

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL,
PESHAWAR.

Service Appeal No.692/2024.

Mr. Nageeb Ullah, (Ex- Constable Belt No. 950/Km), Sadda Lower Kurram, District
Kurram.

.....Petitioner.

VERSUS.

1. District Police Officer, Kurram.
2. Regional Police Officer, Kohat Region, Kohat.

.....Respondents.

INDEX

S.NO	Description of Documents	Annexure	Page
1.	Para-wise Comments		1-3
2.	Affidavit		4
3.	Authority Letter		5
4.	Charge Sheet	A	6
5.	Statement of Allegations	B	7
6.	Enquiry/Finding	C	8-9
7.	Final Show Cause Notice	D	10
8.	Dismissal Order (DPO)	E	11-12
9.	Rejection Order (RPO)	F	13


Deponent

(Focal Person DPO Kurram)
(Respondent No. 1)

24-07-24

①

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

Service Appeal No. 692/2024

Mr. Naqeeb Ullah (Ex-Constable No. 950/KM, PS Sadda District Kurram.

(Appellant)

V E R S U S

1. District Police Officer, Kurram Khyber Pakhtunkhwa
2. Regional Police Officer, Kohat Region, Kohat

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 14462

Dated 24-07-2024

(Respondents)

COMMENTS ON BEHALF OF RESPONDENTS NO. 1 & 2.

Respectfully Sheweth:-

The Para -Wise comments are submitted as under:

PRELIMINARY OBJECTIONS:-

- a) That the appellant has got no cause of action to file the present appeal.
- b) That the appellant has got no locus standi.
- c) That the appeal is bad for mis-joinder and non-joinder of necessary parties.
- d) That the appeal is not maintainable in its present form.
- e) That the appellant is estopped by his own conduct to file the instant appeal.
- f) That the appellant has concealed Material facts from this Hon'able Tribunal.
- g) That appellant has not come to the Tribunal with clean hands.
- h) That the appeal is time barred.

FACTS.

1. Para is correct to the extent of Service of appellant in Levy Force and subsequent absorption as Constable in Khyber Pakhtunkhwa Police, however appellant after absorption in Police proved himself an inefficient official.
2. Pertains to Service record, hence need no Comments.
3. Para is correct to extent of issuance of charge sheet. Appellant while posted as Incharge of City Sadda, took a huge amount from drug dealers, allowed them, and helped them in their drug business. His this act of supporting drugs dealers and criminal's amounts to gross misconduct, rendering himself unfit for police service, besides tarnished the image of police department.

On account of such misconduct appellant was served with the Charge sheet and proper Disciplinary proceedings were initiated against him, for which Mr. Mazhar Jehan SP Investigation, Kurram was nominated as Enquiry Officer and proper departmental Enquiry proceeding was initiated against him. (Copies of Charge Sheet and Disciplinary Action are attached as Annex "A" & "B").

4. Incorrect: Proper disciplinary proceeding was initiated against appellant, through Mr. Mazhar Jan SP Investigation, Kurram. During proceeding appellant was associated, and provided opportunity of cross examination, but he failed to prove himself innocent. During enquiry appellant was found guilty for the misconduct. Appellant has been found involved in contacts with drug dealers, hence the enquiry officer recommends him for

major punishment. Consequent upon receipt of recommendation of enquiry Officer, appellant was served with Final Show Cause Notice the reply of which was found unsatisfactory, however, before passing any final Order appellant was heard in person in Orderly Room, but he failed to advance any cogent reason in support of his innocent, hence he was dismissed from Service in accordance with the rules. **(Copies of Enquiry/Finding Report, Final Show Cause Notice and Dismissal Order are attached as Annex "C", "D" & "E")**.

5. Para is incorrect and misleading. Reply already given in para-4 above.
6. Correct to the extent of filing of departmental appeal, however, the same was examined by the appellate authority and rejected the same being devoid of merit, through speaking Order, after providing him an opportunity of personal hearing. **(Copy of Rejection Order is attached as "F")**.

