

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 658/2024

Appellant, Ex-Constable No. 33 Special Branch, Peshawar

..... (Appellant)

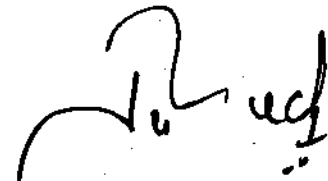
VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar two (02) others

.....(Respondent)

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Deponent
DSP HQrs Special Branch
Peshawar

24-7-24
P.O.
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BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 658/2024
Ex-Constable No. 33 Special Branch, Peshawar

**Khyber Pakhtunkhwa
Service Tribunal**

Case No. 14459 (Appellant)

VERSUS 23-07-2024

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar two (02) others
.....(Respondent)

REPLY BY RESPONDENT.

PRELIMINARY OBJECTIONS:-

- a) That the appellant has no cause of action.
- b) That the appellant has been estopped by his own conduct to file the appeal.
- c) That the appeal is not maintainable in its present form.
- d) That the appellant has not come to the Hon'ble Tribunal with clean hands.
- e) That the instant appeal is time barred.
- f) That the appeal is bad for mis-joinder and non-joinder of necessary parties.

FACTS:-

1. First part of the para pertains to record, needs no comments while for rest of the para, burden of proof lies on the shoulders of the appellant.
2. Incorrect and misleading. The appellant while posted at Special Branch office, Karak (Beat officer PS Khurram) was having links with/inclination towards criminals, especially master mind of MDCAT 2023 scam, namely Jaffar Mehmood Khatak. Due to said affiliations of the appellant with the subject person highlighted above, he gave clean chit to the latter by clearing his verification despite fact that he was involved in various criminal cases. Such act of the appellant amounted to gross misconduct on his part being a member of discipline force, also damaging the department reputation. (Copy of the FIRs are attached as Annexures-A, A1 and A2)
3. Incorrect and misleading. For reasons explained in Para No. 2, proper departmental proceedings were initiated against the appellant under Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) by issuing Charge Sheet and Statement of Allegations and Mr. Muhammad Maroof Khan, the then SP Survey, was nominated to probe into the matter. In response to the Charge Sheet, the appellant submitted his written statement wherein he negated the charges levelled against the appellant. However, the Enquiry officer in his findings found the appellant guilty of the misconduct and recommended for award of major punishment. (Charge sheet with statement of allegations and enquiry report are attached as Annexures B, C & D).
4. Incorrect and misleading. Proper opportunity of defense was provided to the appellant as in response to the Charge Sheet, the appellant submitted his written statement. Moreover, he was also provided chance of cross examination and personal hearing.
5. Correct to the extent of the Final Show Cause issued to the appellant and in the para, the appellant himself is contradicting his earlier contention of being not associated with the enquiry proceedings or not provided opportunity of defense.
6. Incorrect, the enquiry officer established misconduct of the appellant by observing in his findings that the appellant is found of negligence and lack of interest in his official work for not conducting a proper ground check/verification of such a person (Zaffar Mehmood,

master mind MD-CAT scam) who was involved in various cases and even proceedings under section 512 CrPC were carried out against him. During ground check he did not record any statement of notable/elders of the area. He also not collected written report of concerned Muharar/SHO. He also intentionally hides the fact that who provided him the bio-data of Zafar Mehmood. Therefore, major punishment was recommended for the appellant. Consequently, he was dismissed from service as per law.

- 7. Incorrect and misleading as the departmental appeal filed by the appellant was rejected and filed as per law. Moreover, the appellant's revision petition was disposed of after fulfillment of all codal formalities as he was heard in person on 02.05.2024 in the meeting of the Appellate Board conducted at CPO, Peshawar. However, the board saw no ground for acceptance of the appeal as the appellant failed to submit any cogent reason in his self-defense. Hence, his appeal was rightly rejected as per law vide CPO Peshawar Order No. 937-942 dated 07.05.2024. (copy of the order is attached as **Annexure-E**)
- 8. Incorrect and misleading as the appellant has been proceeded as per law and thus, has no locus standi to file the instant appeal, liable to be dismissed on the following grounds;

