حسین		ایبٹ آباد	0300911794
4	HC 659 ارشاد علی		شاہین مری	03339116924
5	HC 117 کرامت شاہ		مکینڈ	03409424709 03181936375
6	HC 958 محمد الفاطمہ		کنٹرول سٹور	03449443466
7	HC 12 نور خان		کنٹرول	346-9516196
8	HC 148 صابر الدخان		سپرائ	0314-9987909
9	HC 842 ذوالقادر		کنٹرول سٹور	03110968015
10	HC 478 سعید الدخان		FATA	23018070319
11	HC 27 عبدالحکر		کنٹرول سٹور	03125962096
12	HC 270 اطلس		کنٹرول سٹور	0346-9509332
13	HC 324 نور الدین		کنٹرول سٹور	0307550922
14	HC 324 عبدالتاجر		کنٹرول سٹور	03369248970
15	HC 03 نور ظفر خان		کنٹرول سٹور	0312-9069672
16	HC 03 فضل شہر		کنٹرول سٹور	03436645643
17	HC 546 نور الدین		کنٹرول سٹور	03339032731

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رقم پرونده	نام و نام خانوادگی	دستور	توضیحات	تاریخ
03469383988	میرزا علیخان	HC	دیهو کنترول	18
03469098283	فتح اللہ	HC	شہ مستعمل	19
03468352399	شاکر حسین	HC	مردان	20
03469711663	اکبر خان	HC	قبرال	21
03449707063	عبد حسین	HC	قبرال	22
03009325054	سید علی	HC	پشاور	23
03138935215	فضل علی	HC	صاویر	24
03078415857	میرزا بان شاہ	HC	کارکن	25
3129254312	محمد ارمین	HC	فوق مشیر	26
03459003411	فوق مشیر الزار	HC	11	27
03133812989	عبد کبیر خان	HC	نر	28
03429768590	سعید شاہ	HC	کوہاٹ	29
03045445440	اعلیٰ حسین	HC	ضلع	30
03118165146	آبان شاہ	HC	بوسن	31
03468422395	فراموش خان	HC	بوسن	32
03459034558	محمد رفیق	HC	بنوں	33

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رقم الترخيص	الاسم	الوظيفة	الاسم	الرقم	الترتيب
03070157279	ميرزا	مدير	ميرزا	HC/539	34
03456123651	ميرزا	مفتي	ميرزا	HC/289	35
03449703093	ميرزا	مدير	ميرزا	HC/2	36
07440731779	ميرزا	مدير	ميرزا	HC/561	37
03448837943	سائق	مدير	ميرزا	HC/89	38
03109377018	ميرزا	مدير	ميرزا	HC/750	39
03429693381	ميرزا	مدير	ميرزا	HC/983	40
03469308121	ميرزا	مدير	ميرزا	HC/672	41
03144422798	ميرزا	مدير	ميرزا	HC/163	42
03405623022	ميرزا	مدير	ميرزا	HC/976	43
03449163697	ميرزا	مدير	ميرزا	HC/968	44
03489169091	ميرزا	مدير	ميرزا	HC/229	45
0346555577	ميرزا	مدير	ميرزا	HC/88	46
03469066492	ميرزا	مدير	ميرزا	HC	47
					48
					49
					50

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رقم فراغ	تصنيف	دسته	رقم	رقم
03129380211	نور دين	Prison	HC 536	51
				52
				53
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بخدمت جناب انسپکٹر جنرل آف پولیس خیبر پختونخواں پشاور،
جناب عالی:-