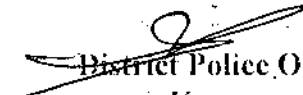
GROUNDS


- A. Incorrect: The Orders of respondents are quite legal and accordance with rules/laws.
- B. The appellant was served with proper Charge Sheet vide No. 08/PA dated 26.10.2023.
- C. Incorrect: Proper charge sheet was issued against appellant and after proper enquiry during which he was found guilty.
- D. Incorrect: Proper departmental enquiry initiated against the appellant through enquiry Officer Mr. Mazhar Jehan SP Investigation. During enquiry appellant was associated with the enquiry proceedings and proper opportunity of cross examination was provided to the appellant.
- E. Incorrect: The appellant was issued Final Show Cause Notice his reply was received but the same has been found unsatisfactory, hence dismissed from service.
- F. Incorrect: Appellant was provided the relevant documents.
- G. Incorrect. Reply already given vide paras above.
- H. The charges against appellant stands proved during departmental enquiry beyond any shadow of doubt. Appellant was associated with the enquiry proceedings, but he failed to prove himself innocent.
- I. As already explained above in proceedings paras.
- J. Not relevant to the case of appellant, the charges against appellant has already stands proved during enquiry.
- K. Pertains to record, hence need no comments.
- L. Pertains to record, hence need no comments.
- M. Incorrect: On account of gross misconduct as explained in para-2, appellant was served with Charge Sheet and after proper departmental enquiry and fulfillment of codal formalities dismissed from service through speaking Order which is maintainable in the eyes of law.
- N. That the orders of respondents are quite legal and in accordance with law.
- O. Incorrect: Appellant was treated as per law/rules.

- P. Incorrect: As already explained in the preceding paras the answering respondents have not violated Article any constitution rights nor deprived the appellant from his fundamental rights, rather he was treated as per law.
- Q. Incorrect: Reply already given vide para above.
- R. Incorrect: Appellant was treated as per law/rules.
- S. Pertains to his Service record, hence need no comments.
- T. Incorrect and misleading. During departmental enquiry appellant was found guilty and the allegation against stands proved beyond any shadow of doubt.
- U. Incorrect: Appellant was treated as per law/rules.
- V. Incorrect: Appellant was treated as per law/rules
- W. The Orders of respondents are quite legal in accordance with law/rules.
- X. The appellant was treated accordance with Laws.
- Y. The respondent department may also be allowed to advance additional grounds at the time of hearing before the honorable Tribunal.

PRAYERS

It is humbly prayed that, his appeal being devoid of merits, may kindly be dismissed with costs, please.


District Police Officer
Kurram
(Respondent No. 01)
(Nisar Ahmad Khan) QPM (PSP)
Incumbent


Regional Police Officer
Kohat Region, Kohat
(Sher Akbar PSP, S.St)
(Respondent No. 02)
Incumbent

4

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.

Service Appeal No. 692/2024

Mr. Naqeeb Ullah (Ex-Constable No. 950/KM, PS Sadda District Kurram.

(Appellant)

V E R S U S

1. District Police Officer, Kurram Khyber Pakhtunkhwa

2. Regional Police Officer, Kohat Region, Kohat

(Respondents)

AFFIDAVIT

I, Mr. Nisar Ahmed Khan QPM, PSP, District Police Officer Kurram (Respondent No. 01) do hereby solemnly affirm and declare on oath that the contents of the accompanying para-wise Comments on behalf of respondents are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

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



(Nisar Ahmad Khan) QPM (PSP)
District Police Officer
Kurram
(Respondent No. 01)
Incumbent

24 JUL 2024

5

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.

Service Appeal No. 692/2024

Mr. Naqeeb Ullah (Ex-Constable No. 950/KM, PS Sadda District Kurram.

(Appellant)

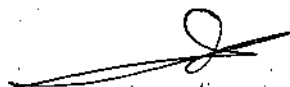
V E R S U S


1. District Police Officer, Kurram Khyber Pakhtunkhwa
2. Regional Police Officer, Kohat Region, Kohat

(Respondents)

AUTHORITY LETTER.

Mr. Javed Shah s/o Said Wazir Focal Person bearing CNIC No. 21303-92733132-9 is hereby authorized to institute para-wise comments duly signed by respondents in the Honorable Court on behalf of the respondents.