GROUND:-

- A. Incorrect, all the orders have been passed in accordance with law, rules and regulations.
- B. Incorrect, as already explained in the preceding paras, departmental proceedings were initiated against the appellant as per law wherein proper opportunity of defense was provided to the appellant. However, he failed to extend any plausible evidence to prove his innocence.
- C. Incorrect, the enquiry officer established the misconduct of the appellant by observing in his findings that the appellant is found of negligence and lack of interest in his official work for not conducting a proper ground check/verification of such a person (Zaffar Mehmood, master mind MD-CAT scam) who was involved in various cases and even proceedings under section 512 CrPC was carried out against him. During ground check he did not record any statement of notable/elders of the area. He also not collected written report of concerned Muharar/SHO. He also intentionally hid the fact that who provided him the bio data of Zafar Mehmood. Therefore, major punishment was recommended for the appellant.
- D. Incorrect, as already explained in the preceding para.
- E. As already explained in the preceding paras.
- F. Incorrect, the appellant has been proceeded as per law keeping in view the fact that his misconduct has been proved.
- G. As already explained in the preceding Paras.
- H. As already explained in the preceding Paras.
- I. Incorrect as the enquiry officer noted in his findings that the appellant failed in conducting a proper ground check/verification of such a person (Zaffar Mehmood, master mind MD-CAT scam) who was involved in various cases and even proceedings under section 512 CrPC was carried out against him. During ground check he did not record any statement of notable/elders of the area. He also not collected written report of concerned Muharar/SHO.
- J. Incorrect, the appellant was dismissed from service as per law after misconduct of the appellant was proved in the enquiry findings.
- K. Denied as incorrect and misleading. The appellant was provided opportunity of hearing during departmental proceedings.
- L. That the respondent department may also be allowed to adduce additional grounds at the time of arguments before the hon'ble Tribunal.

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PRAYER:-

Keeping in view the above stated facts, it is, therefore, humbly prayed that the appeal, being devoid of merits and not maintainable in the eyes of law, may kindly be dismissed with costs, please.



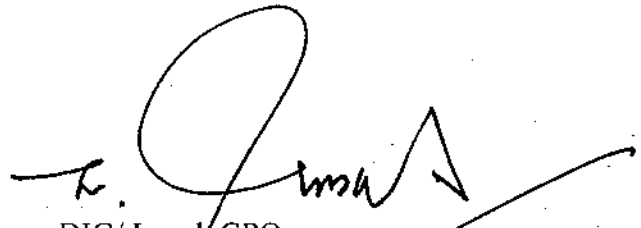
Deputy Inspector General of Police,
Special Branch Khyber Pakhtunkhwa,
Peshawar

SAJJAD KHAN (PSP)
(Respondent No. 3)
Incumbent



Additional Inspector General of Police
Special Branch Khyber Pakhtunkhwa,
Peshawar

KASHIF ALAM (PSP)
(Respondent No. 2)
Incumbent



DIG/ Legal, CPO
For Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar
(DR. MUHAMMAD AKHTAR ABBAS) PSP
(Respondent No. 1)
Incumbent

C

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 658/2024

Kashif Ahmad Ex-Constable No. 33 Special Branch, Peshawar

..... (Appellant)


VERSUS


Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar two (02) others

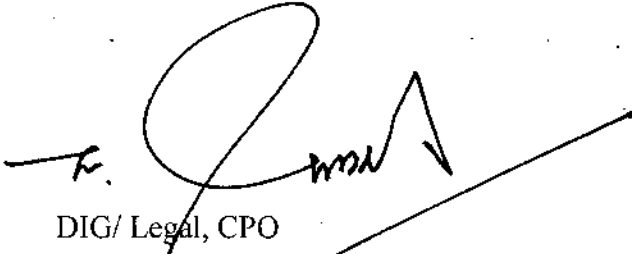
.....(Respondent)

AUTHORITY LETTER

Mr. Jan Muhammad DSP Special Branch, Khyber Pakhtunkhwa, Peshawar is authorized to submit Para-wise comments/ reply in the captioned Service Appeal in the Hon'ble Khyber Pakhtunkhwa Service Tribunal, Peshawar and also to defend instant case on behalf of respondents.


Deputy Inspector General of Police,
Special Branch Khyber Pakhtunkhwa,
Peshawar
(Respondent No. 3)
SAJJAD KHAN (PSP)
Incumbent


Additional Inspector General of Police
Special Branch Khyber Pakhtunkhwa,
Peshawar
(Respondent No. 2)
KASHIF ALAM (PSP)
Incumbent


DIG/ Legal, CPO
For Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar
(Respondent No. 1)
(DR. MUHAMMAD AKHTAR ABBAS) PSP
Incumbent

(5)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 658/2024

Kashif Ahmad Ex-Constable No. 33 Special Branch, Peshawar

..... (Appellant)

VERSUS


Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar two (02) others

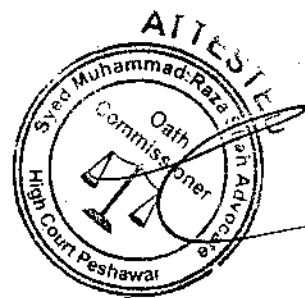
.....(Respondent)

AFFIDAVIT

I, Sajjad Khan, Deputy Inspector General of Police, Special Branch Khyber Pakhtunkhwa, Peshawar do hereby solemnly affirm on oath that the contents of Para-wise comments on behalf of Respondents No. 1, 2 & 3 are correct to the best of my knowledge/ belief. Nothing has been concealed from this Hon'ble Tribunal.

