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## KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

EXECUTION NO \_\_\_\_\_

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*Khushid Alam vs Govt of K.P*

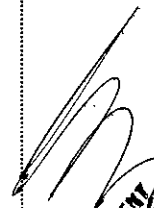
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*Cy/26/4/24*  
Muharrir Compilation

*[Signature]*  
27/6/24  
Incharge Judicial Branch

S #	NAME OF OFFICIAL	HOME DISTRICT	DATE OF BIRTH	DATE OF JOINING GOVT: SERVICE.	DATE OF APPOINTMENT/ PROMOTION AS ASI IN E&T DEPTT:	REMARKS
128	Mr. Imran Ali	Mardan	17.02.1988	24.06.2008	23.05.2018	Promotee
129	Mr. Gul Marjan	D.I.Khan	10.04.1984	25.06.2008	23.05.2018	Promotee
130	Mr. Shaukat Ali	Peshawar	06.03.1973	26.06.2008	23.05.2018	Promotee
131	Tahir Naeem	Abbottabad	25.02.1989	28.06.2008	23.05.2018	Promotee
132	Mr. Usman Zaffar	Peshawar	15.02.1999	07.01.2019	07.01.2019	Deceased Son Quota
133	Muhammad Junaid Khan	Bannu	01.08.1993	08.01.2019	08.01.2019	Deceased Son Quota
134	Mr. Bilal	Charsadda	04.04.1989	30.06.2008	25.02.2019	Promotee
135	Mr. Gul Zeb	Charsadda	05.04.1990	30.06.2008	25.02.2019	Promotee
136	Mr. Pir Saad	Mardan	30.08.1991	22.03.2019	22.03.2019	Deceased Son Quota
137	Muhammad Qasim	Peshawar	25.07.1997	22.03.2019	22.03.2019	Deceased Son Quota
138	Muhammad Akmal Inam	Peshawar	16.09.1992	22.03.2019	22.03.2019	Deceased Son Quota
139	Mr. Mudasser Nazer Khan	Bannu	25.12.1987	22.03.2019	22.03.2019	Deceased Son Quota
140	Muhammad Usman	Peshawar	05.03.1987	22.03.2019	22.03.2019	Deceased Son Quota
141	Mr. Samin Zada	Khyber Agency	15.02.1988	29.03.2019	29.03.2019	Direct appointees (Through: ETEA) (Seniority fixed in accordance with the order of merit)
142	Mr. Wahab ur Rehman	Peshawar	01.03.1989	29.03.2019	29.03.2019	
143	Mr. Imran Ullah Khan	Peshawar	05.09.1994	29.03.2019	29.03.2019	
144	Muhammad Nasir Amir	Peshawar	25.03.1991	29.03.2019	29.03.2019	
145	Mr. Amjad Khan	Peshawar	01.11.1991	28.09.2015	29.03.2019	
146	Mr. Aftab Ali	Swabi	08.02.1994	18.04.2019	18.04.2019	
147	Mr. Imad Khan	Charsadda	21.02.1988	25.04.2019	25.04.2019	
148	Mr. Haider Ali	Mardan	18.04.1988	06.05.2019	06.05.2019	
149	Mr. Siffat Ullah	Bannu	07.04.1989	29.03.2019	29.03.2019	

  
**SUPERINTENDENT**  
 DISTRICT HEADQUARTERS PESHAWAR  
 DISTRICT PESHAWAR  
 PESHAWAR

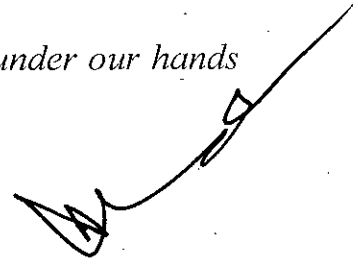
1

4. This being so, the appeal stands disposed of with the direction to include the appellant in the next subject course as undertook by the respondents. Consign.

5. *Pronounced in open Court at Peshawar given under our hands and seal of the Tribunal on this 16<sup>th</sup> day of May, 2024.*



(Rashida Bano)  
Member (J)



(Kalim Arshad Khan)  
Chairman

\*Mutazem Shah\*

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Service Appeal No.794/2023 titled "Khurshid Alam Vs. Police Department"

ORDER

16<sup>th</sup> May. 2024 **Kalim Arshad Khan, Chairman:** Learned counsel for the appellant and Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

2. Grievance of the appellant is that he had physical deformity and the Regional Medical Board has recommended the case of the appellant for exemption from basis elite course as per Standing Order 01/2016. The respondents submitted reply and in reply to grounds IV & V are worth perusal:

*"IV. Correct and his case alongwith report of the Regional Medical Board was referred to CPO vide this office Letter No.16727/EC dated 22.11.2022 which was replied with remarks vide Letter No.14635-38/Trg dated 14.12.2022 by CPO as follows:*

***"After perusal of the Competent Authority PASI Khushid Alam of Kohat Region is hereby dropped from the current session of the subject course on medical grounds, and shall be included in the next training session".***

*V. Correct, however, the petitioner was not permanently disable and could be recovered after proper treatment. Moreover, clause-4 of the standing order No.01/2016 bars disability which causes hindrance in the discharge of official duties and is further categorized into loss of sight or hearing, heart disease, loss of links or any major organ. He was, therefore, dropped for the current session of the requisite course and was recommended to be included in the next training session."*


3. When confronted with this reply on two grounds, learned counsel for the appellant said that although, the appellant had missed the training, for which, exemption was granted to him, he was ready to join next course as undertook by the respondents in grounds IV & V of the reply.

25 Sep, 2023

01. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, DDA for the respondents present. and heard.


02. Point raised need consideration. The appeal is admitted to full hearing subject to all just and legal objections by the other side. The appellant is directed to deposit security fee within 10 days. To come up for rejoinder, if any, and arguments on 22.01.2024 before the D.B. Parcha Peshi given to the parties.

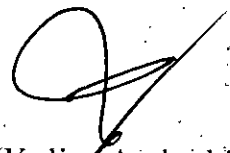
**SCANNED**  
**KPST**  
**Peshawar,**

  
**(FAREEHA PAUL)**  
**Member (E)**

*\*Fazle Subhan, P.S\**

- 22<sup>nd</sup> Jan. 2024
1. Learned counsel for the appellant present. Mr. Muhaminad Jan, District Attorney for respondents present.
  2. Appellant has not deposited the security fee. Case is adjourned with the direction to appellant to deposit the same within three days. To come up for arguments on 16.05.2024 before D.B. P.P given to the parties.

  
**(Salah Ud Din)**  
**Member (J)**

  
**(Kalim Arshad Khan)**  
**Chairman**

*\*Muazzem Shah\**

SA 794/23

11<sup>th</sup> July 2023

01. Counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

02. Reply/comments on behalf of the respondents have not been submitted. Learned District Attorney requested for time to contact the respondents. Granted. To come up for reply/comments and preliminary hearing on 23.08.2023 before the S.B. Parcha Peshi given to the parties.

**SCANNED  
KPST  
Peshawar**


  
(FAREEHA PAUL)  
Member (E)

*\*Fazle Subhan, P.S\**

23<sup>rd</sup> Aug. 2023

1. Learned counsel for the appellant and Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.

2. Reply on behalf of the respondents submitted. Copy of the same was handed over to the learned counsel for the appellant who requested for adjournment in order to go through the reply. To come up for preliminary hearing on 02.10.2023 before S.B. P.P given to the parties.

  
(Kalim Arshad Khan)  
Chairman

*\*Mutazem Shah\**

**SCANNED  
KPST  
Peshawar**

5

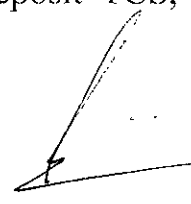
31.05.2023

**SCANNED**  
**KPST**  
**Peshawar**

Learned counsel for the appellant present.

Let pre-admission notice be issued to the respondents through TCS for submission of reply/comments. Adjourned. To come up for reply/comments as well as preliminary hearing on 11.07.2023 before S.B. Parcha Peshi given to appellant and his counsel.

Appellant is directed to deposit TCS, expenses within three days.





(Muhammad Akbar Khan)  
Member (E)

FORM OF ORDER SHEET

6

Court of \_\_\_\_\_

Case No.- 794/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/04/2023	<p>The appeal of Mr. Khurshid Alam presented today by Mr. Muhammad Yasceen Hassan Khelvi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>11-4-23</u>. Parcha Peshi is given to appellant/counsel to date the fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p> <p>11.04.2023</p> <p>Learned counsel for the appellant present and seeks time for preparation of preliminary arguments. Adjourned. To come up for preliminary arguments on 31.05.2023 before the S.B. Parcha Peshi given to learned counsel for the appellant.</p> <p> (Salah-Ud-Din) Member (J)</p>

SCANNED  
KPST  
Peshawar

SCANNED  
KPST  
Peshawar



7

# KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

## CHECK LIST

Khurshid Alam (Asi) **Versus**

IGP, KPK

..... Appellant

..... Respondents

S NO	CONTENTS	YES	NO
1.	This petition has been presented by: <u>M. Yaseen Advocate High Court</u>	√	
2.	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	√	
3.	Whether appeal is within time?	√	
4.	Whether the enactment under which the appeal is filed mentioned?	√	
5.	Whether the enactment under which the appeal is filed is correct?	√	
6.	Whether affidavit is appended?	√	
7.	Whether affidavit is duly attested by competent Oath Commissioner?	√	
8.	Whether appeal/annexures are properly paged?	√	
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?	√	
10.	Whether annexures are legible?	√	
11.	Whether annexures are attested?		
12.	Whether copies of annexures are readable/clear?	√	
13.	Whether copy of appeal is delivered to AG/DAG?	√	
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	√	
15.	Whether numbers of referred cases given are correct?	√	
16.	Whether appeal contains cutting/overwriting?	x	
17.	Whether list of books has been provided at the end of the appeal?	√	
18.	Whether case relate to this court?	√	
19.	Whether requisite number of spare copies attached?	√	
20.	Whether complete spare copy is filed in separate file cover?	√	
21.	Whether addresses of parties given are complete?	√	
22.	Whether index filed?	√	
23.	Whether index is correct?	√	
24.	Whether Security and Process Fee deposited? On _____		
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? On _____	√	
26.	Whether copies of comments/reply/rejoinder submitted? On _____		
27.	Whether copies of comments/reply/rejoinder provided to opposite party? On _____		

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name:- M. Yaseen Hassan Khelvi

Signature:- [Signature]

Dated:- 07-04-2023

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**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL PESHAWAR.**

Service Appeal No. 794 /2023  
Khurshid Alam (ASI)

SCANNED  
KPST  
Peshawar

**VERSUS**

Inspector General of Police Khyber Pakhtunkhwa & others.