درخواست ذیل عرض ہے

- (1) یہ کہ سائیلان 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991 میں بلترتیب بطور کنسٹیبلان وائزلیس اپریلز پولیس ٹیلی کمیونیکیشن میں بھرتی ہوئے ہیں اور خیبر پختونخواں کے مختلف ضلعوں بطریق احسن اپنے ڈیوٹیاں سرانجام دے رہے ہیں۔
- (2) یہ کہ سائیلان نے ریکروٹ کورس پولیس ٹریگ سنٹرز، ہنگو اور کوھاٹ سے پاس کئے ہیں اور سیشنل وائزلیس ٹیلی گرافی کورس پولیس سکول آف ٹیلی کام پشاور سے پاس کئے ہیں۔
- (3) یہ کہ پولیس رول 1934 (B) 12.3, 13.1, 13.4, 13.5, 13.6, 13.7 کے مطابق SSC Passed ریکروٹ کورس کو ایفائیڈ، وائزلیس ٹیلی گرافی کورس کو ایفائیڈ، سناریائی کم فنٹس اور تین سال سروس، پروموشن کورسز کے لئے بنیادی اور لازمی شرط ہے۔
- (4) یہ کہ سائیلان کی تقریباً 35/30 سال سروس ہیں اور مذکورہ بالا Criteria کے مطابق ہر لحاظ سے پروموشن کورسز کے لئے فٹ تھے اور ہے۔
- (5) یہ کہ حکمانہ اور dealings hands کے غفلت، لاپرواہی اور نااہلیت کی وجہ سے سائیلان کو پروموشن کورسز کے لئے بروقت نہیں بلائے گئے اور تقریباً 35/30 سال بعد سائیلان کو بمشکل ہیڈ کنسٹیبلان 2018 پروموٹ کئے گئے۔
- (6) یہ کہ سائیلان کو اگر بروقت پروموشن کورسز کے لئے بلائے تو ابھی تک سب انسپکٹرز Sub-Inspectors کے عہدوں پر پروموٹ ہوتے۔
- (7) یہ کہ سائیلان کو اب بچہ زائد العمر (Overage) انٹرمیڈیٹ کورس اور مزید پروموشن سے محروم کئے گئے جو کہ سائیلان کی بنیادی حقوق، اسلام، اور آئین پاکستان کی سخت خلاف ورزی ہے اور سائیلان کے ساتھ سراسر نا انصافی ہے۔
- (8) یہ کہ سائیلان سے جو میجر اور نا اہل ملازمین کو غیر قانونی طریقوں سے یعنی رول اور قانون کو بالاطلاق رکھ کر غیر قانونی طور پر بطور SISs ASIs کے عہدوں پر غیر قانونی اور آؤٹ آف ٹرن پروموٹ کئے گئے ہیں جو کہ رول، قانون، اسلام، آئین پاکستان اور سائیلان کے بنیادی حقوق کے سخت خلاف ورزی ہے۔ (جو میجر اور نا اہل ملازمین کی لسٹ لف ہے)
- (9) یہ کہ D.P.C کمیٹی کے ممبر نے ہمیشہ رول اور قانون کے خلاف جو میجر اور نا اہل ملازمین کے پروموشن کے سفارشات افسران بالا کو پیش کئے ہیں اور اس طرح جو میجر اور نا اہل ملازمین کو افسران بالا سے غیر قانونی اور آؤٹ آف ٹرن پروموٹ کروائے ہیں جو کہ سائیلان کے بنیادی حقوق کے خلاف ورزی اور سراسر نا انصافی ہے۔
- (10) یہ کہ یہاں پر یہ بیان کرنا بہت ضروری اور لازمی ہے کہ بعض جو میجر ملازمین جو کہ ٹیلی ہیڈ کوارٹرز میں عرصہ داراز سے تعینات ہیں، خود اپنے پروموشن کے D.P.C کمیٹی کے ممبر بنے ہیں اور اپنے آپ کو غیر قانونی طریقوں سے پروموٹ کروائے ہیں۔ اور بعض جو میجر ملازمین ایک دوسرے کے پروموشن کے D.P.C کمیٹی کے ممبر بنے ہیں اور اس طرح اپنے آپ کو غلط اور غیر قانونی طریقوں سے پروموٹ کروائے ہیں۔ جو کہ سراسر ظلم، نا انصافی اور سائیلان کی بنیادی حقوق کی سخت خلاف ورزی ہے۔

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(2)

لہذا بذریعہ درخواست استدعا ہے کہ:-

(1). سائیلان کی عمر اور مدت ملازمت کو مد نظر رکھتے ہوئے، سائیلان کو انٹرمیڈیٹ کورس کو ایفائیڈ تسلیم کیا جائے اور سب انسپکٹرز (Sub-Inspectors) کے عہدوں پر موٹ کیا جائے۔

(2). سائیلان سے جو میجر ملازمین، جنہوں نے رول اور قانون کے خلاف غیر قانونی اور آوٹ آف ٹرن پر موٹن حاصل کئے ہیں، ان کو سپریم کورٹ آف پاکستان کے بحوالہ فیصلوں 2017 SCMR 206, 2013 SCMR 1752, 2015 SCMR 456, 86 کے ردی میں ریورٹ (revert/demote) کیا جائے اور ان کے سناریٹی اپنے بیچ میٹ Batch Mates کے ساتھ ریفلکس (Refix) کیا جائے اور ان سے ریگوری کی جائے تاکہ انصاف کے تقاضے پورے ہو سکے اور سائیلان کو اپنا جائز حقوق مل جائے۔

(3). D.P.C کمیٹی ممبرز، جنہوں نے مختلف اوقات میں رول اور قانون کے خلاف جو میجر اور نااہل ملازمین کے پر موٹن کے سفارشات پیش کر کے افسران بالا کو اندھیرے میں رکھ کر ان سے غیر قانونی پر موٹن کروائے ہیں، کے خلاف حالی لیول کی سطح پر انکو تیسری کمیٹی بنایا جائے اور D.P.C کمیٹی ممبرز کے خلاف سخت سے سخت انکو تیسری کر کے ان پر ذمہ داری فکس کی جائے۔

(4). مزید استدعا ہے، کہ سائیلان کے مسئلے کے حل ہونے تک پولیس نیٹلی یونٹ میں ہر قسم کے غیر قانونی کنفرمیشن اور مزید پر موٹن روکنے کا حکم فرمائیں۔ تاکہ اسلام، آئین پاکستان، رول، قانون اور عدل و انصاف کے تمام تقاضے پورے ہو سکے۔

اک قسم

۱۱۴/۱۱۴/۱۱۴

۱۱۴/۱۱۴/۱۱۴

۱۱۴/۱۱۴/۱۱۴

۱۱۴/۱۱۴/۱۱۴

Annex 'F'

(4)

(40)