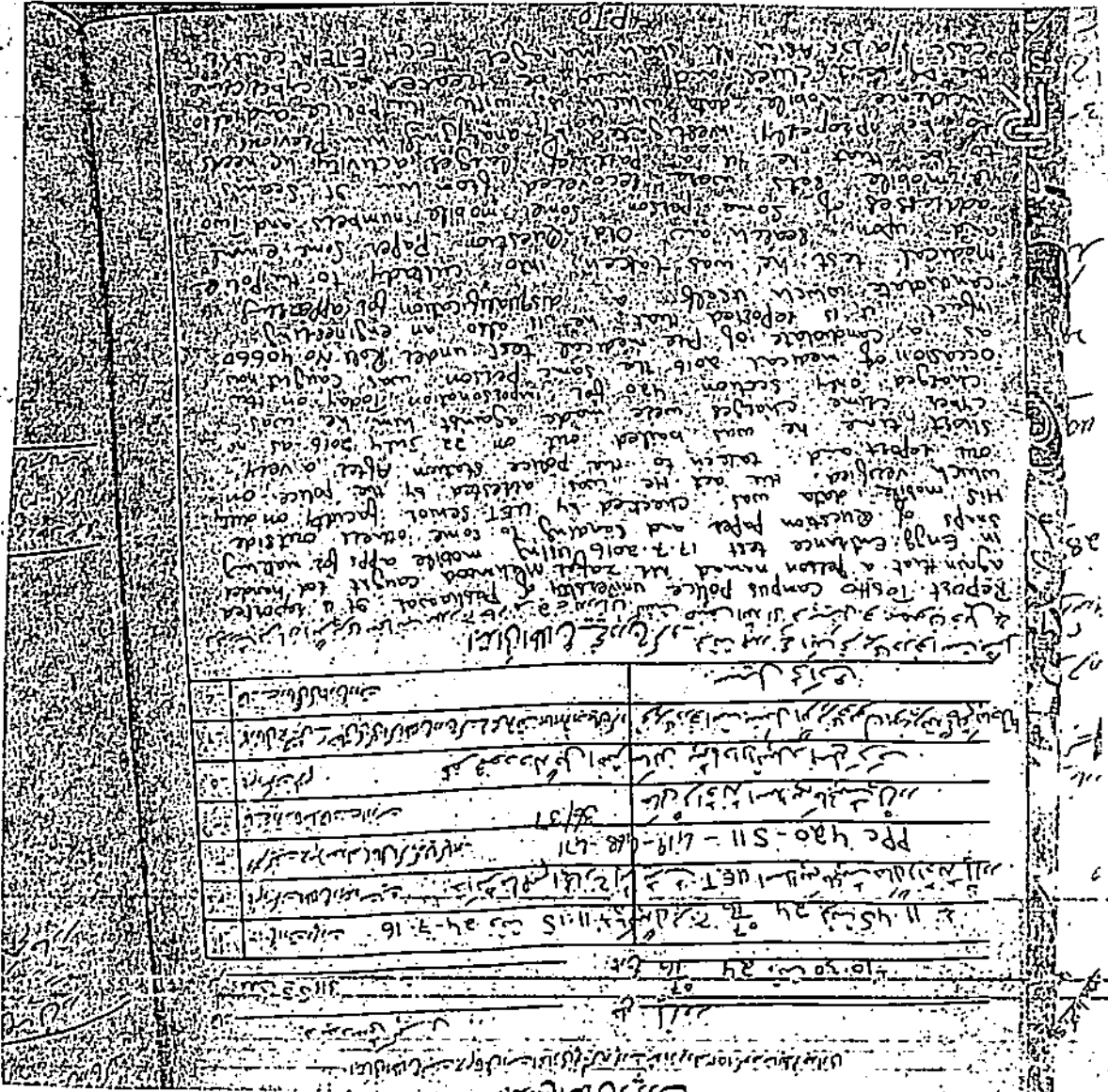
It is further stated on oath that in this Para-wise comments, the answering respondents have neither been placed ex-parte nor their defense have been struck off *cost.*


Deputy Inspector General of Police,
Special Branch Khyber Pakhtunkhwa,
Peshawar
(Respondent No. 3)
SAJJAD KHAN (PSP)
Incumbent