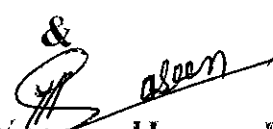
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3	Copy of Appointment Order dated 18.01.2016	A	6-7
4	Copy of Regularization order dated 14-06-2022	B	8
5	Copy of F.I.R	C	9
6	Copies of Medical Summary/Discharge Slips	D & E	10-11
7	Copy of Application & Order Dated 02-02-2023	F & G	12-13
8	Copy of Departmental Appeal and Order Dated 08-03-2023	H & I	14-15
9	Copy of Minutes Dated 19-10-2022	J	16
10	Copy of Standing Order No 01/2016	K	17-18
11	Wakalatnama		19

Dated 06-03-2023.

  
Appellant

Through: **Muhammad Amin Khattak Lachi**  
Advocate, Supreme Court.

  
**Muhammad Yaseen Hassan Khelvi**  
Advocate, High Court.

(9) (1)

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL PESHAWAR.**

Service Appeal No. 794 /2023.

Khurshid Alam (ASI) S/o Khurshid R/o Zahor ul Islam Road, C.I.A  
Chaoki, Kohat Cantt, Tehsil & District, Kohat.

.....APPELLANT.

**VERSUS**

1. Inspector General of Police Khyber Pakhtunkhwa, Central  
Police Office, Peshawar. Khyber Pakhtunkhwa  
Service Tribunal
2. Assistant Inspector General of Police, Training, Khyber  
Pakhtunkhwa, Central Police Office, Peshawar. Entry No. 4787  
Dated 07/4/2023
3. Regional Police Officer Kohat.
4. District Police Officer Kohat.

..... RESPONDENTS.

**APPEAL UNDER SECTION 04 OF The KHYBER**  
**PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974 READ**  
**WITH RELAVANT RULES AND ENABLING LAWS AGAINST**  
**THE ORDER OF RESPONDENTS NO. 02 & 03 DATED 08-03-**  
**2023& 02-02-2023 WHEREBY EXEMPTION FROM BASIC**  
**ELITE COURSE ON PHYSICAL DEFORMITY HAS NOT BEEN**  
**CONSIDERED/ REGRETTEED**

**PRAYER IN APPEAL: -**

On acceptance of instant appeal, the  
Impugned Orders dated 08-03-2023 & 02-02-2023 may  
kindly be set aside and the appellant may please be  
Exempted from Basic Elite Course on Physical Deformity  
in accordance to Standing Order 01/2016.

**Respectfully Sheweth:**

**F A C T S**

1. That the Appellant was appointed as PASI (BPS-09) under Quota reserved for the children of Shaheed Police Officers dated 18-01-2016 in District Kohat. (Copy of Appointment Order is Annexed as A).

Filed to day  
Registrar  
7/4/2023

- (10) (2)
2. That the appellant performed his duties to the utmost of his abilities and entire satisfaction of his superiors and thus regularized vide order No 8778-84/EC, dated 14-06-2022. **(Copy of order dated 14-06-2022 is Annexed as B)**
  3. That during this period the appellant Completed required trainings i.e. A, B, C & D at Police Training College Hangu in the year of 2017/2018.
  4. That the appellant while on routine patrol was attacked by unknown Assailants / Terrorists at Main Bazar Thakht-e-Nasrati and as a result sustained firearm injuries. **(Copy of F.I.R is Annexed as C)**
  5. That the Appellant got two surgeries of Exploratory Laparotomy & Colostomy Reversal, respectively. **(Copies of Medical Summary/Discharge Slips are annexed as D & E).**
  6. That the Appellant being qualified submitted an application to Respondent No.02, for inclusion of his name in the seniority list for Elite Course which has been regretted with the observation that the Appellant must undergo Elite Course otherwise he may not be considered for inclusion of promotion list "E". **(Copy of Application & Order Dated 02-02-2023 is Annexed as F & G).**
  7. That against the Order dated 02-02-2023 the appellant submitted departmental appeal to the Respondent No.02 which has been turned down/ regretted vide order dated 08-03-2023. **(Copies of Appeal and Order Dated 08-03-2023 are Annexed as H & I)**
  8. That now the Appellant being aggrieved from the impugned Order approaches this Honorable Tribunal for redressal of his grievances inter-alia on the following ground: -

## GROUNDS

- I. That the impugned orders dated 08-03-2023 & 02-02-2023 of Respondents No. 02 & 03 are wrong, illegal, unfounded, unconstitutional, based on nepotism and favoritism, hence, is liable to be set aside.
- II. That the impugned Orders of Respondents are in sheer violation of the Fundamental Rights guaranteed to the Appellant as envisaged under the Constitution of Islamic Republic of Pakistan 1973.

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3

- III. That the Appellant has not been treated in accordance with law and rules by the Respondents on the subject noted above and as such the Respondents violated Article 4, 25 & 27 of the Constitution of Islamic Republic of Pakistan 1973.
- IV. That the Regional Medical Board in its meeting dated 19-10-2022 has recommended that according to Standing Order 01/2016 the appellant may be exempted from the mandatory Elite Course and with further request that extra light courses in lieu of his exemption may be arranged.
- (Copy of minutes Dated 19-10-2022 is Annexed as J)**
- V. That According to "Standing Order 01/2016" Clause 04 Major Physical Deformity any Police officer who suffers from any disability which causes hindrance in the discharge of official duties e.g. loss of eyesight or hearing suffering from heart disease, loss of limb or any major organ will be entitled for exemption from physical training but such officers shall undergo extra courses in lieu of the exemption from physical training subject to the approval of a regional board to be chaired by the concerned region police officer and consisting of medical superintendent of district headquarters and head of Unit" the appellant is fully eligible to be treated in terms of the Standing Order. **(Copy of Standing Order No 01/2016 is annexed as K)**
- VI. That the impugned orders are violation of the standing order 01/2016 and the appellant has been deprived from its fruits just for no reasons.
- VII. That the impugned orders are based on surmises and conjectures, and the same has been passed in slipshod manners.
- VIII. That any other ground will be adduced at the time of arguments with the kind permission of this Honorable Tribunal.

**It is therefore, most respectfully prayed that on acceptance of instant appeal:**

- i. **The Impugned Orders dated 08-03-2023 & 02-02-2023 may kindly be set aside and the appellant may please be Exempted from Basic Elite Course on**

(12) (4)

**Physical Deformity in accordance to Standing Order  
01/2016.**

- ii. **Any other relief not specifically prayed for, to which the Appellant is entitled in the facts and circumstances of the case may also be granted.**

*Zeeshan*  
Appellant

Through

**Muhammad Amin Khattak Lachi  
Advocate Supreme Court**

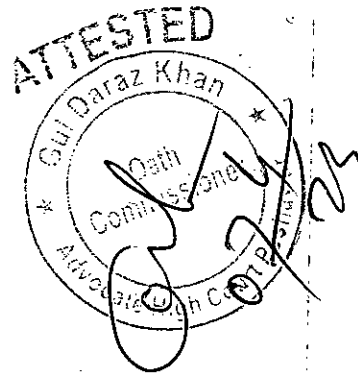
&

*M. Yaseen*  
**Muhammad Yaseen Hassankhelvi  
Advocate High Court**

**AFFIDAVIT**

I, **Khurshid Alam** (ASI) S/o Khurshid R/o Zahor ul Islam Road, C.I.A Chaoki, Kohat Cantt, Tehsil & District, Kohat, do hereby affirm and declare on oath that the contents of the instant Appeal are true and correct to the best of my knowledge and belief.

*Zeeshan*  
**Deponent**



(13)

5

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR.**

Service Appeal No. \_\_\_\_\_/2023.

Khurshid Alam (ASI)

**VERSUS**

Inspector General of Police Khyber Pakhtunkhwa & others

**ADDRESSES OF PARTIES**

**Appellant:**

Khurshid Alam (ASI) S/o Khurshid R/o Zahor ul Islam Road, C.I.A  
Chaoki, Kohat Cantt, Tehsil & District, Kohat.

**Respondents:**

- A. Inspector General of Police Khyber Pakhtunkhwa, Central  
Police Office, Peshawar.
- B. Assistant Inspector General of Police Legal, Khyber  
Pakhtunkhwa, Central Police Office, Peshawar.
- C. Regional Police Officer Kohat.
- D. District Police Officer Kohat.