BEFOR THE HON. BLE PESHAWAR HIGH COURT
PESHAWAR

W.P. No. 2290P/2021

1. **Saleem Shah** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 16-9-1990.
2. **Sajad Khan** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 1-4-1983
3. **Khalid Mehmood** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 1-7-1985
4. **Akbar Shah** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-3-19886
5. **Ihsan ull haq** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-3-1986
6. **Ashraf Khan,** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-3-1986
7. **Riaz kahn** Head Constable Police Telecommunication
Khyber Pakhtunkhwa Peshawar date of
appointment 27-3-1986
8. **Abdul Ghafar,** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1986
9. **Akbar qadir,** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1986

RE-FILED TODAY

Deputy Registrar

03 JUN 2021

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29 MAY 2021

(2)

10. **Muhamad Nazif, Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1986
11. **Akhun zada Muhammad khan Head Constable**
Police Telecommunication Khyber Pakhtunkhwa
Peshawar date of appointment 25-6-1986
12. **Sher Zada, Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 6-10-1986
13. **Mehboob Hussain Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 27-12-1986
14. **Sher Ahmad, Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 27-12-1986
15. **Ghullam Muhammad Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 27-12-1986
16. **Akhtar zaib Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 27-12-1986
17. **Muhammad Ghullam Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1987
18. **Bad shah khan Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1987
19. **Amanullah Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1987

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20. Waqar alam Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1987
21. Habib ur rehman Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 30-6-1987
22. Lal Hussain Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-6-1987
23. Nuru ul Haq Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 1-7-1987
24. Muhammd Nisar Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 30-9-1987
25. Murad Ali Head Constable Police Telecommunication
Khyber Pakhtunkhwa Peshawar date of
appointment 30-9-1987
26. Kiramat Shah Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 30-9-1987
27. Iftekhar khan Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 30-9-1987
28. Sardar hussain Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 26-12-1987
29. Noor ahmad Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 26-12-1987

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40. Sabirullah Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 10-12-1989

41. Khur shed anwar Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 16-6-1990

42. Saeed Raziq, Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar.
Date of appointment 4-10-1982

43. Kachkol Head Constable Police Telecommunication
Khyber Pakhtunkhwa Peshawar date of
appointment 18-9-1990

44. Aurang Navez Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 19-9-1990

45. Zahirullah Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 3-10-1990

46. Arshad Ali Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 23-12-1990

47. Afzal Ahmad Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 30-6-1991

48. Naeem Shan Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 16-6-1991

49. Abdul Hameed Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 1-7-1991

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- 50. **Ayaz Muhammad** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 15-7-1991
- 51. **Shamsul Alameen** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 18-7-1991
- 52. **Fara Mush Khan** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 20-7-1991
- 53. **Fazal Haz** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 25-3-1991
- 54. **Jan wazir** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 26-6-1991
- 55. **Gul fAm Hussain** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 27-7-1991
- 56. **Hassan Mehmood** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 22-2-1992
- 57. **Mehran Ban Shah** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 4-8-1992
- 58. **Muhammad Ayub** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 5-8-1992
- 59. **Ahmad Hayat** **Head Constable Police**
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 8-8-1992

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60. **Abdullah** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 16-8-1998
61. **Khalid shah** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 26-8-1990
62. **Sabz Ali** Head Constable Police Telecommunication
Khyber Pakhtunkhwa Peshawar date of
appointment 30-8-1998
63. **Iftikhar** Head Constable Police Telecommunication
Khyber Pakhtunkhwa Peshawar date of
appointment 23-9-1993
64. **Muhammad Pervez** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 10-10-1993
65. **Shah Jehan** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 14-12-1994
66. **Farhad Ali** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 14-12-1994
67. **Sher Alam** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 28-8-1998

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Deputy Registrar
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.....Petitioners

Versus

1. **Government of Khyber Pakhtunkhwa,** through
Chief Secretary Khyber Pakhtunkhwa, Peshawar.
2. **The Secretary Home & Tribal Affairs Department,**
Khyber Pakhtunkhwa, Peshawar.

(S)

(47)

3. **Inspector General of Police, Khyber Pakhtunkhwa Peshawar Central Police office Peshawar.**
4. **DIG Telecommunication Police, Khyber Pakhtunkhwa Peshawar.**
5. **SP Telecommunication Khyber Pakhtunkhwa Peshawar.**
6. **SP MT Khyber Pakhtunkhwa Peshawar**
7. **Sher Wazir DSP, Police Telecommunication KhyberPakhtunkhwa Peshawar (date of appointment 20-4-1987)**
8. **Saeed Khan, DSP, Police Telecommunication Khyber Pakhtunkhwa Peshawar (date of appointment 15-1-1989)**
9. **Inspector Inyatullah Police Telecommunication Khyber Pakhtunkhwa Peshawar (date of appointment 1-8-1982)**
10. **Inspector Pervez Police Telecommunication KhyberPakhtunkhwa Peshawar (date of appointment 1-12-1980)**
11. **Inspector Zahir Gul Police Telecommunication KhyberPakhtunkhwa Peshawar (date of appointment 1-2-1984)**
12. **Sub-Inspector Asmatullah Police Telecommunication Khyber Pakhtunkhwa Peshawar (date of appointment 1-2-1995)**
13. **Sub-Inspector Seyar Gul Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 10-8-1993**
14. **Sub-Inspector Jahan Zeb Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 6-8-1983**