23 JUL 2024

Attached



11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24
11/16/24	11/16/24

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ANNEX-E

01

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1	تاريخ الميلاد	1907
2	تاريخ الوفاة	17-7-16
3	مكان الميلاد	بغداد
4	مكان الوفاة	بغداد
5	الجنسية	عراقية
6	الوظيفة	مدرس
7	الدرجة العلمية	بكالوريوس
8	التخصص	تاريخ
9	المرحلة	دكتوراه
10	التخصص الفرعي	تاريخ العراق القديم
11	المرحلة	دكتوراه
12	التخصص الفرعي	تاريخ العراق القديم
13	المرحلة	دكتوراه
14	التخصص الفرعي	تاريخ العراق القديم
15	المرحلة	دكتوراه
16	التخصص الفرعي	تاريخ العراق القديم
17	المرحلة	دكتوراه
18	التخصص الفرعي	تاريخ العراق القديم
19	المرحلة	دكتوراه
20	التخصص الفرعي	تاريخ العراق القديم

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Amex-BE

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A11-7

A2-8

فقد چکدر

طلع روزی

پراگرمی رپورٹ

نقد مدت 76 سو رو 27.03.2022م 419/420/468/471 PPC فائدہ چکدر

نام: (1) عزہ اسلام ولد محمد اسلام ساکن ٹاکنی ہاؤس ہاؤس اٹکنہ ماہر اہل ضلع کرک (2) 20 سو رو ولد سید ساکن خانہ مسلم ہاؤس ضلع اجڑا (3) ظفر محمود اسسٹنٹ ڈائریکٹر فیڈرل پبلک سروس کمیشن اسلام آباد ولد گل اختر ساکن کرک