(Nisar Ahmad Khan) QPM (PSP)
District Police Officer
Kurram
(Respondent No. 01)
Incumbent


(Sher Akbar PSP, S.St)
Regional Police Officer
Kohat Region, Kohat
(Respondent No. 02)
Incumbent

③

Annex - 'A'



OFFICE OF THE
DISTRICT POLICE OFFICER

KURRAM, KHYBER PAKHTUNKHWA

Tel/Fax: 0926-311354*Email:policekurram@gmail.com

No.A.B...../PA Dated 26/12/2023

CHARGE SHEET.

1. **MR. Muhammad Imran (PSP), DISTRICT POLICE OFFICER KURRAM** as competent authority, under Khyber Pakhtunkhwa Police E&D Rules 1975 (amended 2014), am of the opinion that **Naqeeb Ullah Belt No. 950 I/C Sadda** yourself liable to be proceeded against, as you have committed the following act/omissions within the meaning of rule 3 of the Police Rules 1975.

ii. **Reportedly, you while posted as Incharge City Sadda in close connivance with SHO PS Sadda took money from drug dealers allowed them and helped them in their drug dealers business. Your act of mixing with drug dealers and criminals amounts to gross misconduct on your part rendering your unfit for police service.**

2. By reason of the above, you appear to be guilty of misconduct under the Police E&D Rule 1975 (amended 2014) and have rendered yourself liable to all or any of the penalties specified in the Police Rules.

3. You are therefore, required to submit your written statement within (07) days of the receipt of this charge sheet to the inquiry officer.

4. Your written defense if any should reached the enquiry officer within the specified period, failing which it shall be presumed that you have no defense to put in and ex-parte action shall be taken against you.

5. A statement of allegation is enclosed.

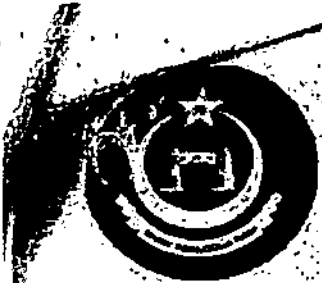
Attested

[Signature]
District Police Officer
Kurram

[Signature]
District Police Officer
Kurram

(7)

Annex-B



OFFICE OF THE
DISTRICT POLICE OFFICER

KURRAM, KHYBER PAKHTUNKHWA

Tel/Fax: 0926-311354*Email:policekurram@gmail.com

No.e7...../PA Dated ...26/10/2023

DISCIPLINARY ACTION.

1. **MR. Muhammad Imran (PSP), DISTRICT POLICE OFFICER KURRAM** as competent authority, under Khyber Pakhtunkhwa Police E&D Rule 1975 (amended 2014), am of the opinion that **Naqeeb Ullah Belt No. 950 I/C Sadda** yourself liable to be proceeded against, as you have committed the following act/omissions within the meaning of rule 3 of the Police Rules 1975.

STATEMENT OF ALLEGATIONS

ii. **Reportedly, you while posted as Incharge City Sadda ⁱⁿ close connivance with SHO PS Sadda took money from drug dealers, allowed them and helped them in their drug dealers business. Your act of mixing with drug dealers and criminals amounts to gross misconduct on your part rendering your unfit for police service.**

2. For the purpose of conduct inquiry with reference to the above allegations **SP investigation Kurram** is appointed as Inquiry officer. The inquiry officer shall in accordance with the provision of the Police E&D Rule 1975 (amended 2014), provide reasonable opportunity of hearing to the accused official, record his finding and make, within (07) days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused official.

The official shall join the proceeding on the date, time and place fixed by the inquiry officer.


District Police Officer
Kurram

Copy of above to:

- 3. **SP investigation Kurram** :- The Enquiry Officer for initiating proceedings against the official under the provision of Police Rule 1975.
- 4. **The official concerned:-** with the direction to appear before the Inquiry Officer on the date, time and place fixed by him for the purpose of inquiry proceedings.

