

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

**Service Appeal No.7027/2021**

Mr. Qaisar Hussain S/o Sahib Zaman Caste, Bangash resident of Village Zeran Upper Kurram Parachinar, District Kurram.

.....Petitioner.

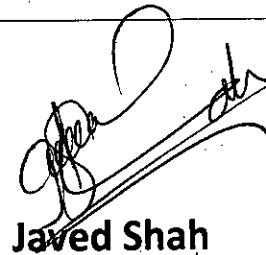
**VERSUS**

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

..... Respondents.

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**Javed Shah**

**(Focal Person DPO Kurram)**

**Respondent No.1**

①

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

**Service Appeal No. 7027/2021**

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**VERSUS.**

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

Diary No. 12316

Dated 22/4/24

.....Respondents.

**Application for Submission of Record/Additional Documents in Service Appeal No. 7027/2021.**

**Respectfully Sheweth:**

Respondents humbly submitted that,

1. The above cited title case was fixed for hearing dated 12/01/2024 before this Hon'ble Tribunal and is fixed for hearing on 07/05/2024.
2. That on order Sheet dated 12/01/2024, this Hon'ble Tribunal directed the respondents to submit complete record on behalf of above mentioned case before next hearing positively.
3. That the record/additional documents are now duly prepared for submission.

**Prayers:**

It is therefore, most humbly requested that the respondents may kindly be allowed to submit the Record/Additional Documents please.

~~\_\_\_\_\_~~  
District Police Officer  
Kurram

(Respondent No.01)

Nisar Ahmed.

2

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

**Service Appeal No. 7027/2021**

Mr. Qaisar Hussain S/o Sahib Zaman Caste, Bangash resident of Village Zeran  
Upper Kurram Parachinar, District Kurram.

.....Petitioner.

**VERSUS.**

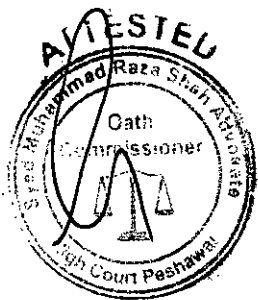
1. District Police Officer, District Kurram.
2. Regional Police Officer, Kohat region, Kohat.
3. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.

.....Respondents


**AFFIDAVIT.**

I, Mr. Nisar Ahmed QPM, (PSP) District Police Officer Kurram (Respondent No.1) do hereby solemnly affirm and declared on oath that the contents of this accompany Record/ additional documents on behalf of respondents are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable 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.



22 APR 2024

  
District Police Officer Kurram  
(Respondent No.1)

جناب عالی !

عرض کیجائی ہے کہ ذیل پولیس ایگوارڈان محرم الحرام ذیلوی  
سے منجما ہنسریٹ۔

- 1 کریم خان ولد انوار خان 667580
- 2 بنت شاہ ولد داود شاہ
- 3 سید قیوم ولد حکیم خان
- 4 محمد امین ولد تاج محمد
- 5 میر بادشاہ ولد گل بادشاہ
- 6 شاہ معین ولد درخشاہ
- 7 ملکیت خان وار نذیر گل
- 8 مینا گل وار نذیر گل
- 9 صفدر حیات ولد حیات میر
- 10 برد فاروق ولد لعل وزیر
- 11 نورزادہ خان ولد لالہ پور خان
- 12 طفور خان ولد سوداگر
- 13 جاوید خان ولد حنت میر
- 14 عادل خان ولد حیات میر
- 15 قیوم حسین ولد صاحب رضا خان ←
- 16 خورشید علی ولد الی علی
- 17 مقصود علی ولد غلام عسکر
- 18 اجدین ولد نادر علی
- 19 سید جمال حسین ولد سید آغا حسین
- 20 سید زوار حسین ولد سید حسین امیر
- 21 یوسف حسین ولد زوار حسین