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- 15. **Asi Ali Akbar** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 2-7-2003
- 16. **Asi Rizwan Haider** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 1-12-2002
- 17. **Asi Muhammad Imran** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 13-6-2002
- 18. **Asi liaqat Ali** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 26-6-2002
- 19. **Asi Nadeem** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 1-8-2002
- 20. **Asi Amjid Ali** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 13-6-2002
- 21. **Asi Muhammd Fayaz** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 5-8-1992
- 22. **Asi Mushtaq Ahmad** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 18-9-1991
- 23. **Asi isar Mehmood** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 19-2-1994
- 24. **Asi Nazar Muhammad** Police Telecommunication Khyber Pakhtunkhwa Peshawar **date of appointment** 26-8-1992

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- (10)
- (49)
25. **Asi Muhammad Nisar Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 18-7-1987**
 26. **Asi Muhammad Ishaq Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 1-9-1980 (Illiterate)**
 27. **Asi Shahid Ali Police Telecommunication Khyber Pakhtunkhwa Peshawar (date of appointment 1-10-1980 (under metric)**
 28. **Asi Zahid Ali Police Telecommunication Khyber Pakhtunkhwa Peshawar (date of appointment 1-10-1980) under metric**
 29. **Asi Abdullah Jan Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 1-12-1980 (Illiterate)**
 30. **Asi Fida Muhammad Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 1-7-1983 (Illiterate)**
 31. **Asi Hamish Gul Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 1-12-1980 (Illiterate)**
 32. **Asi Mamriz Khan Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 23-7-1981 (Illiterate)**
 33. **Asi Shameen Khan Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 18-11-1981 (Illiterate)**
 34. **Asi Israr Khan Police Telecommunication Khyber Pakhtunkhwa Peshawar date of appointment 18-11-1988 (Illiterate)**

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- (S)
- 50
35. **Asi Muhammad Zahid** Police Telecommunication
Khyber Pakhtunkhwa Peshawar **date of appointment**
29-1-1996
 36. **Afif Mujib** Head Constable Police Telecommunication
Khyber Pakhtunkhwa Peshawar **date of**
appointment 10-9-2012 (list -D passed)
 37. **Muhammad Inaam** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 23-12-2010 (list -D passed)
 38. **Kifayatullah** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 7-5-2009 (under metric)
 39. **Tariq jan,** Head Constable Police Telecommunication
KhyberPakhtunkhwa Peshawar **date of appointment**
7-5-2009 (under metric)
 40. **Samad GUI** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 7-5-2009 (under metric)
 41. **Muhammda Ayaz** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 4-2-2009 (under metric)
 42. **Asghar** Head Constable Police Telecommunication
KhyberPakhtunkhwa Peshawar **date of appointment**
7-5-2002 (absorbed in Tele unit 2007)
 43. **Kabir Ahmad** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 2003 (absorbed in Tele 3014)
 44. **Asif pervez** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 2002 (under metric)

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- (51)
45. **Maqsood Ahmad** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 29-8-1998 (illiterate) list D
passed
46. **Shahid Ahmad** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 29-8-1998 (illiterate)
47. **Manzoor Ahmad** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 27-7-1998 (illiterate) list D
passed
48. **Mumtaz Khan** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 12-5-1998
49. **Zia ul Ilah** Head Constable Police Telecommunication
KhyberPakhtunkhwa Peshawar date of appointment 17-
8-1995 list D passed
50. **Umar Rehman** Head Constable Police
Telecommunication KhyberPakhtunkhwa Peshawar
date of appointment 23-4-1995 list D passed
51. **Dervish khan** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 9-8-1994 list D passed
52. **Sharifullah** Head Constable Police
Telecommunication Khyber Pakhtunkhwa Peshawar
date of appointment 12-1-1994 list D passed
53. **Mir Alam** Head Constable Police Telecommunication
Khyber Pakhtunkhwa Peshawar date of appointment
23-8-1992 (list D passed)

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Duty Registrar
23 MAY 2021

.....Respondents

(B) 52

WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF
PAKISTAN 1973 AS AMENDED UP TO DATE

PRAYER:

ON ACCEPTANCE OF THIS WRIT PETITION AN
APPROPRIATE WRIT MAY KINDLY BE ISSUED BY
DECLARING THE OUT OF TURN PROMOTIONS OF
THE PRIVATE RESPONDENTS NO.12 TO 58 AS
ILLEGAL, UNLAWFUL, UNCONSTITUTIONAL AND
INEFFECTIVE UPON THE RIGHTS OF PETITIONERS
AND MAY BE SET ASIDE. THAT THE
RESPONDENTS MAY FURTHER PLEASE BE
DIRECTED TO CONSIDER THE PETITIONERS FOR
PROMOTIONS TO THE NEXT HIGHER RANKS IN
LIGHT OF POLICE RULES, 1934 WITH ALL BACK
BENEFITS. ANY OTHER REMEDY, WHICH THIS
HONORABLE COURT DEEMS APPROPRIATE, MAY
ALSO BE AWARDED IN FAVOUR OF THE
PETITIONERS

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Respectfully Sheweth;

- 5 That the petitioners were recruited as Constables Wireless Operators in the Police Telecommunication Establishment in the years 1982,1983,1984,1985,1986,1987,1988,1989,1990 and 1991, respectively performing their duties in various districts of Khyber Pakhtunkhwa up to the entire satisfactions of superiors. (Copies of the list of

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petitioners and private respondents showing date of appointments are attached as annexure A and B.