Attested


District Police Officer
Kurram


District Police Officer
Kurram



OFFICE OF THE
SUPERINTENDENT OF POLICE INVESTIGATION
KURRAM, KHYBER PAKHTUNKHWA

No. 1061/SP/Inv Dated 24-11-2023

بجوالہ چپارچ شیٹ وڈ پلنری نمبر PA/07-08 مورخہ 26/10/2023 بنام کاٹھیل تیب اللہ بیٹ نمبر
1950 چپارچ سٹی صدر

بجوالہ عنوان بالا میں کاٹھیل تیب اللہ بیٹ نمبر 1950 چپارچ صدر کو جناب ڈی پی او صاحب نے ذیل الزامات کے
تحت چپارچ شیٹ کر کے انکے کے خلاف ممکنہ انکوائری کا حکم صادر کر کے الزامات کی تفصیل ذیل ہے

STATEMENT OF ALLEGATIONS

“Reportedly you while posted as Incharge City Sadda Lower Kurram in close connivance
with SHO PS Sadda took huge money from drug dealers allowed them and helped them in
their drug business. Your act of mixing with drug dealers and criminal's amount to gross
misconduct on your part rendering you are unfit for police service”

بالا الزامات کی روشنی میں انکوائری سارک ہو کر انکوائری آفیسر زید سخی مقرر ہو اور انکوائری شروع کی اور الزام علیہ کو طلب کر کے اس
کو سنا اور اس سے تحریری بیان تکمیل کیا اپنے بیان میں تمام الزامات سے انکاری ہے اور اپنے بیان میں خود کو بے وقور ٹھہرایا ہے۔
اپنے بیان میں منشیات کے خلاف جو کارروائی کی ہے۔ اس بہت 25 اوراق پر مشتمل FIR کی کاپیاں ہمراہ لف کی ہیں۔ جو کہ قابل ملاحظہ
ہیں۔ بیان پر بطور جسرح سوال و جواب کے گئے ہیں۔

بیانات

- 1- بیان انان محمد صاحب SDPO لوئر کرم صدر
- 2- بیان انان محمد حسام SHO لوئر کرم صدر
- 3- بیان انان کاٹھیل تیب نائل حنان گنہرا چپارچ سٹی صدر
- 4- بیان انان سعید اللہ بیٹ نمبر 807 گنہرا چپارچ سٹی صدر
- 5- ڈی ایس پی چپارچ صدر ایچ پی تنغیہ صدر لوئر کرم

ڈی ایس پی لوئر کرم برانچ چپارچ صدر ایچ پی نے سوشل ڈائری مورخہ 10-18-2023 کو انفران بالا تحریر کی ہے۔ کہ انفران بالا
صاحبان کو شکایت تھی کہ صدر بازار میں کھلم کھلا منشیات منسروخت ہو رہے اور صدر لوئر کرم کے محلات سے نمبر لکڑی اور سوپ
سٹون کا سنگلگ ہو رہے شاماتی انجمنی میں تعمیرات ہو رہے ہے اس سلسلہ میں ہم ڈی ایس پی سٹانڈ نے خفیہ طور پر معلومات
کر کے واقعی صدر بازار میں از ہم منشیات منسروختی کا دھندہ کافی مقدار میں بلا خوف کے شروع ہے اور ساتین چیک پوسٹ، گلاب گل
چیک پوسٹ، ہیریتیم چیک پوسٹ، نمبر لکڑی و سوپ سٹون کا کھلم کھلا سنگلگ شروع ہے عوامی شکایت ہے کہ ان ڈرگ
منسروخت اور سنگلوں سے محتابہ لوئر کرم، چپارچ سٹی، انچارج حنان چیک پوسٹ ملے ہوئے ہیں اور یہ بھی عوامی شکایت کرتے ہے کہ
متذکرہ لوئر کرم کے اپنا بہتہ وصول کرتے ہے۔ لہذا علوانہ محتابہ لوئر کرم صدر میں منشیات منسروختوں کے اڈے اور نمبر لکڑی سوپ
سٹون کے ڈیٹران بنسیر خوف کے مسکو دھندہ مسروخت پر ہے جس کی وجہ سے عوام کا پولیس سے اعتماد ختم ہو رہے۔ اگر ان ڈیٹرانوں کا یہ مسکو دھندہ
دھندہ کے روک محتابہ ہوئی تو مسروخت اور شریف لوگوں کا ہینا مسرام کرنے کا خدشہ ہے۔ سوشل ڈائری مسرتب کر کے انفران بالا کو ارسال
ہوگی۔