جانب دالا

حوالہ مشورہ جعلی انگریزی نمبری B187/2187/27.03.2022م کے حالات یہ ہیں کہ سروس 27.03.2022 کو کرنا اور نام ASI مقام کرنا ہذا نمبر 2 پر جعلی آف ٹاکنہ چکدر میں PET لسٹ کے سلسلہ میں میکرڈی ایچ پی پر سرجہا کہ ستر ہاؤس سٹ اعانت ملی نے ایک جعلی سہرت کاڈ، تحریر ہوا ایڈر بعد ایک امیدوار کی کارڈ محمد حوالہ کیا۔ ASI صاحب نے امیدوار لازم سلسلہ نمبر 14 کو سرسری انکار کیا جس نے انکشاف کیا کہ اسکال اصل نام عزہ اسلام ہے اور لازم سلسلہ نمبر 2 کو محمد کی بجائے لسٹ دے دیا تھا۔ اور اس سے براہ شدہ شناختی کارڈ میں درج کرائے کہ محمد لازم والا ہے۔ جبکہ تصویر شناختی اپڈیٹ کائی ہے۔ انکشاف لازم والا سے ایڈر کہ لازم سلسلہ نمبر 1 نے دھوکا دہی کے ذریعے دوسرے شخص کی طرف سے امتحان دے دیا تھا اور ساتھ ہی جعلی کاپی کر کے اس کے کارڈ پر اپنا تصویر لگایا ہے۔ سرنگب جرم بالا کا پارک حسب ضابطہ گرفتار کیا۔ اور کارڈ گرفتار ہدی کی۔ جعلی شناختی کارڈ روئے فروقہ بولیس کی۔ مرام سلسلہ ضابطہ تحریر میں لا کر ارسال فائدہ کی ہے۔ جس پر مقدمہ ہذا اور رجسٹر ادا۔ تحقیث اصلہ امتحان ASI کراک ہو کر جانے وقوع ہا کہ حسب ضابطہ امتحان کی تاریخ 10 مارچ 2022 کو ہوا۔ ہجرت نہمہرہ کامیابان ذریعہ 161 خلاف تلبندی۔ لازم سلسلہ نمبر 1 ہذا عدالت میں پیش کر کے ایک یوم حراست بولیس حاصل کی اس دوران ہی مقدمہ نے لازم والا سے قبضہ شدہ سوبائل اڈسٹم نوکریا برنگ گاڑی 00 کو برودے فروقہ بولیس کیگئی۔ جسکی IMEI دفتر CDR نمبر 10348.9293947 کے مطابق ہے۔ جرات ہذا پر SMS سوسول ہو چکے ہیں۔ جبکہ دفتر ذریعہ استعمال تھا۔ اور بروت PET لسٹ سوبائل نمبر 0348.9293947 کے مطابق ہے۔ جرات ہذا پر SMS سوسول ہو چکے ہیں۔ جبکہ سوبائل میں ذریعہ استعمال ہم CNIC نمبر 0-2860199-32102 کے نام رجسٹر ہے۔ لازم سلسلہ نمبر 1 والا نے دوران انکار کمیشن اعتراض کر کے انکشاف کیا کہ وہ لازم سلسلہ نمبر 2 نہیں جانتے ہیں۔ جبکہ لازم سلسلہ نمبر 3 والا کیا تھا کہ مورو سے تعلقات موجود ہیں۔ جنہوں نے PET لسٹ سے نکل پتار بلا یا۔ ذکر ہوا اس ضلع وال ہے۔ جنہوں نے سہ تریب دی کی PET لسٹ میں ایک امیدوار کی بجائے لسٹ دیا ہے۔ جس کیلئے لازم سلسلہ نمبر 1 ہذا ہوا۔ اور اسے سٹلا/60 ہزار روپے لسٹ دینے کا معاہدہ ہوا اور لازم ظفر محمود جس نے اسے براہ وقوع سوسول سے ایک منجی گاڑی سوز کار کے ذریعے پریورٹی آف ٹاکنہ چکدر بھجوا دیا۔ اور جعلی شناختی کارڈ اور وول نمبر سلسلہ بھی لازم اجزہ اسلام کا تصویر ایڈیت کر کے اور قبضہ شدہ سوبائل حوالہ کرنا بیان کیا۔ یوم حراست علی ستر ہاؤس ETEA نے بذریعہ TCS لسٹ کو ایک نمبر اور قبضہ بولیس کر کے شامل عمل کی ہے۔ لازم سلسلہ نمبر 1 اجزہ اسلام کا اعتراض بیان ذریعہ 161 خلاف تلبندی ہے۔ قبضہ شدہ سوبائل کی CDR شامل عمل کی ہے۔ مقدمہ میں سزا میں کارڈ، ظفر محمود کو کارڈ کے سلسلہ جات کو پروانہ جات ہذا کی سزا میں حوالہ محر انوسٹی کمیشن کی ہے۔ لازم کارڈ ہذا پر سوبائل فون طلب کر کے مقدمہ ہذا میں حسب ضابطہ گرفتار کر کے 10 مارچ عدالت میں پیش کر کے ایک یوم حراست حاصل کی۔ دوران انکار کمیشن لازم کارڈ نے اعتراض کر کے انکشاف کیا کہ اس کی جنوری ماہ 2022 میں PET لسٹ کیلئے بحثیت امیدوار داخل کیا ہے۔ جو بڑھ میں اسے معلوم ہوا کہ اجڑ گیا 5/6 PET سیٹ دے گئے ہیں۔ اور زیادہ تر فروقہ ہو چکے ہیں۔ اور اپنی اس کے ذریعے ہی سیٹ حاصل کیا گئی ہے۔ 20 کروڑ کئی دست نے اسے لازم ظفر محمود اسسٹنٹ ڈائریکٹر فیڈرل پبلک سروس کمیشن اسلام آباد کیا تھا مایل کیا۔ اور اس نے ایک ساتھ 80 ہنس نبرات دینے کے عوض سٹلا/40 ہزار روپے حوالہ کرنا بیان کیا۔ لازم عزہ اسلام، لازم کارڈ محمد کو بعد اتمام حراست حسب اہم عدالت نکل تیر کر میں داخل کر کے بچے اعتراض بیانات 161 خلاف تلبندی کی ہے۔ لازم عزہ اسلام نے عدالت ایڈیشنل سیشن جج صاحب چکدر اور انکیشن کر کے صاحب سوسول نے کالی سوا کی خارج کی ہے۔ مقدمہ میں جوری جالان سروس 10.04.2022 دیا گیا ہے۔ جبکہ لازم ظفر محمود کو امرود ہذا پر ذریعہ فوائے اطلاع دیکر طلب کیا تھا لیکن ذکر کردہ تحقیث کے خاطر حاضر ہوا اسکے خلاف کارڈی راجی ہادی باری تھا کہ لازم ظفر محمود ولد گل اختر ساکن فیڈرل پبلک سروس کمیشن اسلام آباد صاحبہ جس نے 10.05.2022 کو دفتر FIA پتار سمجھا کہ سروس 06.06.2023 کو دفتر FIA پتار سے جعلی وشل مقدمہ ہذا کی تحقیث جاری رکھنے کا خط لکھا ہذا پر ذریعہ (اگ سوسول ہذا کو لازم ظفر محمود کی حالت کارڈی راجی شی مکمل ہو کر باقاعدہ طور پر لازم کی حالت سروس 07.06.2023 کو جالان ذریعہ 5/2 سٹلا دیا جائے ہذا پر ذریعہ کارڈی راجی لازم نے عدالت AID صاحب چکدر سے سروس 27.06.2023 کی BDA کر کے جس میں تلف ہوا کہ 07.07.2023 کو لازم ظفر محمود کا BDA عدالت ہذا نے کفرم کر کے برنات گرفتار تصویر دیا کہ ضرورت ہے کہ 08.07.2023 کو برنات لازم ضرور جالان مکمل دیا گیا ہے اور لازم کے خلاف عدالت سول جج صاحب جرائیٹل سمٹ چکدر میں تیس ذریعہ سات ہے۔ پراگرمی رپورٹ عرب ہو کر کرائش