1. That Police Telecommunication is a Technical Establishment from the very inception in which the candidates are recruited as constables like other establishment of Police Force and promoted on the basis of seniority cum-fitness.
2. That SSC Qualification, Seniority Cum-fitness, Basic Recruit Course, Wireless Telegraphy Course are prerequisite and mandatory for promotional exam and promotion of Head Constable, intermediate course for promotion of ASI and Upper Course for promotion of Sub-Inspector.
3. That according to Police Rules 1934 12.3 (B) reproduced as below

Direct appointment to the rank of assistant sub-inspector in the technical district shall be made on the recommendation of selection boards constituted under rule 12.1(2) of which superintendent of police technical shall compulsory be a member. In addition to fulfilling all the other qualification for direct recruitment to the rank of Assistant Sub-Inspector, candidates for the Technical District must also have the additional qualification of the requisite technical knowledge either of

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wireless telegraphy of mechanism or motor transport

(2) Candidates thus enlisted shall be deputed to the police training School to undergo the full course prescribed for directly appointed Assistant Sub-inspector. And shall be liable to discharge if they fail to pass the prescribed examination. Or badly reported on. The principal , police training School will ensure that arrangement are made for those candidates to maintain full proficiency in their technical knowledge of wireless telegraphy or motor transport, as the case may be during the period of their training. They shall further be governed by all the other provisions of the police rules

(3) Enlistment in the rank of Foot constable shall be made by the superintendent of police technical like any other district superintendent of police

6 That According to Police Rules 1934, Rules 13.1, 13.4, 13.5, 13.6, 13.7, SSC Qualification, Basic Recruit Course, Wireless Telegraphy Course, Seniority Cum-Fitness and three years' service were/are prerequisite and mandatory for promotional exam and promotion. Copy of the police Act, 2017 is attached as annexure C.

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7 That the petitioners are qualified Basic Recruit Course from the Police Training College Hangu/Kohat etc as

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well as qualified Special Wireless Telegraphy Course from the established Wireless Telegraphy School Peshawar, having 30/35 years of unblemished service carrier.

8 That the petitioners having 30/35 years of unblemished service record were/are qualified for promotion courses and promotion as per rules and law in all respect but unfortunately and due the lethargy/negligence and incompetency of the department and dealing hands, the petitioners were hardly promoted as head constables in the year 2018 after completing 30/35 years of service. Copy of the seniority list is attached as annexure D.

9 That if the petitioner had convened on due time for promotional courses, the petitioner would have held the position of Sub-Inspectors.

10 That now the petitioners were disqualified for intermediate courses and deprived from further promotions due to overage once for all, which is against the fundamental rights of petitioners as well as un-Islamic and unconstitutional and against the principal of natural justice.

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11 That it is pertinent to mention here that junior most officials and even much junior to petitioners i.e. private respondents 12 to 58 have been granted illegal, unlawful and out turn promotions in complete deviation of rules and law.

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12 That the D.P.C committee members invariably rendered recommendations of promotions of junior officials i.e. private respondents 12-59 to High Ups in deviation of rules and law and violation of apex court judgments

13 ***That the Honorable Supreme Court of Pakistan vide its judgments 2013 SCMR 1752, 2015 SCMR 456, 2016 SCMR 1254. 2017 SCMR 206, 26/01/2016 and 31/05/2018 clearly directed that all illegal, unlawful and out of turn promotions granted either to police personnel on gallantry award or otherwise may be set-aside/ cancelled and their seniority be re-fixed with their batch mates, for the sake of convenience the relevant Paras is reproduced below,***

"The learned Additional Advocate General, Punjab, states that the Punjab Government has started Implementing judgments of this Court reported as Contempt Proceedings Against Chief Secretary Sind (2013 SCMR 1752) and Ali Azhar Khan Baloch Vs Province of Sindh (2015 SCMR 456) and till date substantial portion of seniority of the Police personnel has been re-fixed. We must record our displeasure over the inaction on the part of the Punjab Government for the directions issued by this Court in 2013 and 2015. We expect that all out of turn promotions granted either to the police personnel on gallantry award or otherwise shall be undone within four weeks from today and

their seniority be re-fixed with their batch mates in terms of the directions contained in the aforesaid judgments. Out of turn promotions, ranging from Constable to any gazetted officers shall be streamlined in terms of the aforesaid two judgments. On completion of the exercise, the I.G Police

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Y Punjab, Home Secretary, Punjab and Chief Secretary, Punjab, shall submit compliance report with the Assistant Registrar of this Court for our perusal in Chambers. This order shall be communicated to the I.G, Punjab, Home Secretary, and Chief Secretary, Punjab, for their information and compliance and non compliance of this judgment shall expose the concerned officials to contempt proceedings.

111. Yet another anomalous consequence of this argument is that while two identical provincial laws are enacted and acted upon and one province repeals the law while the other continues with its operations. Subsequently, the Court examines the vires of the law that continues on the Statute books and its provisions have found to be inconsistent with the Constitution or Fundamental Rights with the result that the benefits conferred or availed there under, unless protected by the category of past and closed transaction, have to be reversed and its deleterious effects undone. This category, quite obviously, consists of the cases wherein 'out of turn promotion' was granted to individuals, pursuant to the judgments of the High Court, Service Tribunal and the Supreme Court. They shall remain intact unless reviewed."