FINDING

الزام علیہ کے بارے دیگر ذرائع سے پتہ کر کے معلوم ہوا کہ ترقیب اللہ سٹی انچارج صدر کے بارے میں ہر طریقے سے معلومات و پتہ برابری کی گئی ہے خفیہ معلومات سے بھی معلوم ہوا کہ ترقیب اللہ سٹی انچارج منشیات منسروشنوں سے رستم وصول کرنا تھا۔ چونکہ یہ فیصد اتنی کام ہے۔ بڑی وجہ اس قسم کے کام چھپ کر کے جاتے ہیں جس کا کوئی ثبوت گواہ نہیں ملتا ہے

بیانات / خفیہ معلومات کی گئی ہیں ترقیب اللہ انچارج سٹی کالانی صدر سے ایک ہی پوسٹ پر اور ایک ہی سٹیشن پر لگا تار ڈیوٹی کرتے رہتا اور اپنے دور تعیناتی کے دوران کوئی بھی متاثر ذکر منشیات کی کیپ نہیں پکڑی جبکہ SHO صاحب سے موصول شدہ فہرست جس میں منشیات منسروشنوں کے نام درج ہے کے خلاف کوئی بھی کابل ذکر کارروائی نہیں کی اس کے علاوہ DSB اہلکار عبدالرحمن لوڈ کریم کے بیان کے مطابق ترقیب اللہ سٹی انچارج صدر منشیات منسروشنوں سے رستم وصول کرنا تھا۔ اس کے علاوہ SDPO یوسف حناں حقیقہ صدر ہوز کریم اور موجود SHO رحیم حناں حقیقہ ممتاز صدر لوڈ کریم کا بیان بھی ترقیب اللہ کے خلاف جاتا ہے۔ ترقیب اللہ بحوالہ آرڈر نمبر OB No.346 dated: 18/10/2022 مبارک دفتہ جناب DPO صاحب کریم بحیثیت انچارج سٹی صدر لوڈ کریم تعینات ہوا۔

RECOMMENDATION

بدوران انکوائری تمام بیانات و موجود متاثر کارپیکارڈ و خفیہ معلومات سے یہ بات سامنے آئی ہے کہ سٹی انچارج صدر ترقیب اللہ منشیات منسروشنوں سے رستم وصول کرنا تھا۔ جس سے منشیات منسروشنوں کی حوصلہ منسزائی ہوئی اور معاشرے کے نوجوان اس نشے کے ہاتھوں یا قوموت کے منہ میں چیلے گئے یا تسلیم اور مستقبل تباہ ہوا جس کی وجہ سے منشیات کے عادی معاشرہ پر بوجھ بن گئے، اور اس وجہ سے دیگر حیرانم کی طرف مائل ہوئے اور لوکل پولیس کی کالنی بدنامی ہوئی۔ لہذا ترقیب اللہ کو MAJOR PUNISHMENT کی سزا عطا کرنے کی حیاتی

انکوائری آفیسر / ایس پی انو سٹیشن کریم
مورحہ 24 نومبر 2023

Attested

District Police Officer
Kurram

(10)

Annex "D"

OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA

Tel/Fax:0926-311354*Email:policekurram@gmail.com

No 33 /

Dated Parachinar 25/11/2023

FINAL SHOW CAUSE NOTICE

I Muhammad Imran (PSP), District Police Officer, Kurram as competent authority, under Khyber Pakhtunkhwa Police E&D Rules 1975 (amended 2014), do hereby serve you, Constable Naqeeb Ullah 950/km while posted at Incharge City Sadda as follows:

- (i) that consequent upon the completion of inquiry conducted against you by the enquiry officer vide communication No. 1061/SP/INV/Kurram dated 24.11.2023; and
(ii) On going through the findings and recommendations of the inquiry officer, the material on record and other connected paper before the enquiry officer.

I am satisfied that you committed the following acts / omissions specified in Rule-3 of Police Disciplinary Police E&D Rules 1975 (amended 2014).