**Through:**

  
**Appellant**

**Muhammad Amin Khattak Lachi**

**Advocate, Supreme Court.**

  
**Muhammad Yaseen Hassan Khelvi**

**Advocates, High Courts.**

14  
Annex-A

6

OFFICE OF THE  
REGIONAL POLICE OFFICER  
KOHAT REGIONORDER

Consequent upon creation of supernumerary posts of PASIs BPS-09 vide Finance Department Letter No. SO(Budget)/HD/15-02/2014, dated 16.09.2015 and approved by the Inspector General of Police, Khyber Pakhtunkhwa Peshawar vide Letter No. 8905-8935/A-3, dated 17.09.2015, the following Constables / candidates of this Region are hereby appointed / absorbed as PASIs (BPS-09) for ward of Police Shuhada purely on temporary basis subject to the condition that on creation of permanent / regular posts as per ratio of Shuhada quota under Police Order 2002, the senior most of the supernumerary post will be adjusted against the post falls vacant, with immediate effect.

They are temporarily appointed and their appointment is subject to verification of their educational certificates / degrees and that in case their educational documents were found forged, criminal case would be registered against appointee besides forthwith dismissal. Their appointment will be on temporarily basis subject to medical fitness and character verification and their seniority be fixed as per Standing Order No. 05/2014 at Para No. 08 issued vide Inspector General of Police, Khyber Pakhtunkhwa Letter No. 364-427/CO dated 12.09.2014:-

S.No.	Name with Father / brother name	Date of Shahadat	Number Allotted
1.	Tariq Waheed s/o Shaheed FC Waheed Zaman r/o Near Govt. High School Kaghazai Kohat.	24.08.1996	1.
2.	FC Muhammad Hanif s/o Imran Ali b/o Shaheed FC Roshan Ali 707 r/o Lodhi Khel Hangu	03.06.2000	2.
3.	Shan Ali s/o Shaheed FC Azmat Ali r/o Lodhi Khel Hangu	04.04.2002	3.
4.	Muhammad Afaq s/o Shaheed FC Eid Rehman 167 r/o Vill: Topi Kalay Bogara district Karak.	22.04.2003	4.
5.	FC Syed Gulshan Abbass No. 1200 s/o Syed Ghani Abbas b/o Shaheed Const: Mir Akbar Hussain No. 707 r/o Moh: Syedan Esa Khel Kachai Kohat	02.01.2004	5.
6.	Wahid Ullah s/o Shaheed ASI Shafi Ullah r/o Moh: Rangeen Khel Takht-e-Nasrati Karak	29.06.2004	6.
7.	FC Tasawar Hussain b/o FC Nihad Hussain 1109 r/o Usterzai Bala Kohat	29.07.2007	7.
8.	Alla Ullah b/o Shaheed FC Muzammil Shah r/o Adam Khel Banda Hangu	21.09.2008	8.
9.	Iftikhar Iqbal s/o Shaheed FC Sartaj Muhammad r/o Sharif Wala Latamber Tehsil & district Karak.	29.09.2008	9.
10.	FC Waseem Akram s/o Shaheed Const: Hassan Mehmood No. 608 r/o Kaghazai Kohat	06.12.2008	10.
11.	FC Sana Ullah No. 400 s/o ASI Muhammad Ishaq r/ Koly Kalay Tehsil & district Karak	25.09.2009	11.
12.	Alif Ullah s/o Shaheed ASI Bakhtawar Shah r/o Sida Din Banda Tehsil & district Karak.	28.05.2009	12.



Annex-A

(7)

13.	FC Muhammad Irfan s/o Abdul Habib b/o FC Ajab Khan No. 1065 r/o Baora Ghari Billitang Kohat	06.09.2009	13.
14.	Khurshid Alam s/o Shaheed DFC Khurshid Ahmad r/o Zahoor Islam Road CIA Chowki Kohat Cantt	05.10.2009	14.
15.	Muhammad Anwar b/o Shaheed FC Muhammad Riaz r/o Moh: Asiraf Khel Takht-e-Nasrati, Karak	27.02.2010	15.
16.	FC Muhammad Irfan Shah s/o Shaheed DSP Farid Khan r/o Zarin Kalay district Karak		16.
17.	LHC Shaheed Ullah s/o Khadar Khan b/o Shaheed Const. Raqeeb Ullah r/o Vill: Mohrabi Banda, Tekht-e-Nasrati Karak	09.04.2010	17.
18.	Shehryar Khan s/o Shaheed FC Sabaz Ali Khan r/o Police Lines Family quarter Hangu Road Kohat	26.01.2011	18.
19.	Sohail Ahmed s/o Shaheed SI Arif Hussain r/o Hoti Banda, Banda Daud Shah PO, Khurran, Karak.	05.12.2011	19.
20.	Adeel Salah-ud-Din b/o Shaheed FC Adil Salah-ud-Din r/o House No. T-337 Chowk Charagh Shah Moh: Mian Khel Kohat City	07.02.2011	20.
21.	Umer Nawaz s/o Khial Nawaz b/o Shaheed LHC Habib Nawaz r/o Tarkha Kio, Tehsil & district Karak	02.02.2012	21.
22.	FC Zafran s/o Shaheed Insp: Arman Gul r/o Sirat Khel, Tehsil & district Karak	24.04.2012	22.
23.	Sher Andaz s/o Shaheed Insp: Sattar Khan r/o Vill: Behram, Khel, Teh: Takht-e-Nasrati, district Karak	08.07.2012	23.
24.	Umer Zahid s/o Musharraf Khan b/o Shaheed FC Ashraf Zahid r/o Dagar Nari Tehsil B.D.Shah, district Karak	22.12.2012	24.
25.	FC Shaheen Ullah s/o Khadar Khan b/o Shaheed FC Rasheed Ullah r/o Shahu Khel, Tehsil & district Hangu	25.04.2013	25.
26.	Muhammad Zafran s/o Shaheed FC Sher Ayaz r/o Umer Din Kalay Tehsil Tekht-e-Nasrati district Karak	07.02.2014	26.

(DR. ISHTIAQ AHMAD MARWAT)  
Regional Police Officer,  
Kohat Region

No. 566-76 IEC, dt. 18.0.2016.

Copy of above is submitted to the Inspector General of Police, Khyber Pakhtunkhwa Peshawar for favour of information w/r to his office Memo: mentioned above please.

2. District Police Officer, Kohat.
  3. District Police Officer, Karak
  4. District Police Officer, Hangu
  5. All Heads of Investigation, Kohat Region.
  6. District Accounts Officers, Kohat, Karak & Hangu.
  7. Confidential Clerk Region Office
- Necessary gazette notification may be issued accordingly.

(DR. ISHTIAQ AHMAD MARWAT)  
Regional Police Officer,  
Kohat Region

16

Annex-B

8



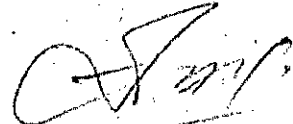
**OFFICE OF THE  
REGIONAL POLICE OFFICER,  
KOHAT REGION**

E-mail: ecregionofficekohat@gmail.com, Phone: No. 0922-9260115, Fax No. 0922-9260114

**ORDER.**

Consequent upon the occurrence of vacancies in 05% reserved quota fixed for Shuhada sons / brothers, the following supernumerary TASIs of Kohat Region Police are hereby regularized as Probationer ASIs against 05% quota under Police Rules 12.2 & 13.18 and allotted new Range Nos. as noted against each, with immediate effect.

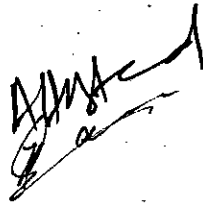
S.No.	Name of official	Present Posting	New Range No.
1.	T/ASI Umer Nawaz	Karak district	46/K
2.	T/ASI Muhammad Anwar	Karak district	105/K
3.	T/ASI Zafran	Karak district	265/K
4.	T/ASI Khurshid Alam	Kohat district	266/K


  
(TAHIR AYUB KHAN) PSP  
Regional Police Officer,  
Kohat Region.

No. 8778-84 /EC, dated Kohat the 14-6-2022.

Copy of above is submitted to the Inspector General of Police, Khyber Pakhtunkhwa, Peshawar for favour of information please.

1. All the District Police Officers, Kohat Region.
2. Confidential Clerk, Region Office, Kohat.



  
(TAHIR AYUB KHAN) PSP  
Regional Police Officer,  
Kohat Region

تاریخ وقت وقوعہ 28/8/2004 وقت 22:00

تاریخ وقت رپورٹ 28/8/2004 وقت 22:00 بج جاگیدگی	تاریخ وقت وقوعہ 28/8/2004 وقت 22:00
نام و سکونت اطلاع دہندہ مستفیث اسلام فور آسی محققانہ یعقوب خان شہید منظم کرک	موبائل (0333-964350) 14262-1348267-3
تفصیلات برقم (معدومہ) حال اگر پتہ لیا گیا ہو۔	Hpc 324-353-421-1ATA-34
بائے وقت۔ فاسا تقاضات اور مت	پٹرول پونٹ نوز سیکسی سینیٹا بین بوڈ بازار غن نعیمی نفاہا 1/2 انوار انگر
نام و سکونت ملزم	جانب شمال ازرقانہ
کارروائی جو تفتیش سے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہوا تو وجہ بیان کرد	برسیدگی سے اسلہ پر چھوڑ دیا جانے
تقاضے روا گئی کی تاریخ وقت	بطور سیشنل رپورٹ