13. That the apex court orders were not complied with by the respondents in order to favor the blue-eyed people.

14. That the private respondents 12 to 58 who have obtained illegal, unlawful and out of turn promotions are still remained on unlawful, illegal positions which is against law/rules and unconstitutional, against the injunctions of Islam as well tantamount to the contempt of apex court orders.

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15. That most of the private respondents are under Metric/Illiterate, and Unqualified Basic Recruit Course, Wireless Telegraphy Course, notwithstanding have been granted promotions in deviation of rules and law.
16. That the petitioners submitted a series of applications and moved from pillar to post with the request to select the petitioners for **intermediate/list D Course** and setting-aside illegal, unlawful and out of turn promotions but to little avail.
17. That the officials' respondent has abused his powers disqualifying the petitioners for **Intermediate Course/List D Course** and granting illegal, unlawful and out of turn promotions to juniors' Police, officials' i.e. Respondents 12 to 58 and officials' respondent are clearly violating the law and rules.
18. That due to refusal of official's respondents to disqualify the petitioners for **Intermediate/List D Course** and not canceling/setting-aside illegal, unlawful and out of turn promotions is infringement of fundamental rights of the petitioners and violation of constitution of Islamic republic Pakistan 1973 as well as violation of august court orders
19. That the act and omission of the respondent are illegal, unconstitutional, without jurisdiction, without lawful authority and of no legal effect, therefore need the interference of this Honorable Court and without legal authority.

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20. That valuable rights is associated and if the petitioners are not considered qualified **Intermediate/List D Course** and illegal, unlawful and out of turn promotions is not cancelled/set-aside the petitioners would suffer irreparable loss.
21. That the act of the officials' respondents with regard to not considering qualified intermediate course the petitioners and not-setting-aside/canceling illegal and out of turn promotions of private respondents **12-58** is malfeasance and misfeasance on the part officials' respondents.
22. That had the respondent department followed the law and rules and convened the petitioners for promotional courses on due time and not illegally promoted the private respondents **12 to 58**, then the petitioners could have been promoted/hold the post of **A.S.I** or **S.I** in the department as per their turn and law .
23. That being infringed fundamental rights by the conduct of officialsrespondents by not selecting for intermediate course the petitioners and not setting-aside illegal unlawful and out of turn promotions of private respondents **12 to 58** there exist no other expedient-cum-expeditious remedy available hence the instant writ petition.
24. That the public functionaries are required to work strictly in accordance with law and procedure. They are not supposed to act according to their own whims and wish or under the political influence. If the needful is not done the petitioners may suffer irreparable losses and hence the propriety demands this Honorable Court

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may take stern action against the violators through the instant constitutional petition.

25. That the expounded facts may also be considered as grounds of the instant writ petition and the petitioners seeks leave of the court of urge additional grounds after the stance of respondents become known to them. Moreover prior to this writ petition the petitioners have also filed Departmental appeals but of no avail. Copies of the Departmental appeals are attached as annexure E.

Interim relief:

With profound veneration in the meanwhile, the officials' respondent may kindly be directed to withhold further promotions of private respondents No.12 to 58 and all kind of courses of promotions until the final disposal of the instant writ petition.

Petitioners

Salim
SALIM SHAH & OTHERS

Through
Noor
Noor Muhamad Khatak
Advocated High Court

CERTIFICATE

It is certified that the subject writ petition has not been filed earlier before this Honorable court.

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29 MAY 2021

[Signature]
DEPONENT

List of books:

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JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

W.P. No.2259-P/2019 with CM No.214-P/2020

Rahed Gul and others

Vs.

**Government of Khyber Pakhtunkhwa through
Advocate General, Peshawar and others**

Date of hearing **05.03.2024**
For petitioner(s): **Mr. Noor Muhammad Khattak,
Advocate.**
For respondent(s): **Ms. Shakeela Begum, AAG and
Mr. Asif Ali Shah, Advocate
alongwith Muhammad Saeed,
DSP.**

JUDGMENT

IJAZ ANWAR, J. Through this single judgment, we intend to decide the instant writ petition and **W.P. No.2290-P/2021** titled "**Saleem Shah and others Vs. Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar and others**", since in both these petitions, the petitioners have called in question the promotions orders of the private respondents.

2. Comments were called from the respondents, who furnished the same wherein, they opposed the issuance of desired writ asked for by the petitioners.

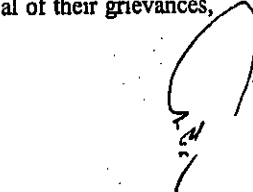
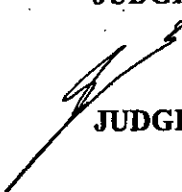
3. Arguments heard. Record perused.

4. Perusal of the record transpires that the petitioners are aggrieved of the promotion orders of the private respondents which primarily relate to the terms and

conditions of service of civil servants, besides, in view of the bar contained in Article 212 of the Constitution of Islamic Republic of Pakistan, 1973, the jurisdiction of this Court is barred to entertain such petition. Similarly, the petitioners have also alternate remedy available under the law by approaching the Khyber Pakhtunkhwa Service Tribunal for the redressal of their grievances and in view of the judgment passed in the case titled "Ali Azhar Khan Baloch and others Vs. Province of Sindh and others (2015 SCMR 456)", the apex Court held that the High Court has got no jurisdiction to entertain and decide matters of Civil/ Government Servants relating to terms and conditions of their service.