بدوران انکوارٹری تمام بیانات و موجودہ قلمانی کار پیکار و خفیہ معلومات سے یہ بات سامنے آئی ہے کہ سٹی ایچ اے جی ایم ایچ صمدہ تقیہ اللہ خٹیاٹ فروشوں سے رقم وصول کرنا تھا جس سے خٹیاٹ فروشوں کی حوصلہ افزائی ہوئی اور معاشرے کے لوگوں کو اس نئے کے ہاتھوں یا تو موت کے منہ میں پلے گئے یا قلعیم اور مستحق تہا ہوا جس کی وجہ سے خٹیاٹ کے عادی معاشرہ پر بوجھ بن گئے اور اس وجہ سے دیگر جرائم کی طرف سائل ہوئے اور لوکل پولیس کی کافی بدنامی ہوئی۔ لہذا کانسٹیبل تقیہ اللہ کو Major Punishment کی سزا کی سفارش کی جاتی ہے۔

- As a result thereof, I Muhammad Imran (PSP), District Police Officer, Kurram as competent authority, have tentatively decided to impose upon you one or more penalties including Dismissal from Service as specified in Rule-4 of the Ibid Rule.
- You, are, thereof, required to show cause as to why the aforesaid penalties should not be imposed upon you and also intimate whether you desire to be heard in person.
- If no reply to this Notice is received within (07) days of its delivery, it shall be presumed that you have no defense to put in and in that case an ex-parte action shall be taken against you.
- A copy of the findings of the inquiry officer is enclosed.

Attested

[Signature]
District Police Officer
Kurram

[Signature]
(MUHAMMAD IMRAN) PSP
District Police Officer,
Kurram

(11)

Annex "E"
882



OFFICE OF THE
DISTRICT POLICE OFFICER
KURRAM, KHYBER PAKHTUNKHWA
Tel/Fax:0926-311354*Email:policekurram@gmail.com

ORDER:

This order is hereby issued to dispose of departmental enquiry initiated against the delinquent constable Naqeeb Ullah 950/km, vide this office No. 09/PA dated 26/10/2023, having Mr. Mazhar Jehan SP Investigation, Kurram as enquiry Officer, with following allegations.

"Reportedly you while posted as Incharge City Sadda as close connivance SHO PS Sadda in with while posted as took huge money from drug dealers, allowed them and helped them in their drug business. Your act of mixing with drug dealers and criminal's amounts to gross misconduct on your part rendering you are unfit for police service".

2. On 02.11.2023, Enquiry Officer finalized his enquiry against constable Naqeeb Ullah 950/km vide letter No.1061/SP/INV/Kurram dated 24.11.2023 with following findings and recommended him for major punishment.

"بدوران انکوائری تمام بیانات و موجودہ قلمی کار پکارڈ وغیرہ مطوعات سے یہ بات سامنے آئی ہے کہ سنی انچارج صدر تھیب اللہ خٹیاٹ فروشوں سے رقم وصول کرتا تھا جس سے خٹیاٹ فروشوں کی حوصلہ افزائی ہوئی اور معاشرے کے نوجوان اس نئے کے ہاتھوں یا تو سوت کے سڑ میں پلے گئے یا تعلیم اور مستقبل تباہ ہوا جس کی وجہ سے خٹیاٹ کے عادی معاشرہ پر بوجھ بن گئے اور اس وجہ سے دیگر جرائم کی طرف سسک ہوئے اور لوکل پولیس کی کافی بدنامی ہوئی۔ لہذا انکوائری تھیب اللہ کو Major Punishment کی سزا کی سفارش کی جاتی ہے۔"

3. On 03.11.2023, Constable Naqeeb Ullah 950/km was issued Final Show Cause Notice vide this office letter No. 33/PA dated 25.11.2023 His reply has been received to this office and has been found unsatisfactory.

4. On 05.12.2023, he was summoned in orderly room and was heard in person at length. His written as well as verbal explanation has been considered and found un-satisfactory. He could not produce any convincing explanation in his defence.