ابتدائی اطلاع نیچے درج کرو۔ اس وقت تک تحریری سے اسلہ منجانب اسلام فور آسی محققانہ یعقوب خان شہید برسرقت سیشنل عبدالقادر 5070 پٹرول پونٹ برسرقت راجہ زبیر ہے۔ آفیسر خارج محققانہ CID کوپاٹ امریز میں موجود خورشید عالم Pasi بعد کنسٹبلان اہلخان 5074 و عبدالقادر 5070 مسیوری گاڑی سرکاری 44759 پٹرول ڈرائیور نور علی 865 گشت نشین ڈوٹن برقی کہ پونٹ وقوعہ بمشام بالا ناگہ بندی پر موجود تھے۔ گھر اس دوران ایک موٹر سائیکل ہڈ 505 جانب دیکھی گئی۔ سراج قبل آنی ہوا جن پر دو فوجوان اسلہ سکن نکلوا سوار تھے۔ وہ سولر سیشنل لڈنٹ روشنی ان تھی موٹر سائیکل سوار کو بغرض چیلنگ روکنے کا اشارہ دیکر یہ دو لسان نے ایم پورس بارٹی پر بار بار تکرار کیا۔ سراج قبل آنی ہوا اور سرکاری گاڑی کو بھی سامنے بانٹ پر گھومی تگ تکرار کیا۔ سراج پونٹ ایم پورس بارٹی نے حق حفاظت خود احتیاری کی خاطر جوابی ناٹرنگ کی مگر یہ وہ دھشتگرد موٹر سائیکل پر سہری سے نکل کر اندھیری رات آبادی میں بڑھ چکے۔ موٹر سائیکل پر ایم پورس بارٹی ملزمان کو سامنے آنے پر شناخت کر سکتے ہیں۔ یہ وہ ملزمان کا فعل دھشتگردانہ ہے۔ مورخ Pasi کا نقشہ صدر مرتب کر کے زیر حفاظت سیشنل نسب خان 5074 سول سیشنل تحت کنوینٹنٹ پورٹا گوا۔ پورٹا عبدالقادر 5070 محققانہ CID کوپاٹ ارصال بقمانہ ہے۔ انہیں ان بالا کو اطلاع دی گئی۔ جائے وقوعہ کی حفاظت مناسب گارڈ کی بندوبست کی گئی۔ اسلہ مرتب پونٹ محققانہ ہے۔ دستخط و نظر پوری کریم جہ بگرام بالا جاک پور کر نکل پوریم بوڈ سے اسلہ بغرض لفتنٹ انسپکٹر سینیور انور علی گیشن ملزمان CID کوپاٹ راجہ 03063810488 لگا جاتا ہے۔

برسرقت سیشنل رپورٹ گوا  
 5070 Pasi  
 29/8/2004  
 5074  
 5070

Amir

18

Annex D

10



LADY READING HOSPITAL  
MEDICAL TEACHING INSTITUTION  
PESHAWAR, KP

<b>Patient Identification</b> Khurshed Alam 30 yrs MSCW MR No-2673739
---

**DISCHARGE SUMMARY**

↓ Down

Attending Physician: Dr Waqar Alam Jam

Clinical Service: SCW

Date of Admission: 29/04/18

Date of Discharge: 10-05-18

Secondary Diagnosis (es): FAI

Procedures / Operations: exploratory lapotomy

Consultation:

Brief History & Hospital Findings:- <sup>extra</sup> Bladder injury  
 Rectal injury 7cm from anal verge  
 Procedures- <sup>extra</sup> bladder repaired & vixyl  
 2/0 in two layers. sigmoid colostomy formed  
 Abdomen closed. ASD done

Discharge Medication:  
 Tab Cycin 500mg 1+1 QD  
 Tab Voltal 500mg 1+1 QD  
 Cap Ruling 400mg 1/1/1

Activity & Dietary Instruction: Dandy Dressing

Follow-up Instruction: Refer to urology for opinion

Nurse:

Signature

Doctor:

*Handwritten signature of Dr Waqar Alam Jam*

Signature

*Handwritten signature*

I have read and understand the given instructions.

Patient / Responsible Person's (Name \_\_\_\_\_) Signature

Discharge summary



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Annex E

11

LADY READING HOSPITAL  
MEDICAL TEACHING INSTITUTION  
PESHAWAR, KP

Patient Identification  
Dr. Khurshid Alam  
MSB- 833/93  
CR# 2890905

### DISCHARGE SUMMARY

Attending Physician:

Clinical Service: MSB ward

Date of Admission: 23/7/18

Date of Discharge: 30/7/18

Secondary Diagnosis (es): Calostomy successful

Procedures / Operations: Calostomy successful

Consultation: Pinelings Dense Adhesion  
Brief History & Hospital: Loop Calostomy

Discharge Medication: • Tab cycin 500mg  
1+1 - 6/5/5

Discharge Medication: • Tab Flagyl 400mg  
1+1+1 - 6/5/5

Activity & Dietary Instruction: • Tab Riserk 20mg  
1+1+1 - 6/5/5

Follow-up Instruction: • Tab Voveran  
1+1+1 - 6/5/5

Nurse: [Signature] Doctor: [Signature]

I have read and understand the given instructions.

Patient / Responsible Person's (Name) [Signature] ) Signature [Signature]  
Discharge summary

20

Annex-F

FB

12

جناب عالی!

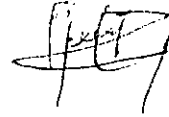
درخواست بابت شامل کرنے سے نمٹاری لست EC 13680-84 مورہ 19-09-2022

مؤدبانہ گزارش ہے کہ سائل اپنے کولیگ سے سناری لست "E" سے رہ چکا ہے۔ جبکہ سائل پر ویشن کورس ہیں ماسوائے Elite Tactial کورس۔ جو کہ سائل ڈسٹرکٹ کرک میں بدوران گشت دشمن عناصر کے فائرنگ سے لگ کر زخمی ہوا تھا۔ جو کہ FIR نمبری تھانہ تحت نصرتی کرک درج ہے۔ سائل کا والد صاحب پولیس سٹیشن صدر کے دہما کہ میں شہید ہوا تھا۔ (مکمل نقوائت لف ہیں)

لہذا بذریعہ درخواست استدعا ہے کہ سائل کو S.O 01/2016 بمطابق اس کورس سے Accept کیا جائے۔ اور اپنے کولیگ کے ساتھ لست "E" پر شامل کرنے کا حکم صادر فرمائیں۔ (شوقیٹ ہمراہ لف ہے) عین نوازش ہوگی

مورخہ 22-09-2022

عریضہ  
آپ کا تابعدار خورشید عالم PASI



دستخط:

(21) Annex - 6

(13)

Phone No: 9260112.  
Fax No: 9260114.

From: - The Regional Police Officer,  
Kohat Region, Kohat.

To: - The District Police Officer, Kohat.


No. 1651 /EC, Dated Kohat the 2 / 12 /2023.

Subject: - APPLICATION.

MEMO:

I am directed to refer to your office Memo: No. 889/SRC, dated 27.01.2023 on the subject quoted above and to state that the Worthy RPO Kohat has recorded the following remarks:-

**"Why should he not undergo Elite Course? He must undergo Elite Course otherwise must not be considered for inclusion in promotion list 'E'. How can Police department afford to entertain disabled?"**

  
(Office Superintendent)  
For Regional Police Officer,  
Kohat Region

Annex-H

14

بھنور جناب انسپکٹر جنرل آف پولیس خیبر پختونخواہ  
 عنوان:- پروموشن لسٹ میں نام ڈالنے کا حکم صادر فرمائی جاوے۔

ناب عالی!

سائل ذیل عرض رساں ہیں۔

- من سائل شہید باپ کا بیٹا ہے اور سال 2016 میں تحسنت Pasi بھرتی شدہ ہے۔
- شہید باپ کے نقشہ قدم پر چلتے ہوئے تھانہ تخت نصرتی ضلع کر کے میں سماج دشمن عناصر کے ساتھ مقابلہ کر کے فائرنگ کے نتیجے میں زخمی ہو کر عرصہ تقریباً 2 سال تک زیر علاج رہا۔ (نقل FIR ہمراہ لف ہے)
- من Pasi کی ایلٹ کورس میں سلیکشن ہونے پر بمطابق سینڈنگ آرڈر نمبر 01 سال 2016 جناب DIG صاحب کوہاٹ کی سربراہی میں میڈیکل بورڈ تشکیل ہو کر جس میں DPO صاحب کوہاٹ اور میڈیکل آفیسر DHQ ہسپتال کوہاٹ ممبران تھے جنہوں نے من Pasi کی جسمانی معائنہ کر کے مشکل ایکس رائنز اور سخت کام کرنے کے لئے فٹ نہ ہونا تحریر کیا ہیں۔
- اب تو نہ مجھے دیگر Light کورسز کے لئے سلیکشن ہوئی اور نہ ہی پروموشن لسٹ E میں شامل کیا جا رہا ہے۔

لہذا بذریعہ درخواست استدعا ہے کہ من سائل اور والد صاحب کی قربانی کو نظر انداز کر کے نا انصافی نہ کی جائے اور مجھے اپنے دیگر کولیکس کے ساتھ پروموشن لسٹ E میں میرا نام شامل کیا جاوے۔

مہربانی ہوگی۔

العارض

مورخہ 20-01-2023

خورشید عالم Pasi معینہ چوکی تحصیل گیٹ تھانہ شی ضلع کوہاٹ



23

Annex-1

15



DIRECTORATE OF TRAINING  
CENTRAL POLICE OFFICE  
KHYBER PAKHTUNKHWA, PESHAWAR.

No. 1655 /Trg dated 08/03/2023, Phone No. 091-9210941, Fax No. 9211268

To: The Registrar,  
CPO Khyber Pakhtunkhwa,  
Peshawar.

Subject: MINUTES OF THE REGIONAL MEDICAL BOARD  
Memo:

Please refer to your office letter No.2068/E-III dated 10.11.2022 & No.245/E-III dated 20.02.2023 on the subject captioned above.

After perusal, the Competent Authority has filed the said case with remarks "*the case is not under the purview of section-4 of Standing Order No.01/2016, hence filed*".