5. In view of the above, this and the connected writ petition, being not maintainable, stand dismissed. The petitioners are, however, at liberty to approach the proper/competent forum for the redressal of their grievances, if they are so advised.

Announced
Dt:05.03.2024


JUDGE

JUDGE

(DB) Hon'ble Mr. Justice Ijaz Anwar and Hon'ble Mr. Justice Wajid Ahmad

Muhammadsalah

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17/11/21

(F) (63)

BEFORE THE HONORABLE PESHAWAR HIGH COURT

Writ Petition No.2290-P/2021

Saleem Shah & Others-----Petitioners

Govt: of KP & others----- Respondents

Para wise comments on behalf of Respondent No.3, 4,5 & 6 are as under:

Respectfully Sheweth:

Preliminary Objections:

- A. The petition is not based on facts
- B. The petition is not maintainable in the present form as no out of turn or illegal promotion has been granted to anyone. All the promotions have been made by the Departmental Promotion Committee(s) after thoroughly checking the service records, good/bad entries, promotional exams A,B, C pre-requisite for promotion as Head Constable and Promotional exam "D" pre-requisite for promotion as ASI.
- C. That the petition is bad due to non-Joinder & mis-Joinder of necessary parties.
- D. That promotions of the respondents mentioned in this petition have already been challenged by the petitioners in the Writ Petition No.2259/P-2019 titled Rahed Gul and others vs PPO and others in Peshawar High Court and Service Appeal No.157-2019 titled Ashraf Ali vs PPO and others in Service Tribunal.
- E. That some of Petitioners in instant petition have already challenged in the Writ Petition No.2259/P, 2019 (from Sr. No.1 to 23) in Peshawar High Court and Civil Appeal No.157-2019 in Service Tribunal
- F. That the matter relates to Service terms and conditions which fall in the domain of Khyber Pakhtunkhwa Service Tribunal and jurisdiction of this Honorable Court is barred under Article 212 Constitution of Pakistan.

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FACTS:

Para 5: Pertains to record. The petitioners are serving as wireless operators in various districts/unit of KP.

Para 1: Police Telecommunication & Transport is a technical unit. Department made all kinds of recruitments as per law/rules and made all kinds of promotion strictly in accordance with seniority cum fitness and law/rules.

Para 2: Correct to the extent that Wireless Telegraphy Course was pre-requisite for the promotion of Wireless Telegraphy Staff, while the rest of trades have their own courses laid down for their respective trades. Promotional courses in the form of promotional exams "List A, B, C, D etc" were made mandatory.

Para 3: Incorrect: No direct appointment in the rank of Assistant Sub Inspector has been made in Police Telecommunication Khyber Pakhtunkhwa. All the recruitments in technical and MT staff were made in accordance with the Standing Orders.

Para 6: Incorrect: Police Telecommunication & Transport is a technical unit. Department made all kinds of promotions strictly in accordance with seniority cum fitness and law/rules. All promotions were made by the Departmental Promotion Committee(s) after properly checking service records, good/bad entries, ACRs, promotional exams A, B, C, D etc, seniority, availability of vacancies and length of service as prescribed in the rules.

Para 7: Pertains to record. As per existing rules, the petitioners are overage for next promotional course and they are not eligible for further promotion to the next rank.

Para 8: Incorrect: Everyone was offered promotional courses as and when one fulfilled criteria for such courses. Furthermore, the petitioners were called for promotional exams A, B, C which were pre-requisite for promotion as Head Constable despite the fact that all the petitioners and others were overage as per Amended Police Rules 2017, however, courtesy to the Department and frequent requests of the petitioners, they were promoted by granting 01-year relaxation in the implementation of Amended Police Rules 2017. The petitioners have crossed

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the required age limit and they are not entitled for promotion to next rank under the rules.

Para 9: Incorrect: Everyone was offered promotional courses as and when one fulfilled criteria for such courses. Furthermore, the petitioners never submitted any kind of reservations/presentation to the department in the past, but when they were declared overage as per Amended Police Rules 2017 for promotional courses/promotion, they raised these types of observations/reservations which are contrary to law/rules.

Para 10: Incorrect: The petitioners were declared overage as per Amended Police Rules 2017 and not by an individual or the Department, therefore, no question of injustice arise.

Para 11: Incorrect: No illegal, unlawful and out of turn promotions have been awarded to any official/officer. All the promotions were made as per available rules i.e seniority cumfitness etc and passing of requisite promotional courses/exams.

Para 12: Incorrect: Department made all kinds of promotions strictly in accordance with seniority cumfitness and rules/law. All promotions were made by the Departmental Promotion Committee(s) after properly checking service records, good/bad entries, ACRs, promotional exams A, B, C, D etc, seniority and length of service.

Para 13: Incorrect: No out of turn promotion was granted to any officer/official and therefore, no violation of the judgment of the hon'ble Supreme Court of Pakistan was made.

Para 14: Incorrect: As already Explained in Para 11

Para 15: Incorrect: As explained in Para 6

Para 16: Incorrect: The applications submitted by the petitioners were thoroughly perused and it came to the notice that all the applicants have either crossed the prescribed 48-year age limit or have not completed 02-year probation period as Head Constable, while no out of turn, illegal and unlawful promotion granted to anyone.