DSP Huzefa La Saeed P.L.  
for report  
03.09.2020

RAM

OASI Branch  
Kurram Police

3-09-2020

Attest eel

District Police Officer  
Kurram

~~Assistant Police Officer  
Kurram~~

CamScanner

*Ahestad*

3-09-2020

OASI Branch  
Kurram Police

26/10/2020

PO/SRC

*[Signature]*

Ray stopped; suspended

9-10-2020  
OASI Branch  
Kurram Police

*RAMV*

رہا روکھا گیا

الذی علیہ صحت

صحت اور سائنس کے ذریعے جانچا گیا ہے

صحت اور سائنس کے ذریعے جانچا گیا ہے

صحت اور سائنس کے ذریعے جانچا گیا ہے

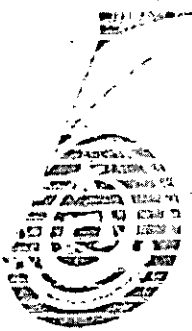
صحت اور سائنس کے ذریعے جانچا گیا ہے

صحت اور سائنس کے ذریعے جانچا گیا ہے

صحت اور سائنس کے ذریعے جانچا گیا ہے

صحت اور سائنس کے ذریعے جانچا گیا ہے

5



OFFICE OF THE  
DISTRICT POLICE OFFICER  
KURRAM, KHYBER PAKHTUNKHWA

Tel/Fax: 0926-311364 • Email: policeskurram@gmail.com  
No. 3726-28 Dated Parachinar 26-10-2020

OFFICE ORDER

Constable Qaiser Hussain son of Sahib Zaman R/O Zeran Tausaf Khel  
(Personal No.50147442) is hereby suspended for his absence and his pay  
stopped

  
District Police Officer  
Kurram

No & date event:  
Copy to the:

- 1. DSP/SHO Upper Kurram
- 2. Pay Officer
- 3. SMC Kurram
- 4. OASI Kurram

  
District Police Officer  
Kurram

*Attested*

  
District Police Officer  
Kurram

6



OFFICE OF THE  
DISTRICT POLICE OFFICER  
KURRAM, KHYBER PAKHTUNKHWA

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

No. 174 /PA Dated Parachinar. 19-01-2021.

CHARGE SHEET

Mr. Tahir Iqbal District Police Officer as competent authority under Khyber Pakhtunkhwa Police Rule 1975 (amended 2014), am the opinion that you Constable Qaisar Hussain salary No. 50147442 had rendered yourself liable to be proceeded against as you have committed the following act within the meaning of the Police Rules 1975 amended 2014.

**That you are willingly absent from the legitimate duty since long which is a gross misconduct on your part.**

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

You are, therefore, required to submit your written statement within (03) days of the receipt of this charge sheet to the inquiry officer.

Your written defense if any should reached the inquiry 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.

A statement of allegation is enclosed.

District Police Officer  
Kurram

*Attested*

  
District Police Officer  
Kurram

(7)



OFFICE OF THE  
DISTRICT POLICE OFFICER  
KURRAM, KHYBER PAKHTUNKHWA

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

No. 175...../PA Dated Parachinar. 12-01-2021.

DISCIPLINARY ACTION.

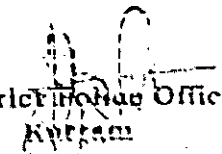
Mr. Tahir Iqbal District Police Officer as competent authority, am the opinion that you Constable Qaisar Hussain salary No. 50197992 have rendered yourself liable to be proceeded against departmentally under Khyber Pakhtunkhwa Police Rule 1975 (amended 2014) as you have committed the following act.

STATEMENT OF ALLEGATIONS

**That you are willingly absent from the legitimate duty since long which is a gross misconduct on your part.**

For the purpose of conduct inquiry with reference to the above allegations DSP Investigation is appointed as Inquiry officer. The inquiry officer shall in accordance with the provision of the Police Rule 1975 (amended 2014). provide reasonable opportunity of hearing to the above official within (07) days of the receipt of this order, recommendations as to punishment or other appropriate action against the official.


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

  
District Police Officer  
Kurram

**Copy to the:**

1. Inquiry Officer for initiating proceedings against an official under the provision of Police Rule 1975.
2. The official 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



