

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL NO. 591/2024

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 15085

Dated 20/8/24

Zeeshan Khan

V/S

Police Department

APPLICATION FOR PERMISSION TO SEEK AMENDMENT IN
THE INSTANT APPEAL DUE TO PASSING THE ORDER DATED
21.05.2024

RESPECTFULLY SHEWETH:

1. That the appellant has filed the instant appeal in this Honorable Tribunal against the order dated 29.12.2023, whereby the appellant was dismissed from service and against the order dated 20.03.2024 whereby the departmental appeal of the appellant was also rejected along with the prayer to reinstate him with all back benefits.
2. That the appellant also filed revision before the Provincial Police Officer which was decided on 21.05.2024, wherein the revision of the appellant was partially accepted and his major punishment of dismissal from service was modified into minor punishment of stoppage of one (01) with cumulative effect and was reinstated into service with immediate effect and his intervening period was treated as leave without pay. **(Copy of order dated 21.05.2024 is attached as Annexure-A).**
3. That the appellant has filed the instant appeal with the prayer to reinstate him with all back and consequential benefits, but he was reinstated into service by modifying his major punishment of dismissal from service into minor punishment of stoppage of one annual increment with cumulative effect and his intervening period was treated as leave without pay in the order dated 21.05.2024. Therefore, the appellant wants to amend the instant appeal by impugning the order 21.05.2024 in this Honorable Tribunal.

It is therefore, most humbly prayed that on the acceptance of this application, the appellant may kindly be allowed to the extent that the instant appeal by impugning the order dated 21.05.2023.

APPELLANT

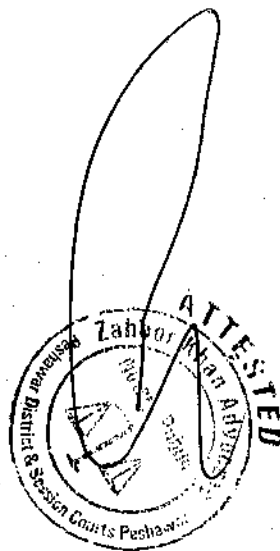
THROUGH:


TAIMUR ALI KHAN
ADVOCATE

AFFIDAVIT

it is solemnly affirm that the contents of this application is true and correct and nothing has been concealed from this Honorable Tribunal.


DEPONENT





OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-IHC Zeeshan Khan No. 5775. SSP/Operations awarded the petitioner major punishment of dismissal from service vide Order Endst: No. 2194-99/PA, dated 29.12.2023 on the allegations that he while posted as I/C PP Science College, PS AMJ-Shah Peshawar was held responsible that as per recommendation of SP/City, Peshawar vide his office memo No. 2791/R, dated 29.12.2023, that an audio message between 02 parties regarding bargaining for release of 02 accused of narcotics were widely viral on social media which were tasked to the E.O for proper enquiry by high-ups. To trace the involved individuals, a special team comprising of SDPO Pishakhara and SHO Sarband was constituted who contacted the dealing hands and fixed 02 lacs in lieu of release of arrested accused. The dealer fixed the venue for receiving the money and reached to the venue where the team succeeded to apprehend the dealer red handed. After interviewing, the dealer disclosed his name Younis s/o Sifat Shah r/o Superior Science College PS AMJ-Shah and disposed that he made bargaining on the direction of ASI Zeeshan I/C PP Science College and his gunner Constable Mohabat in connection with the release of arrested accused i.e. GulNazar and Mostaqem resident of Tirah.

The Appellate Authority i.e. CCPO/Peshawar heard the appellant in OR & rejected his appeal vide order Endst: No. 1194-1202/PA, dated 20.03.2024.

Meeting of Appellate Board was held on 16.05.2024 wherein petitioner was heard in person. The petitioner contended that he was actually arresting the main dealer, on the directions of SHO.

The petitioner was heard in person. He has more than 11 years of service to his credit. The Board by taking lenient view decided that his revision petition is hereby accepted by modifying the major punishment of dismissal from service into minor punishment of stoppage of one (01) increment with cumulative effect. He is reinstated into service with immediate effect. The intervening period may be treated as leave without pay.

Sd/-

AWAL KHAN, PSP

Additional Inspector General of Police,
HQrs: Khyber Pakhtunkhwa, Peshawar.

No. S/ 1300-1305/24, dated Peshawar, the 21-05-2024.

Copy of the above is forwarded to the:

1. Capital City Police Officer Peshawar, One Service Roll, One Fauji Missal and Enquiry File (01) of the above named IHC received vide your office memo: No. 7354/CRC, dated 25.04.2024 is returned herewith: for your office record.
2. SSP Operations, Peshawar.
3. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.

(SONIA SHAMROZE KHAN)
PSP

AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.