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Para 17: Incorrect: Respondents have acted in accordance with existing law/rules. The petitioners were overage for the Intermediate Course, therefore, they are not entitled for the next promotion.

Para 18: Incorrect: As explained in Para 10

Para 19: Incorrect: The Act of respondents are lawful based on facts and justice and needs no interference of Honorable Court.

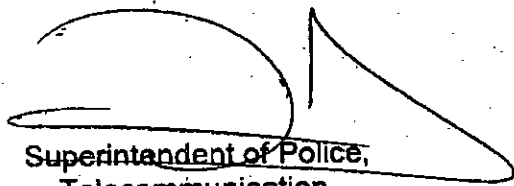
Para 20: Incorrect: As explained in Para 10.

Para 21: Incorrect: As explained in Para 10 & 11.

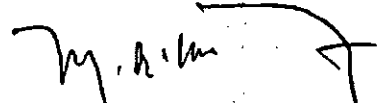
Para 22: Incorrect: Already explained in above paras, respondents have followed the existing law and rules and never discriminated the petitioners in any way.

Para 23: Incorrect: As explain in above paras

Para 24: Incorrect and misleading. Respondents have followed the law/rules and never violated any rights of the petitioners.



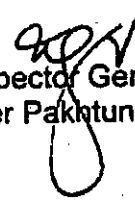
Superintendent of Police,
Telecommunication,
Khyber Pakhtunkhwa, Peshawar.



Superintendent of Police,
Motor-Transport,
Khyber Pakhtunkhwa, Peshawar.



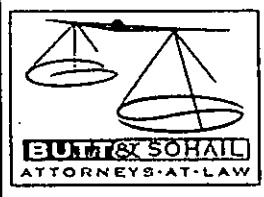
Deputy Inspector General of Police,
Telecommunication & Transport,
Khyber Pakhtunkhwa, Peshawar.



Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

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Memorandum of Authorization For Representation as Legal Counsel/Lawyer (Agreement for Legal Services)

عقد توكيل - اتفاقية خدمات قانونية
وكالت نامہ

BEFORE THE _____

Judicial Stamp (Court Fees), If Required
(Affix Here)

67

Parties of the Proceedings (If Applicable)	<i>Raza Khan</i>	PETITIONER(S)	
		PLAINTIFF(S)	
		COMPLAINANT(S)	
		OBJECTOR(S)	
		APPELLANT(S)	
	VERSUS		
Nature of the Proceedings or Legal Services to be rendered	<i>Group of KPK et al</i>	RESPONDENT(S)	
		DEFENDANT(S)	
		ACCUSED	
<i>Appellant / Service Appeal</i>			

I/We, the _____ (Executants on margins)

hereby appoint and constitute Shumail Ahmad Butt & Sheraz Butt, Advocates
of M/s Butt & Sohail LLP, Attorneys at Law

as my/our attorney(s) counsel for me/us and on my/our behalf, to appear, plead in the said proceedings with powers to sign, file pleadings and all kinds of applications including appeal/revision, execution etc. up to apex court forum to withdraw and receive documents, to withdraw or compromise in the said proceedings or to refer to arbitration, bind me/us by oath, withdraw or receive any money(s) on my/our behalf and to give valid receipts and discharges, to do himself/himself/es or through appointment of other lawyer(s) counsel for me/us & in my/our name and on my/our behalf, to do all acts, deeds, matters and things relating to the proceedings(s) in all its stages that I we personally could do if this instrument had not been executed. The appointment is subject to the following special terms and conditions:

- The fee paid, or agreed to be paid, to the aforesaid counsel is for his their work at this forum alone. The retainer, however, shall continue and remain in the court or fora through out. I We shall however make separate arrangements as to his their fees in respect of appeals, revisions, transfer proceedings and execution of decree or orders.
- Unless the whole amount of fee is paid, the said counsel is not bound to prosecute my case nor is/are he they bound to do so (unless especially under separate arrangement) at any place other than the courthouse place of proceedings beyond the usual court hours, on public holiday or in any other court forum. In addition, upon submission of proper documentation, I we shall reimburse the said counsel for all reasonable and customary expenses incurred while providing services for me/us.
- No part of the said counsel's fee is returnable under any circumstances and cost of adjournments payable by the opposite party will be received and retained by him them in addition to his their fees payable by me/us.
- At any time the said counsel is are unable to attend the court forum of proceedings because of illness, absence from station or other unavoidable reasons or preoccupation, he they will make alternate arrangements for appearance on his their behalf. But he they shall not be responsible for any loss caused to me/us should these arrangements fail.
- I we shall make my/our own arrangements for attending the court forum on every hearing, to inform my/our said counsel when the case proceeding is called. The counsel shall in no way be responsible for any loss caused to me/us through my/our failure to to inform him them or owing to a decision ex parte for any reason.
- I We also undertake to pay his full professional fees as per stipulation. In case his their full professional fees are not paid the counsel can withdraw and or suspend his their services at any time. Additionally the said counsel enjoy(s) a lien over my assets in case of non-payment.
- I We have been told, recognize and understand that said counsel have made NO GUARANTEE promising the success or outcome of the proceedings in a particular way.
- I We have read understood the contents of this document in full and thus put my/our respective hands to empower the

said counsel as stated on this _____ day of _____, 20____ at _____

I/We accept this Assignment

Raza Khan
Shumail Ahmad Butt
Sheraz Butt