5. I have gone through the contents of enquiry report. I have also got information from discreet as well as open sources and personal service file of the delinquent officers. He was posted as Incharge Sadda City. He got mixed up with criminals/drug mafia; got huge money and destroyed already weak fabric of newly born police department in Kurram. Corruption begets corruption, injustice crime and social unrest. Ignoring such acts of corruption is akin to promoting corruption. Mixing up with drug mafia and criminals is bane for police Officer. In

(12)

order to break this ignominious circle of corruption, strict and exemplary action is dire need of the hour.

6. After perusal of enquiry file, findings of the enquiry officer, and service record of the delinquent police personnel I, the undersigned have reached the conclusion that delinquent officer Naqeeb Ullah 950/KM has been found involved in mixing up with drug dealers took month wise bribe from drug dealers. Such grievous misconduct has earned bad name for the police department and must not go unattended.

Therefore, I **Muhammad Imran (PSP)** District Police officer Kurram, being a competent authority, agreeing with the findings of enquiry officer, hereby award Constable Naqeeb Ullah 950/km major punishment of **Dismissal From Service** with immediate effect under Khyber Pakhtunkhwa Police E&D Rules 1975 (amended 2014).

Order announced

(MUHAMMAD IMRAN)^{PSP}
District Police Officer,
Kurram

OB No. 729
Dated: 12 / 12 / 2023

Copy forwarded to the:-

1. Regional Police Officer Kohat Region.
2. Superintendent of Police, Complaints & Enquiry, Internal Accountability Branch, Khyber Pakhtunkhwa, CPO, Peshawar.
3. Superintendent of Police (Investigation) Kurram
4. District Accounts Officer Kurram
5. SRC Kurram Police
6. Pay Officer Kurram Police
7. OASI Kurram Police
8. Official concerned

Attested


District Police Officer
Kurram

(MUHAMMAD IMRAN)^{PSP}
District Police Officer,
Kurram

(15)

Ammer "P"

ORDER.

This order will dispose of the appeal preferred by Ex- Constable Naqeeb Ullah No.950 of District Kurram, against the punishment order passed by District Police Officer, Kurram vide OB No.729, dated 12.12.2023 whereby he was awarded major punishment of Dismissal from service.

Brief facts of the case are that the appellant was posted as Incharge City Sadda where he, in connivance with SHO P.S Sadda had cultivated a close relation with narcotics sellers/ drug peddlers. He was also found involved in taking money from drug dealers in order to allow them to run their illegal narcotic business. This act on the part of delinquent officer amounted to gross misconduct.

District Police Officer, Kurram initiated proper departmental enquiry proceedings against him and Superintendent of Police, Investigation, Kurram was appointed as Enquiry Officer. The Enquiry Officer after fulfillment of codal formalities, submitted his findings wherein the appellant was found guilty of the charges leveled against him. On recommendation of the enquiry officer, the District Police Officer, Kurram issued Final Show Cause Notice to him vide No.33 dated 25.11.2023 but his reply to the Final Show Cause Notice was found unsatisfactory.

Keeping in view the recommendations of the Enquiry Officer and the above cited circumstances, the delinquent officer was awarded major punishment of dismissal from service vide District Police Officer, Kurram OB No.729 dated 12.12.2024.


Feeling aggrieved from the order of District Police Officer, Kurram, the appellant preferred the instant appeal. He was summoned and heard in person in Orderly Room held in the office of the undersigned on 07.05.2024. During personal hearing, the appellant could not advance any plausible justification in his defense to prove his innocence

Foregoing in view, I, **Sher Akbar, PSP, S.St, Regional Police Officer, Kohat**, being the appellate authority, am of considered opinion that the charges leveled against the delinquent officer have been fully established. The punishment of dismissal from service awarded by District Police Officer, Kurram to the delinquent officer is justified and, therefore, warrants no interference. Hence, appeal of Ex Constable Naqeeb Ullah No.950 is hereby **rejected**, being devoid of substance and merit.

Order Announced

07.05.2024

No. 4059 /EC, Dated Kohat the 09/5 /2024


Regional Police Officer,
Kohat Region

Copy forwarded to District Police Officer, Kurram for information and necessary w/r to his office Memo: No. 64/SRC, dated 19.02.2024. Service Record and Enquiry File are returned herewith.

Attested


District Police Officer
Kurram

SRC