(Dr. Quraish Khan) PSP, PhD  
Assistant Inspector General of Police,  
Training, Khyber Pakhtunkhwa

Encl: No. & date even.

Copy of above is forwarded for information and necessary action to the:-

1. Deputy Inspector General of Police, Training Khyber Pakhtunkhwa Peshawar.
2. RPO Kohat, w/r to his office letter 15131/EC dated 19.10.2022.

Amir  
Ras



Annex-1  
24

Better Copy

15

DIRECTORATE OF TRAINING  
CENTRAL POLICE OFFICE  
KHYBER PAKHTUNKHWA, PESHAWAR

1655/Trg: Dated 08/03/2023,

Phone No, 091-9210941, Fax No, 9211208

To

The Registrar,  
CPO Khyber Pakhtunkhwa,  
Peshawar.

Subject: **MINUTES OF THE REGIONAL MEDICAL BOARD**

Memo:

Please refer to your office letter No.2068/E-III dated 10.11.2022 & No.245/E-III dated 20.02.2023 on the subject captioned above.

After perusal, the competent Authority has filed the said case with remarks "the case is not under the purview of section-4 of Standing Order No. 01/2016, hence filed".

(Dr. Quraish Khan) PSP, PhD

Assistant Inspector General of Police,

Training, Khyber Pakhtunkhwa

Endst: No. & date even.

Copy of above is forwarded for information and necessary action to the:-

1. Deputy Inspector General of Police, Training Khyber Pakhtunkhwa Peshawar.
2. RPO Kohat w/r to his office letter 15131/EC dated 19.10.2022.

(25)

Annex-J

(16)

Phone No: 9260112.  
Fax No: 9260114.

From: - The Regional Police Officer,  
Kohat Region, Kohat.

To: - The Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

No. \_\_\_\_\_ /EC, Dated Kohat the 15/10/2022.

Subject: - MINUTES OF THE REGIONAL MEDICAL BOARD.

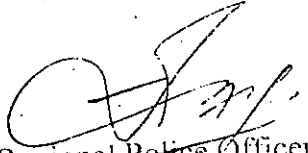
MEMO:

It is submitted that PASIs have to qualify Basic Mandatory Elite Course as per Standing Order No. 10/2014 prior to their confirmation as ASIs.

In this behalf, PASI Khurshid Alam preferred application for his exemption from the said course as per Standing Order No. 01/2016 upon which Regional Medical Board was constituted and meeting was held today on 18.10.2022 at 1100 hrs. minutes of which are enclosed.

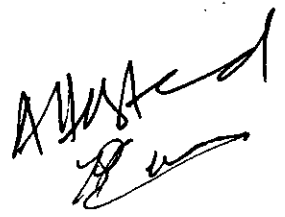
According to Standing Order ibid, an official who is exempted from the Elite Course will undergo extra light courses in lieu of his exemption, however, detail of such courses is not mentioned in Standing Order No. 01/2016.

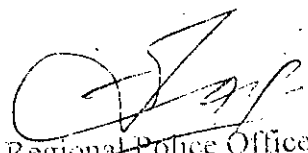
It is, therefore, requested that extra / light courses may kindly be conveyed to this office to proceed further into the matter, please.

  
Regional Police Officer,  
Kohat Region

No. 15132 /EC,

Copy to Deputy Inspector General of Police, Training, Khyber Pakhtunkhwa, Peshawar for information, please.



  
Regional Police Officer,  
Kohat Region

Annex - J1

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MINUTES OF REGIONAL MEDICAL BOARD MEETING HELD ON 18.10.2022 AT  
REGION POLICE OFFICE, KOHAT.

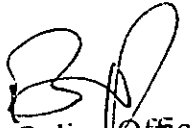
Today on 18.10.2022, the subject meeting headed by the undersigned was convened in Region Office, Kohat at 1100 hours. The meeting was attended by the following officers as per Standing Order No. 01/2016 to examine / medically check up the PASI Khurshid Alam who has opted for exemption from the mandatory basic elite course required for confirmation as ASI under Standing Order No. 10/2014:-

- 1. District Police Officer, Kohat : Member
- 2. Medical Office, DHQ Kohat : Member

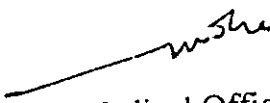
The chair apprised the board about agenda of the meeting and the official concerned was personally called and heard in patiently. He was medically / physically checked by the Medical Officer who has offered the following opinions:-

"The above named person is physically examined having Laparotomy scar & colostomy closure scar. He is well now but not fit for strenuous exercise / hard work."

As discussed with the members, the Elite Course has got hard work / strenuous exercise which can cause incisional hernia, therefore, exemption from Elite Course as per Standing Order No. 01/2016 is recommended.

  
District Police Officer, Kohat  
Member

  
Regional Police Officer,  
Kohat Region  
Chairman

  
Medical Officer,  
Rep: of DHQ Hospital, Kohat  
Member  
Dr. Musadd Ali  
(M.L.O.)



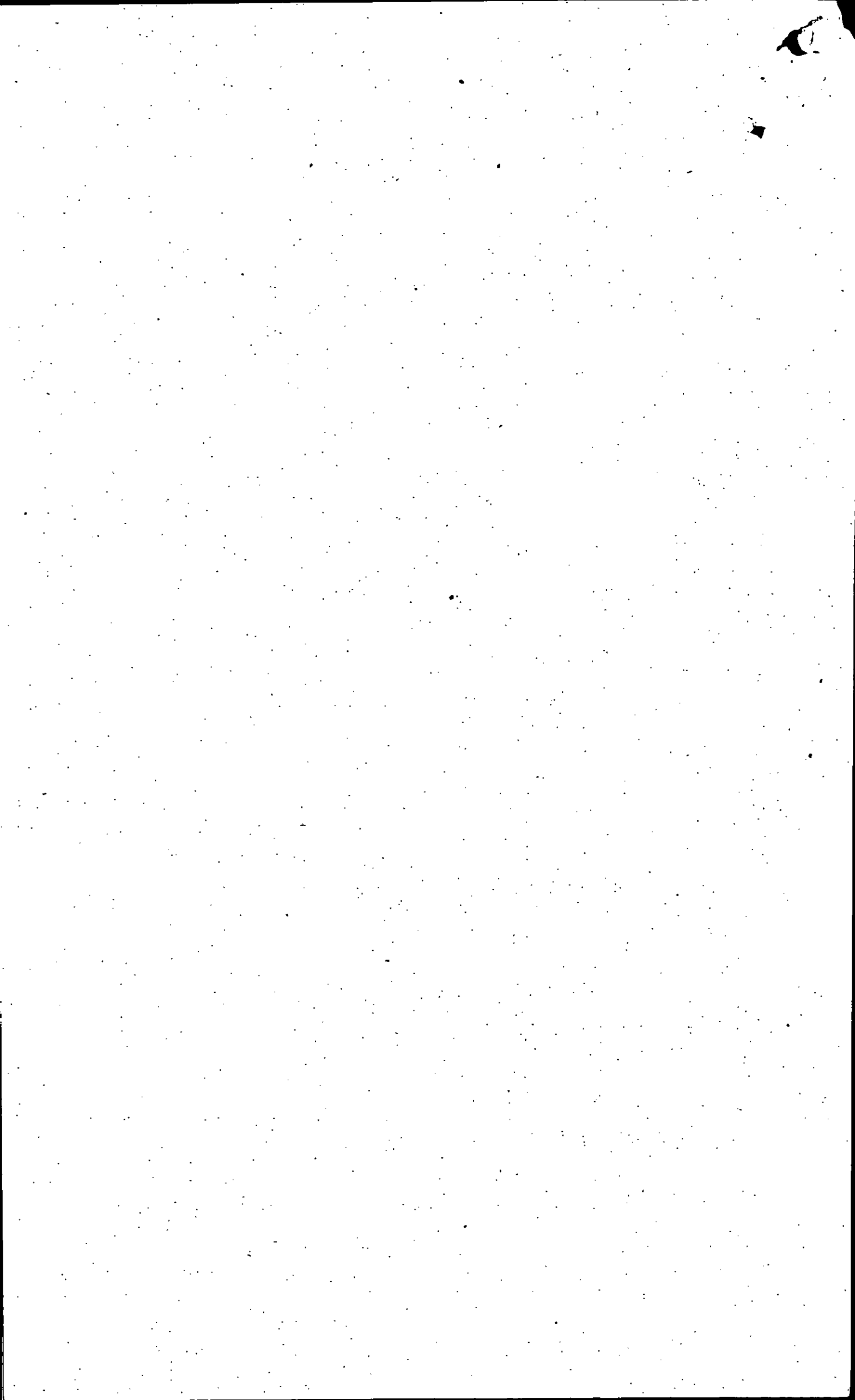
OFFICE OF THE  
THE INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar

STANDING ORDER NO. 01-12016

Exemption of Injured Police Personnel from Training

This Standing Order is issued under Article 10(3) of Police Order 2002 and in pursuance of the decision made in 18<sup>th</sup> meeting of Police Policy Board held on 13<sup>th</sup> August 2015 and the recommendations of the committee constituted on the subject matter.