فائل رپورٹ

جناب عالی

خواجہ چارج شیٹ نمبر 171 اور نمبر 171/01/2021 بارہ جناب D.P.O صاحب کرم معروف حدقتے ہوں۔  
 کہ کنسٹیبل قیصر حیدر نمبری 50147442 جو تقریباً چار مہینوں سے بدستور غیر عوامی ہے۔ غیر عوامی  
 کی تصدیق کرنے کی غرض سے A.I.C واحد حیدر کا بیان لیا گیا ہے۔ جو شامل انکوائری ہے۔ منکرہ  
 کنسٹیبل کو چارج شیٹ جو جناب D.P.O کی طرف سے دیا گیا ہے۔ جس میں واضح تحریر کی گئی ہے۔  
 کہ اپنے غیر عوامی کا جو الزام کنسٹیبل منکرہ پر لگایا گیا ہے۔ تین دن کے اندر اندر اپنے غیر عوامی  
 کے متعلق صفائی پیش کرے۔ مگر تا حال کنسٹیبل نے کسی قسم کی جواب نہیں دیا۔ اور نہ ہی عوامی کی  
 رپورٹ کی۔

حالیہ۔۔ لہذا کنسٹیبل منکرہ بالذکرہ دائرہ دائرہ پر آفسران بالذکرہ کی طرف سے دیا گیا چارج شیٹ۔  
 کا جواب نہیں دیتا وہ جواب دینے کا پابند ہے۔ اور بدستور محکمہ سے غیر حاضر رہنا 1975 پولیس۔  
 روٹ (amended 2014) کے خلاف ورزی ہے۔ انکوائری رپورٹ سے کنسٹیبل منکرہ منرا کا حقدار  
 ہے۔ جناب D.P.O صاحب کو سفارش کی جاتی ہے۔ کہ کنسٹیبل منکرہ کو سخت سے سخت سزا دی جائے۔

*(Handwritten signature)*

DSP (inv) Kurram  
01/02/2021

No 6/SP (inv)  
dt: 01/2/2021

Attest

*(Signature)*  
District Police Officer  
Kurram

*(Handwritten mark)*

(9)

47

OFFICE OF THE  
DISTRICT POLICE OFFICER  
KURRAM, KHYBER PAKHTUNKHWA

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

No. ....646...../PA Dated Parachinar. 11.2.2021

ORDER

This order is passed on the Charge Sheet against Constable Qaisar Hussain, Salary No. 50147442 under the Khyber Pakhtunkhwa, Police Rules, 1975 (Amendment 2014).

Brief facts are that while posted at Upper Kurram had absented himself from official duty reported by OHC since long without any permission or leave from the competent authority, which shows misconduct and lack of interest in the discharging police duties.

He was served with charge sheeted he never bothered to reply charge sheet.

In view of the above I, Tahir Iqbal District Police Officer Kurram in exercise of the powers conferred upon me, hereby award him a major punishment of "Dismissal from Service" with immediate effect and his absence period is treated as leave without pay.

OB No. 139

Date 11 - 02 /2021

District Police Officer  
Kurram

No and Date is even:

Copy of the above is forwarded to the Reader/SRS/OHC for necessary action.

District Police Officer  
Kurram

*Attasteel*

*[Signature]*  
District Police Officer  
Kurram

POLICE DEPTT:

KOHAT REGION

ORDER.

This order will dispose of a departmental appeal moved by Ex-Constable Qaiser Ali of district Kurram, against the punishment order, passed by DPO Kurram vide OB No. 139, dated 11.02.2021 whereby he was awarded major punishment of dismissal from service on the allegations of willful and long absence from lawful duties without any leave or prior permission from his seniors.

Comments as well as relevant record were requisitioned from DPO Kurram and perused. The appellant was also heard in person in O.R held in this office on 09.09.2021. During hearing the appellant did not advance any plausible explanation in his defense to prove his innocence.

Above in view, the undersigned reached to the conclusion that the allegations leveled against the appellant are proved. The appellant willfully did not join the enquiry proceedings which speaks that he was no more interested in resuming his official job. However, keeping in view his future career and being a youngster, the punishment of dismissal from service is hereby modified into major punishment of removal from service so that he may enable for future employment.

Order Announced  
09.09.2021

*Mohammad Zafar Ali*  
(MOHAMMAD ZAFAR ALI) PSR  
Region Police Officer,  
Kohat Region.

No. 14926 /EC, dated Kohat the 14/9 /2021.

Copy to District Police Officer, Kurram for information and necessary action w/r to his office Memo: No. 550, dated 28.07.2021. His Service Book is returned herewith, please.

*Mohammad Zafar Ali*  
(MOHAMMAD ZAFAR ALI) PSP  
Region Police Officer,  
Kohat Region.

*Attested*

*[Signature]*  
District Police Officer  
Kurram