ASI/INV PS CHAKIDARA

13-10-023


A. Akhbar
13-10-2023

B-9


CHARGE SHEET

I, Aslam Nawaz SSP/Admn., Special Branch, Khyber Pakhtunkhwa Peshawar, as a competent authority, under the Khyber Pakhtunkhwa Police Rules, 1975 (Amended 2014) hereby charge you Constable Kashif Ahmad No.33 as follows: -

- 2) You while posted at SB Office-Karak (Beat Officer PS Khurram), have links with those personnel who have links with the Criminals, especially with the mastermind of MDCAI-2023 scam, namely Zaffar Mehmood Khattak which shows gross negligence in duty which brought this department in disrepute.
- 3) Your, this act amounts to gross misconduct and speaks highly adverse on your part warranting stern disciplinary action under the ibid Rules.
- 4) By reasons of the above, you appear to be guilty of misconduct and has rendered liable to all or any of the penalties specified under ibid Rules.
- 5) You are, therefore required to submit your written defense within Seven days of the receipt of this charge sheet to the Enquiry Committee/Enquiry Officer as the case may be.
- 6) Your written defense, if any, should reach the Enquiry Officer / Enquiry committee within the specified period, failing which it shall be presumed that you have no defense to put in and, in that case, an ex-parte action shall follow against you.
- 7) Intimate whether you desire to be heard in person.
- 8) A statement of allegations is enclosed.


(Aslam Nawaz) PSP
Senior Superintendent of Police Admn:
Special Branch Khyber Pakhtunkhwa,
Peshawar.

Received


12-10-023


Kashif Ahmad
No. 33


C-10

DISCIPLINARY ACTION.

I, Aslam Nawaz SSP/Admn: Special Branch, Khyber Pakhtunkhwa Peshawar, am of the opinion that Constable Kashif Ahmad No.33, while posted to this Establishment rendered himself liable to be proceeded against departmentally, as he committed the following acts / omissions within the meaning of Khyber Pakhtunkhwa Police Rules 1975 (Amended 2014).

STATEMENT OF ALLEGATIONS

- 2) He while posted at SB Office Karak (Beat Officer PS Khurram), have links with those personnel who have links with the Criminals, especially with the mastermind of MDCAT-2023 scam, namely Zaffar Mehmood Khattak which shows gross negligence in duty which brought this department in disrepute.
- 3) This act amounts to gross misconduct and speaks highly adverse on his part warranting stern disciplinary action under the ibid Rules.
- 4) For the purpose of enquiry against the said accused officer with reference to the above allegation Mohammad Maroof Khan (SP Surva) is appointed as Enquiry Officer to conduct enquiry under the ibid rules.
- 5) The Enquiry Officer/Enquiry Committee shall in accordance with the provision of the said Rules, provide reasonable opportunity of hearing to the accused, conclude departmental proceeding within 30 days of the receipt of this order and submit findings whether he is guilty or otherwise.
- 6) The accused officer is directed to attend the proceedings on the date, time and place fixed by the Enquiry Officer.


(Aslam Nawaz) PSP
Senior Superintendent of Police Admn:
Special Branch Khyber Pakhtunkhwa,
Peshawar.

No. 9915-10 /EB: dated Peshawar the 12 - /10/2023

1. Enquiry Office with the direction to initiate departmental proceedings against the accused under the Rules and submit his findings in shortest possible time.
2. LO/SB to deliver upon the official concerned.

Attested
[Signature]

D-11

ENQUIRY REPORT
AGAINST CONSTABLE KASHIF AHMAD NO. 33
AGO OFFICE KARAK, SPECIAL BRANCH

BACKGROUND:

Charge sheet along with summary of allegation served to Kashif Ahmad, FC AGO Office District Karak by SSP/Admin, Special Branch with the allegation that while posted as a Beat Officer, AGO SB Karak, has links with those personnel who have links with criminals, especially with the mastermind of MD-CAT 2023 scam, namely Zaffar Mehmood Khattak, which shows gross negligence in duty which brought this department in disrepute.