2. Aim:- A number of Police Officers who sustain injuries either during training program or in the line of duty are unable to continue or undertake the compulsory and mandatory training required under the Rules in various Police Training Institutions which impedes their promotion to the next higher rank. In order to ensure timely promotions of such officers it is essential that necessary exemptions from training be allowed to such injured Police personnel.
3. **Minor/temporary Physical deformity:** - Any Police Officer who suffers from minor/temporary injury e.g. weak eyesight, partial hearing loss, broken finger etc which does not become a hindrance in performing duties and shall not be based for exemption from physical training.
4. **Major Physical Deformity:-** Any Police Officer who suffer from any disability which causes hindrance in the discharge of official duties e.g. loss of eyesight or hearing suffering from heart disease, loss of limb or any major organ will be entitled for exemption from physical training but such officers shall undergo extra courses in lieu of the exemption from physical training subject to the approval of a Regional Board to be chaired by the concerned Region Police Officer and consisting of Medical Superintendent of District Headquarters and Head of the Unit.
5. **Permanent Deformity during Training:** - Any Police Officer who suffers any serious disability during training and is unable to continue training will be exempted from training and will be considered to have qualified the ongoing training subject to the condition that he will qualify the theoretical aspects of training. Such officers will be deployed on light duty/office works in their respective Units.



(23) Annex - K

(18)

(E)

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6. Functions of the Board: -

6.1:- To meet the requirements of Clause-4 ibid the following Boards will be constituted:

i). Regional Board as contemplated under Clause-4 ibid.

ii). Central Board at CPO headed by the Additional Inspector General of Police Headquarters and consisting of DIG Training and Medical Superintendent of Services Hospital to hear and decide appeals against the Regional Boards.

6.2. Any officer who wants exemption from any aspect of training on the basis of any disability or injury will apply to the concerned Head of Unit, who will refer the same to the Regional Police Officer for calling a meeting of the Board for consideration of the prayer of applicant.

6.3. If an officer suffers any injury during training, then the Principal of the Training Institute will inform the concerned Head of Unit, who will forward the case to the Regional Board for recommendations.

6.4. Any person aggrieved of the decision of the Regional Board may prefer appeal before the Central Board at the CPO whose recommendations will be final.

7. Power to remove difficulties:- If any difficulty arises in giving effect to this order, the Provincial Police Officer may, by Notification, make such provisions as deemed appropriate.

8. Amendment: - All previous orders on the subject, to the extent of the provisions of this order, shall stand amended.

*Amended*

(NASIR KHAN DURRANI)  
Inspector General of Police,  
Khyber Pakhtunkhwa Peshawar

No:- 148-225/19B dated Peshawar the 25 January 2016

Copy of the above is forwarded for information and necessary action to:

1. All Heads of Police Offices in Khyber Pakhtunkhwa;
2. PRO to PPO;
3. Registrar CPO.

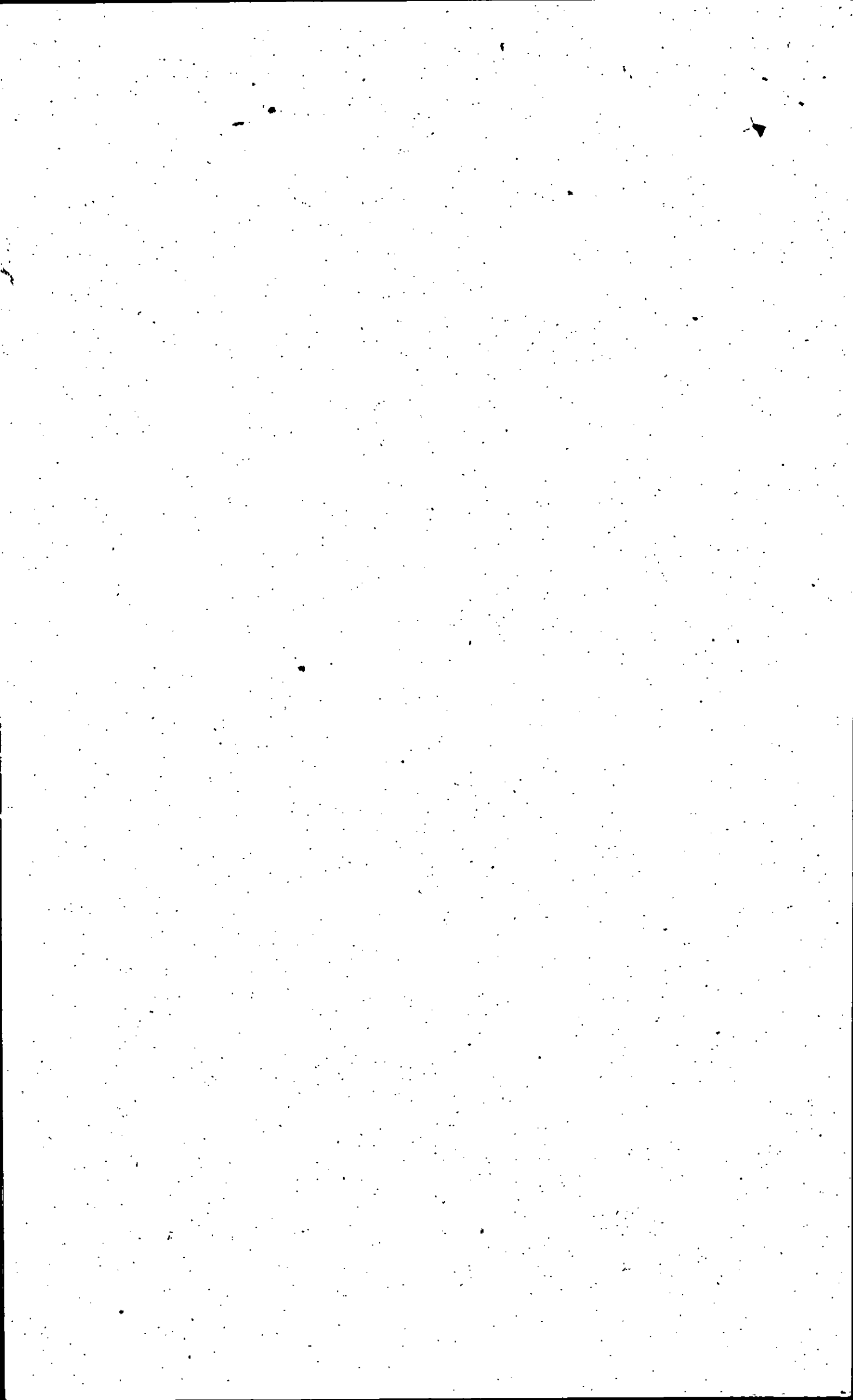
No 1306-10/05 dt 23/01/2016  
GPO to all SDPOs SRE,

and OIC for ensuro compliance (Muhammad Alam Shinwari) PSP  
DIG Headquarters  
Khyber Pakhtunkhwa Peshawar

827  
28/1/16

*(Signature)*





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19

**BEFORE HONORABLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR.**

SCANNED  
KPST  
Peshawar

**WAKALATNAMA**

Khurshid Alam (ASI)

(Applicant)

**VERSUS**

(Appellant)

Inspector General of Police K.P

(Respondents)

(Defendants)

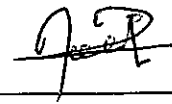
I/We, Appellant in the above noted Appeal, do hereby appoint and constitute, **Muhammad Amin Khattak Lachi ASC & M. Yaseen HassanKhelvi Advocate High Court**, to appear, plead, act, compromise, withdraw or refer to arbitration to me/us as my/our Counsel in the above noted matter, without any liability for their default and with the authority to engage/ appoint any other Advocate/Counsel at my/our matter.

**ACCEPTED**



**Muhammad Amin Khattak Lachi.**

**CLIENT (S)**



Advocate, Supreme Court of Pakistan.

**M. Yaseen HassanKhelvi**

M. Yaseen  
Advocate High Court.

0345-4949553.

BC-20-2030

Yaseenhasankhelvi6@gmail.com.

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BEFORE THE HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

SCANNED  
KPST  
Peshawar  
23/8/23

Service Appeal No. 794/2023

Khurshid Alam  
ASI, District Kohat

..... Appellant

VERSUS

Inspector General of Police,  
Khyber Pakhtunkhwa & others

..... Respondents

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S #	Description of documents	Annexure	pages
1.	Parawise comments	-	01-02
2.	Affidavit	-	03
3.	Copy of standing order No. 01/2016	A	04-05
4.	Copy of order dated 18.01.2016	B	06-07
5.	Copy of Letter No. 1651/EC dated 02.02.2023	C	08
6.	Copy of Letter Nos. 16727/EC dated 22.11.2022.	D	09
7.	Copy of Letter No. 14635-38/Trg dated 14.12.2022.	E	10
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*Shakeen*  
Deponent

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BEFORE THE HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

SCANNED  
KPST  
Peshawar  
23/8/23

Service Appeal No. 794/2023

Khurshid Alam  
ASI, District Kohat

..... Appellant

**VERSUS**

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 7126

Dated 23/8/2023

Inspector General of Police,  
Khyber Pakhtunkhwa & others

..... Respondents

**PARAWISE COMMENTS BY RESPONDENTS.**

RESPECTFULLY SHEWETH:- That the respondent submitted as under:-

**Preliminary Objections:-**

- i. That the appellant has got no cause of action to file the instant appeal.
- ii. The appellant has got no locus standi to file the instant appeal.
- iii. That the appeal is bad for misjoinder and nonjoinder of necessary parties.
- iv. That the appellant is estopped to file the instant appeal for his own act.
- v. That the appeal is barred by law and limitation.
- vi. That the appellant has not approached the honorable Tribunal with clean hands.

**Facts:-**

1. Pertains to record.
2. Pertains to record.
3. Pertains to record.
4. Correct.
5. Pertains to the medical reports / history of the appellant.
6. Correct to the extent of application submitted by the appellant to the respondent No. 3 for inclusion of his name in the seniority list "E" otherwise the same was turned down in the light of Standing Order No. 01/2016, by the competent authority, with the observation that **"the appellant must undergo Elite Course otherwise he may not be considered for inclusion of promotion List E"**.  
(Copy of Standing Order No. 01/2016 & copy of order is **annexure A & B**)
7. Correct to the extent that the appellate authority filed the departmental appeal of the appellant in following term.  
**"The case is not under the preview of Section-4 of Standing Order No. 01/2016, hence filed"**. (Copy is **annexure C**).
8. The appellant has been dealt in accordance with existing rules governing Police force. Hence, the instant appeal being devoid of merits, is liable to be dismissed on following grounds:-

**Grounds:-**

- i. Incorrect, as the orders passed are in preview of the relevant standing order, hence, dealt as per law / rules.


- ii. Incorrect and baseless as there is no violation of any fundamental rights guaranteed under the constitution of Pakistan.
- iii. Incorrect and unfounded. The appellant's case had been keenly observed medically as well under the relevant rules / law and there is no violation of any articles of the constitution of Pakistan.
- iv. Correct and his case alongwith report of the Regional Medical Board was referred to CPO vide this office Letter No. 16727/EC dated 22.11.2022 which was replied with remarks vide Letter No. 14635-38/Trg dated 14.12.2022 by CPO as follows:-  

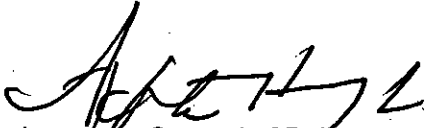
**“After perusal of the Competent Authority PASI Khushid Alam of Kohat Region is hereby dropped from the current session f the subject course on medical grounds, and shall be included in the next training session”.**


(Copies of Letter Nos. 16727/EC dated 22.11.2022 and No. 14635-38/Trg dated 14.12.2022 are **annexure D & E**).
- v. Correct, however, the petitioner was not permanently disable and could be recovered after proper treatment. Moreover, clause-4 of the standing order No. 01/2016 bars disability which causes hindrance in the discharge of official duties and is further categorized into loss of sight or hearing, heart disease, loss of links or any major organ. He was, therefore, dropped for the current session of the requisite course and was recommended to be included in the next training session.
- vi. Incorrect, already explained vide above paras.
- vii. Incorrect, already explained vide above paras.
- viii. Need no comments. The respondents are also be allowed advance additional grounds, if needed, at the time of arguments.

**Prayer:-**

It is, therefore, prayed that the plea of disability for exemption from the requisite course (Elite Course) does not hold ground and may be dismissed. Moreover, the petitioner could be recovered after proper treatment and may be included in the next training session accordingly. Therefore, the instant appeal, lacking merits, may kindly be dismissed with costs, please.

  
 Assistant Inspector General of Police  
 Training, Khyber Pakhtunkhwa  
 CPO, Peshawar  
 (Respondent No. 2)

  
 Inspector General of Police,  
 Khyber Pakhtunkhwa,  
 (Respondent No. 1)

  
 District Police Officer,  
 Kohat  
 (Respondent No. 4)

  
 Regional Police Officer,  
 Kohat  
 (Respondent No. 3)

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 794/2023

**Khurshid Alam**  
ASI, District Kohat

..... Appellant

**VERSUS**

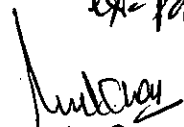
Inspector General of Police,  
Khyber Pakhtunkhwa & others

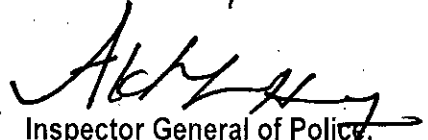
..... Respondents


**COUNTER AFFIDAVIT**

We, the below mentioned respondents, do hereby solemnly affirm and declare on oath that contents of parawise comments are correct and true to the best of our knowledge and belief. Nothing has been concealed from this Hon. Tribunal.

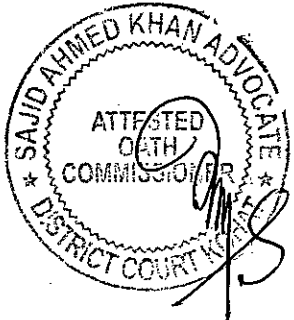
*It is further stated on oath that in this appeal the answering respondents have neither been placed ex parte nor their defense struck off/cost.*

  
Assistant Inspector General of Police  
Training, Khyber Pakhtunkhwa  
CPO, Peshawar  
(Respondent No. 2)

  
Inspector General of Police,  
Khyber Pakhtunkhwa,  
(Respondent No. 1)

  
District Police Officer,  
Kohat  
(Respondent No. 4)

  
Regional Police Officer,  
Kohat  
(Respondent No. 3)



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Annex - A

Annex - K

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

STANDING ORDER NO. 01/2016

Exemption of Injured Police Personnel from Training

This Standing Order is issued under Article 10(3) of Police Order 2002 and in pursuance of the decision made in 18<sup>th</sup> meeting of Police Policy Board held on 13<sup>th</sup> August 2015 and the recommendations of the committee constituted on the subject matter.

2. **Aim:-** A number of Police Officers who sustain injuries either during training program or in the line of duty are unable to continue or undertake the compulsory and mandatory training required under the Rules in various Police Training Institutions which impedes their promotion to the next higher rank. In order to ensure timely promotions of such officers it is essential that necessary exemptions from training be allowed to such injured Police personnel.

3. **Minor/temporary Physical deformity:-** Any Police Officer who suffers from minor/temporary injury e.g. weak eyesight, partial hearing loss, broken finger etc which does not become a hindrance in performing duties and shall not be based for exemption from physical training.

4. **Major Physical Deformity:-** Any Police Officer who suffer from any disability which causes hindrance in the discharge of official duties e.g. loss of eyesight or hearing suffering from heart disease, loss of limb or any major organ will be entitled for exemption from physical training but such officers shall undergo extra courses in lieu of the exemption from physical training subject to the approval of a Regional Board to be chaired by the concerned Region Police Officer and consisting of Medical Superintendent of District Headquarters and Head of the Unit.

5. **Permanent Deformity during Training:-** Any Police Officer who suffers any serious disability during training and is unable to continue training will be exempted from training and will be considered to have qualified the ongoing training subject to the condition that he will qualify the theoretical aspects of training. Such officers will be deployed on light duty/office works in their respective Units.

*Attested  
M. Khan*

(39)

P-5

Annex-K

(18)

(E)

7/1

6. Functions of the Board:-

6.1:- To meet the requirements of Clause-4 ibid the following Boards will be constituted:

- i). Regional Board as contemplated under Clause-4 ibid.
- ii). Central Board at CPO headed by the Additional Inspector General of Police Headquarters and consisting of DIG Training and Medical Superintendent of Services Hospital to hear and decide appeals against the Regional Boards.

6.2. Any officer who wants exemption from any aspect of training on the basis of any disability or injury will apply to the concerned Head of Unit, who will refer the same to the Regional Police Officer for calling a meeting of the Board for consideration of the prayer of applicant.

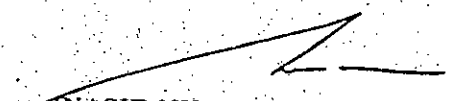
6.3. If an officer suffers any injury during training, then the Principal of the Training Institute will inform the concerned Head of Unit, who will forward the case to the Regional Board for recommendations.

6.4. Any person aggrieved of the decision of the Regional Board may prefer appeal before the Central Board at the CPO whose recommendations will be final.

7. Power to remove difficulties:- If any difficulty arises in giving effect to this order, the Provincial Police Officer may, by Notification, make such provisions as deemed appropriate.

8. Amendment: - All previous orders on the subject, to the extent of the provisions of this order, shall stand amended.

Attested  
Nasir

  
 (NASIR KHAN DURRANI)  
 Inspector General of Police,  
 Khyber Pakhtunkhwa Peshawar

No:- 149-225-193 dated Peshawar the 25 January 2016

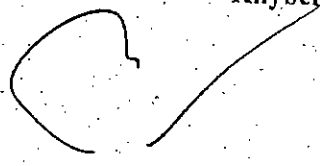
Copy of the above is forwarded for information and necessary action to:

- 1. All Heads of Police Offices in Khyber Pakhtunkhwa;
- 2. PRO to PPO;
- 3. Registrar CPO.

No 1906-10/05 dt 25/01/16  
Copy to all SDPs, SRE,

and OIC for ensuro compliance (Mubammad Alam Shinwari) PSP  
DIG Headquarters  
Khyber Pakhtunkhwa Peshawar

827  
28/1/16





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P-6  
Annex-B



Annex-A

6

OFFICE OF THE  
REGIONAL POLICE OFFICER  
KOHAT REGION

ORDER

Consequent upon creation of supernumerary posts of PASIs BPS-09 vide Finance Department Letter No. SO(Budget)/HD/15-02/2014, dated 16.09.2015 and approved by the Inspector General of Police, Khyber Pakhtunkhwa Peshawar vide Letter No. 8905-8935/A-3, dated 17.09.2015, the following Constables / candidates of this Region are hereby appointed / absorbed as PASIs (BPS-09) for ward of Police Shuhada purely on temporary basis subject to the condition that on creation of permanent / regular posts as per ratio of Shuhada quota under Police Order 2002, the senior most of the supernumerary post will be adjusted against the post falls vacant, with immediate effect.