This act amounts to gross misconduct and speaks highly adverse on his part warranting stern disciplinary action against him under the rule of Khyber Pakhtunkhwa, Government Servants (efficiency and discipline). Charge sheet and summary of the allegation are attached as Annex-A.

Kashif Ahmad FC was suspended vide *Order No. 9223-32/EB dated Peshawar 21/09/2023*, attached as Annex-B. The undersigned was appointed as an enquiry officer to conduct enquiry under the ibid rules.

ENQUIRY PROCEEDINGS:

- Perusal of record at VB-II section reveals that the verification of Zaffar Mehmood bearing CRC No. 9785/CRC dated 26/07/2023 has been sent online from VB-II section to AGO Office SB, District Karak which was received on the same date and further endorsed to alleged official Constable Kashif Ahmad.
- Beat Officer, Kashif Ahmad submitted his report on the prescribed proforma of Special Branch to his AGO on 27/07/2023 vide Diary No. 251-SB-KK. The same was duly approved by SP concerned and sent back to SB/Hqrs VB-II section on 01/08/2023 online system.
- In response to the charge sheet, Kashif Ahmad submitted his written statement wherein he stated that he received the service verification of Zaffar Mehmood on 26/07/2023 and as a beat officer he collected information about Zaffar Mehmood while Nawab Zada area officer IB confirmed the *Good character* of Zaffar Mehmood. There was nothing adverse against him on Special Branch record, he added that he checked the record of the relevant police station about Zaffar Mehmood and found him clear. He also added that he made secret queries about Zaffar Mehmood but nothing adverse were found against him. Then he handed over the verification to Muharrar AGO Office Karak. He further added that later on Zaffar Mehmood was found involved in the MD-CAT scam and he (Kashif Ahmad) was suspended. He denied the allegation of contacts with any criminals. He further added that no evidence exists as per the allegation leveled in the charge sheet. During the cross-examination, the alleged official confessed that he did not meet Zaffar Mehmood neither he is known to him. Instead of Zaffar Mehmood one of his relative came for verification. At one point he confessed that he forgot that in how many days he made verification of Zaffar Mehmood. While another question he said that made verification in one day. This statement along with queries are attached as Annex-C. It is worth to mention that alleged Kashif Ahmad intentionally hid the fact that who gave him bio-data of Zaffar Mehmood.
- As per the allegation the number registered against the CNIC of Kashif Ahmad was obtained from CTD KP. The following numbers are registered against the CNIC of Kashif Ahmad.

Kashif Ahmad
20/09/23

Rank & Name	CNIC	Contact No
Constable Kashif Ahmad	14203-6239153-7	0310-9654183
		0343-5424552
		0340-9136611
		0348-9624544
		0331-9806242

• Similarly, the cell numbers of Zaffar Mehmood was also received as under!

Name	CNIC	Contact No
Zafar Mehmood s/o Gul Akhtar	14202-2484610-7	0311-9403223
		0332-9078103
		0344-9340750
		0312-9340750
		0317-8522158

out of these numbers, the CDR of cell numbers 0311-9403223, 0332-9078103, and 0344-9340750 were received while the remaining 02 numbers have no CDR. CDR study concluded that no contact has been made during period (June 2023 to September 2023).

- CDR of alleged Kashif Ahmad revealed that contact have been made between him and Gul Salim ASI from SB/Hqrs Peshawar on 27/07/2023, 30/07/2023 and 08/02/2023 (twice). These voice calls might be regarding the in question matter.
- On the other hand on 27/07/2023 call has been made to Zaffar Mehmood from AGO Karak office. While two calls made on 31/07/2023 from AGO Karak office to Zaffar Mehmood. These calls are suspicious because on these dates verification was made & uploaded. CDR attached as Annex D.
- During the course of enquiry it has been learnt that the following cases has been registered against Zaffar Mehmood so-called mastermind of MD-CAT at Peshawar & Dir Lower.

*Alleged
P.M.*

1. FIR No. 50 dated 27/07/2012 u/s 419/420 PPC PS University Town, Peshawar
2. FIR No. 53 dated 24/07/2016 u/s 419-468-471-420-511 PPC 36/37 PS University Town, Peshawar
3. FIR No. 76 dated 27/03/2022 u/s 419-420-468-471 PPC PS Chakdara Dir Lower. In Dir lower case Zaffar Mehmood was added in the column of accused during investigation and proceeding u/s 204 CrPC, 87 CrPC has been carried out and challan u/s 512 CrPC has been prepared.

In this regard, DPO Karak was requested to examine the record of concerned Police Station District Karak vide No. POI/LO/SB/844 dated 19/10/2023 and furnished information.