They are temporarily appointed and their appointment is subject to verification of their educational certificates / degrees and that in case their educational documents were found forged, criminal case would be registered against appointee besides forthwith dismissal. Their appointment will be on temporarily basis subject to medical fitness and character verification and their seniority be fixed as per Standing Order No. 05/2014 at Para No. 08 issued vide Inspector General of Police, Khyber Pakhtunkhwa Letter No. 364-427/CO dated 12.09.2014-

*Attested  
Saleem*

S.No.	Name with Father / brother name	Date of Shahadat	Number Allotted
1.	Tariq Waheed s/o Shaheed FC Waheed Zaman r/o Near Govt. High School Kaghzai Kohat	24.08.1996	1.
2.	FC Muhammad Hanif s/o Imran Ali b/o Shaheed FC Roshan Ali 707 r/o Lodhi Khel Hangu	03.06.2000	2.
3.	Shan Ali s/o Shaheed FC Azmat Ali r/o Lodhi Khel Hangu	04.04.2002	3.
4.	Muhammad Afaq s/o Shaheed FC Eid Rehman 167 r/o Vill: Topi Kalay Bogara district Karak	22.04.2003	4.
5.	FC Syed Gulshan Abbass No. 1200 s/o Syed Ghani Abbas b/o Shaheed Const: Mir Akbar Hussain No. 707 r/o Moh: Syedan Esa Khel Kachai Kohat.	02.01.2004	5.
6.	Wahid Ullah s/o Shaheed ASI Shafi Ullah r/o Moh: Rangeen Khel Takht-e-Nasrati Karak	29.06.2004	6.
7.	FC Tasawar Hussain b/o FC Nihad Hussain 1109 r/o Usterzai Bala Kohat	29.07.2007	7.
8.	Alta Ullah b/o Shaheed FC Muzammil Shah r/o Adam Khel Banda Hangu	21.09.2008	8.
9.	Mikhar Iqbal s/o Shaheed FC Sartaj Muhammad r/o Sharif Wala Latamber Tehsil & district Karak	29.09.2008	9.
10.	FC Waseem Akram s/o Shaheed Const: Hassan Mahmood No. 608 r/o Kaghzai Kohat	06.12.2008	10.
11.	FC Sana Ullah No. 400 s/o ASI Muhammad Ishaq r/ Koly Kalay Tehsil & district Karak	25.09.2009	11.
12.	Ali Ullah s/o Shaheed ASI Bakhtawar Shah r/o Sida Din Banda Tehsil & district Karak	28.05.2009	12.

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13.	FC Muhammad Irfan s/o Abdul Habib b/o FC Ajab Khan No. 1065 r/o Baora Ghari Billitang Kohat	05.09.2009	13.
14.	Khurshid Alam s/o Shaheed DFC Khurshid Ahmad r/o Zahoor Islain Road CIA Chowki Kohat Cantt	05.10.2009	14.
15.	Muhammad Anwar b/o Shaheed FC Muhammad Riaz r/o Moh. Ashraf Khel Takht-e-Nasrati, Karak.	27.02.2010	15.
16.	FC Muhammad Irfan Shah s/o Shaheed DSP Fand Khan r/o Zarin Kalay district Karak.		16.
17.	LHC Shaheed Ullah s/o Khadar Khan b/o Shaheed Const. Raqeeb Ullah r/o Vill: Mehrabi Banda, Tekht-e-Nasrati Karak	09.04.2010	17.
18.	Shehryar Khan s/o Shaheed FC Sabaz Ali Khan r/o Police Lines Family quarter Hangu Road Kohat	26.01.2011	18.
19.	Sohail Ahmed s/o Shaheed SI Arif Hussain r/o Hoti Banda, Banda Daud Shah PO Khurran, Karak	05.12.2011	19.
20.	Adeel Salah-ud-Din b/o Shaheed FC Adil Salah-ud-Din r/o House No: T-337 Chowk Charagh Shah Moh: Mian Khel Kohat City	07.02.2011	20.
21.	Umer Nawaz s/o Khial Nawaz b/o Shaheed LHC Habib Nawaz r/o Tarkha Kio, Tehsil & district Karak.	02.02.2012	21.
22.	FC Zafran s/o Shaheed Insp: Arman Gul r/o Sirat Khel, Tehsil & district Karak	24.04.2012	22.
23.	Sher Andaz s/o Shaheed Insp: Sattar Khan r/o VIII Behram Khel, Teh. Takht-e-Nasrati, district Karak	08.07.2012	23.
24.	Umer Zahid s/o Musharraf Khan b/o Shaheed FC Ashraf Zahid r/o Dagar Nari Tehsil B.D.Shah, district Karak	22.12.2012	24.
25.	FC Shaheen Ullah s/o Khadar Khan b/o Shaheed FC Rasheed Ullah r/o Shahu Khel, Tehsil & district Hangu	25.04.2013	25.
26.	Muhammad Zafran s/o Shaheed FC Sher Ayaz r/o Umer Din Kalay Tehsil Tekht-e-Nasrati district Karak	07.02.2014	26.

*(Signature)*  
 (DR. ISHTIAQ AHMAD MARWAT)  
 Regional Police Officer,  
 Kohat Region

No. 566-76 IEC, dt: 18.8.2016.

Copy of above is submitted to the Inspector General of Police, Khyber Pakhtunkhwa Peshawar for favour of information w/r to his office Memo: mentioned above please.

- 2. District Police Officer, Kohat.
  - 3. District Police Officer, Karak
  - 4. District Police Officer, Hangu
  - 5. All Heads of Investigation, Kohat Region.
  - 6. District Accounts Officers, Kohat, Karak & Hangu.
  - 7. Confidential Clerk Region Office
- } Necessary gazette notification may be issued accordingly

*Attested  
 Nazam*

*(Signature)*  
 (DR. ISHTIAQ AHMAD MARWAT)  
 Regional Police Officer,  
 Kohat Region

(42)  
Annex - G

P-8  
Annex - C

No. 9260112.  
No. 9260114.

13

From: - The Regional Police Officer,  
Kohat Region, Kohat.

To: - The District Police Officer, Kohat.

No. 1651 /EC, Dated Kohat the 2 / 12 / 2023.

Subject: - APPLICATION.

MEMO:

I am directed to refer to your office Memo: No. 889/SRC, dated 01.01.2023 on the subject quoted above and to state that the Worthy RPO Kohat has recorded the following remarks:-

"Why should he not undergo Elite Course? He must undergo Elite Course otherwise must not be considered for inclusion in promotion list 'E'. How can Police department afford to entertain disabled?"

*[Signature]*  
(Office Superintendent)  
For Regional Police Officer,  
Kohat Region

*[Handwritten signature]*  
Attested  
M. Khan

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Annex - D

No: 9260112  
No: 9260114

From: - The Regional Police Officer,  
Kohat Region, Kohat.

To: - The Deputy Inspector General of Police,  
Trainings, Khyber Pakhtunkhwa,  
Peshawar.

No. 16727 /EC. Dated Kohat the 22/11 /2022.

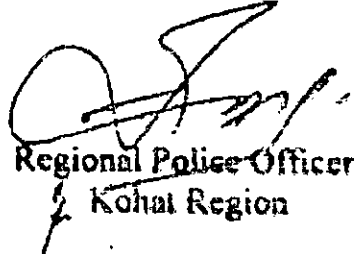
Subject: - BASIC ELITE COURSE FOR PASIS (26 WEEKS - BEC-06)

MEMO:

Kindly refer to your office Letter No. 13017/Trg: dated 17.11.2022 on the subject quoted above.

It is submitted that PASI Khurshid Alam of this Region selected for the subject vide your above quoted reference at S. No. 39 has been exempted from the said course by the Regional Medical Board vide Letter No. 15131-32/EC, dated 19.10.2022, copy enclosed.

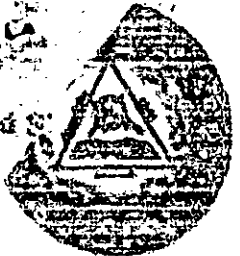
It is, therefore, requested that he may be dropped from the course on medical grounds, please.

  
Regional Police Officer,  
Kohat Region

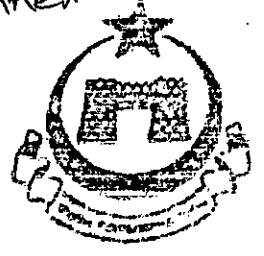
Attested  
Raleem

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R-10  
Annex - E



**DIRECTORATE OF TRAINING  
CENTRAL POLICE OFFICE  
KHYBER PAKHTUNKHWA, PESHAWAR**  
Email: dspirghasle@gmail.com



No. 14635-38 /T/2022 dated 14/11/2022. Phone No. 091-2223657. Fax No. 222126

To, The Deputy Commandant,  
Elite Force, Khyber Pakhtunkhwa.

Subject: **BASIC ELITE COURSE FOR PAFIS (26 WEEKS -BEC)**

Memo:  
After perusal of the Competent Authority PAFI Khurshid Alam of Kohat Region is hereby dropped from the current session of the subject course on medical ground, and shall be included in the next training session.

(Dr. Quraish Khan) PSP, PhD  
Assistant Inspector General of Police  
Training, Khyber Pakhtunkhwa  
Peshawar

Copy of above is forwarded for information to the:-

1. Deputy Inspector General of Police Training, Khyber Pakhtunkhwa
2. Regional Police Officer, Kohat w/r to his office letter No. 16727/EC dated 23.04.2022.
3. Principal EPTC, Nowshera.

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BEFORE THE HONORABLE KHYBER PAKHTUNKHWA  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 794/2023

**Khurshid Alam**  
ASI, District Kohat

..... Appellant

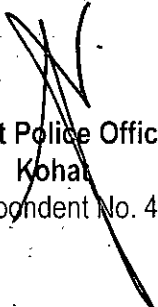
**VERSUS**

Inspector General of Police,  
Khyber Pakhtunkhwa & others

..... Respondents

**AUTHORITY LETTER**

Mr. Arif Saleem steno (Focal Person) of this office is hereby authorized to file the parawise comments and any other registered documents in the Honorable Tribunal on behalf of respondents / defendant and pursue the appeal as well.

  
District Police Officer,  
Kohat  
(Respondent No. 4)