The reply of DPO Karak received vide No. 5097/PA dated 27/10/2023 is as!

"As per the record of Police Station City District Karak, Zaffar Mehmood is not involved in any criminal case and there is nothing adverse against him. Similarly, the record of the police station was thoroughly checked/perused regarding the mentioned FIRs against the above-named individual

(Zaffar Mehmood) but no investigation process in these cases have been communicated/incorporated with local Police Station City Karak." (3)

Letter is placed as Annex-E.


FINDINGS:

In the light of statements recorded, perusal of record & CDR. It was found that verification forms of verification of character/antecedent of Zaffar Mehmood R/O Karak from FPSC Islamabad received to Central Registry SB (CRC) which was given No. 9786-CRC dated 26/07/2023 and forwarded to VB-II section. VB-II section forwarded this letter online to AGO District Karak without any enclosures (Forms of Verification). This verification was marked to alleged constable Kashif Ahmad on 26/07/2023 and he submitted his report after ground check and police station verification on 27/07/2023. Beat officer did not get any report of concerned Police Station about Zaffar Mehmood. The specialty of the verification (ground check) conducted by officials of Special Branch have a remarkable value and the beat officer did not make the proper ground check and verification with interest and logical way. He just pushed this verification ignorantly and brought himself accountable and disrepute of the department. He intentionally hid the fact that who provided the personal data of Zaffar Mehmood. He also hid the fact about Zaffar Mehmood resides out of district.

As far as links with criminals particularly with Zaffar Mehmood master mind of MD-CAT is concerned CDR (call data record) of Zaffar Mehmood was collected and no direct contact has been found between the two. However, contact has been observed between Gul Salim ASI & Kashif Ahmad, similarly AGO office with Zaffar Mehmood, this fact was hid by alleged officials. Nowadays most people are aware that the CDR is accessible and can be obtained as evidence, therefore people mostly use WhatsApp for this purpose. People like Zaffar Mehmood master mind of MD-CAT might use the same technique of communication. Moreover, the collection of record of WhatsApp is a very complicated process.

RECOMMENDATIONS:

Aforesaid discussion and perusal of record concludes that the alleged official Kashif Ahmad, Beat Officer SB Office AGO Karak is found of negligence and lack of interest in his official work for not conducting a proper ground check/verification of such a person (Zaffar Mehmood, master mind MD-CAT scam), who is involved in different cases and even proceedings under section 512 CrPC was carried out against him. During ground check he did not record any statement of notable/elders of the area. He also not collected written report of concerned Muharrar/SHO. He also Intentionally hid the fact that who provided him the bio data of Zaffar Mehmood. Which shows the incompetency and gross negligence and malafide attention of Kashif Ahmad. Therefore major punishment for delinquent official Kashif Ahmed No. 33, is recommended please.



(Muhammad Marqof)^{PSP}
Superintendent of Police, Survey Section
Special Branch, Khyber Pakhtunkhwa,
Peshawar



E14

L387 (73)
8.5.24

**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-FC Kushif Ahmad No. 33. The applicant was dismissed from service by DIG Special Branch vide Order No. 102-08/C&I Desk, dated 4.12.2023, on the allegation that he while posted at SB Office Karak (Beat Officer PS Khurram) has links with criminals especially with master-mind of MDCAIT-2023 scam namely Zafar Mehmood Khattak.

The Appellate Authority i.e. Addl: IGP Special Branch, rejected and filed his appeal vide Order No. 140-147/C&I Desk, Peshawar, dated 19.02.2024

Meeting of Appellate Board was held on 02.05.2024 wherein petitioner was heard in person. The petitioner contended that the service verification of Zafar Mehmood was verified after examining the PS record and conducting open & secret enquiry. Nothing adverse was found on record.

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

Sd/-
AWAL KHAN, PSP
Additional Inspector General of Police,
HQrs: Khyber Pakhtunkhwa, Peshawar.

No. S/ 937-942 /24, dated Peshawar, the 07-05- /2024.

Copy of the above is forwarded to the:

1. Addl: Inspector General of Police, Special Branch KP Peshawar. Service Record (28 pages) and Enquiry File (44 pages) of the above named Ex-FC received vide your office Memo: No. 275/C&I Desk, dated 01.04.2024 is returned herewith for your office record.
2. Deputy Inspector General of Police, Special Branch.
3. AIG/1 egul, Khyber Pakhtunkhwa, Peshawar.

Adm. & S/PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.	
DIG Ins/Bg/PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.	
DIG Sec/Bg/PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.	
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EC / E-Cell

Blessed
m. amir

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