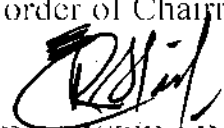


FORM OF ORDER SHEET

Court of _____

Appeal No. 1047/2024


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	25/07/2024	<p>The appeal of Mr. Muhammad Abdullah resubmitted today by Syed Mudassir Pirzada Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 30.07.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

The appeal of Mr. Muhammad Abdullah received today i.e on 18.07.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- According to sub-rule-4 of rule-6 of Khyber Pakhtunkhwa Service Tribunal rules 1974 respondent no. 1 is un-necessary/improper party, in light of the rules ibid and on the written direction of the Worthy Chairman the above mentioned respondent number be deleted/struck out from the list of respondent.

No. 392 /Inst./2024/KPST,

Dt. 19/7 /2024.

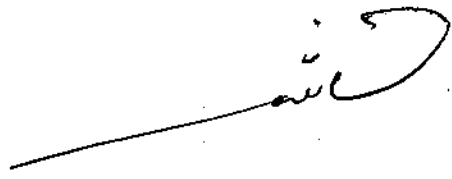

OFFICE ASISTANT
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Syed Mudasir Pirzada Adv.
High Court Kohat.

Note

24-7-2024

Re: Submitted after removal
of office objection, please put up
to court.



KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Case Title: AGP

CHECK LIST

S#	CONTENTS	YES	NO
1	This Appeal has been presented by:	/	
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/respondent?	/	
15	Whether numbers of referred cases given are correct?	/	
16	Whether appeal contains cutting/overwriting?	/	
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: Dr. Iqbal Ahmad

Signature: [Signature]

Dated: 15/7/24

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal 1047 2024

Muhammad Abdullah S/o Muhammad Atibar Khan Ex-PASI Police Kohat
(Appellant)

VERSUS

- 1. DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT**
- 2. DISTRICT POLICE OFFICER KOHAT.**

(Respondent)

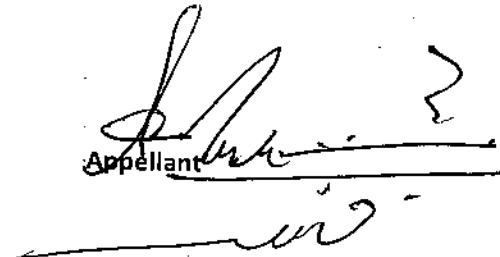
INDEX

Sr.No	Description of Documents	Annexure	Page
1	Memo of Appealed		1-4
2	Affidavit		5
3	Address of the Parties		6
4	Copy of charge sheet & FCN along with reply	A	7-12
	Copy of impugned Order dated 08-03-2024	B	13
	Copy of Departmental Appeal dated 08-04-2024	C	14-16
	Copy of FIR along with court order of confirmation	D	17-19
	Wakalatnama		20

Through

Date / /

Appellant


Syed Mudasir Pirzada
Advocate HC
0345-9645854

4

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal 1047 2021

Muhammad Abdullah S/o Muhammad Atibar Khan Ex-PASI Police Kohat

(Appellant) *Khyber Pakhtunkhwa Service Tribunal*

VERSUS

Diary No. 14303

Dated 18-07-2024

1
2

~~DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT~~

DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT

DISTRICT POLICE OFFICER KOHAT.

(Respondent)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED ORDER VIDE OB-NO 208 Dated 08-03-2024 IN WHICH THE RESPONDENT NO:-3 WITHOUT THE AID OF REGULAR ENQUIRY DIRECTLY AWARDED THE MAJOR PUNISHMENT OF DISMISSAL FROM SERVICE WITH IMMEDIATE EFFECT, AND THE APPELLANT PREFERRED DEPARTMENTAL REPRESENTATION DATED 08-04-2024 BUT THE SAME WAS NOT CONSIDER NOR ENTERTAIN TILL TO DATE

Respectfully Sheweth,

With great veneration the instant appeal is preferred by the appellant on the following grounds:-

Facts:

Briefly facts of the case as per impugned order are that the appellant while posted at Police Lines Kohat are found involved in obtaining fake / fabricated NOC / departmental permission certificate required to Public Service Commission for his appointment as P/ASI . The signature / stamp affixed on NOC is also not genuine / original.

1. That upon the above score allegation the appellant was served with the charge sheet and final show case notice which was duly replied by the appellant but the same was not considered. (Copy of charge sheet and final show case notice along with replies are annexed as annexure A)
2. That upon the above score allegations without holding regular enquiry or in absence of evidence the appellant was blessed with the major punishment of dismissal from service with immediate effect (copy of impugned order is annexed as annexure B)
3. That the appellant feeling aggrieved from the impugned order preferred departmental appeal before the respondent No. 2 on dated 08-04-2024 which has been till to date not considered nor entertain nor rejected nor accepted till to date (Copy of departmental representation is annexed as annexure C)
4. That the appellant has been vexed twice for an undone offence registered criminal case against the appellant in which pre arrest bail of the appellant was

File to the Registrar 18/7/24.

①

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal 1047 2024

Muhammad Abdullah S/o Muhammad Atibar Khan Ex-PASI Police Kohat
(Appellant)

VERSUS

1. DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION
KOHAT
2. DISTRICT POLICE OFFICER KOHAT.

(Respondents)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED ORDER VIDE OB-NO 208 Dated 08-03-2024 IN WHICH THE RESPONDENT NO:-2 WITHOUT THE AID OF REGULAR ENQUIRY DIRECTLY AWARDED THE MAJOR PUNISHMENT OF DISMISSAL FROM SERVICE WITH IMMEDIATE EFFECT, AND THE APPELLANT PREFERRED DEPARTMENTAL REPRESENTATION DATED 08-04-2024 BUT THE SAME WAS NOT CONSIDER NOR ENTERTAIN TILL TO DATE

Respectfully Sheweth,

With great veneration the instant appeal is preferred by the appellant on the following grounds:-

Facts:

Briefly facts of the case as per impugned order are that the appellant while posted at Police Lines Kohat are found involved in obtaining fake / fabricated NOC / departmental permission certificate required to Public Service Commission for his appointment as P/ASI . The signature / stamp affixed on NOC is also not genuine / original.

1. That upon the above score allegation the appellant was served with the charge sheet and final show case notice which was duly replied by the appellant but the same was not considered. **(Copy of charge sheet and final show case notice along with replies are annexed as annexure A)**
2. That upon the above score allegations without holding regular enquiry or in absence of evidence the appellant was blessed with the major punishment of dismissal from service with immediate effect (**copy of impugned order is annexed as annexure B**)
3. That the appellant feeling aggrieved from the impugned order preferred departmental appeal before the respondent No. 2 on dated 08-04-2024 which has been till to date not considered nor entertain nor rejected nor accepted till to date (**Copy of departmental representation is annexed as annexure C**)

Re-submitted to -day
and filed.

Registrar

25/7/24.

confirmed which is self explanatory (copy of FIR along with court order is annexed as annexure D)

5. That no proper regular enquiry has been conducted against the appellant as per rule neither provided any ample opportunity of cross examination nor provided the enquiry findings report to the appellant nor produce any materiel before the enquiry officer which connect the appellant with the allegations even though not provided any opportunity of personal hearing directly blessed with major punishment.
6. That the bias ness of the respondent is proved by not considered the reply of the final show case notice even the reply so submitted deliberately disregarded by respondent department by not mentioning the reply of "FCN" in the impugned order and diligently intended to dragged the appellant un necessarily into litigation.
7. That as per cardinal rule and dictum of superior guidelines were ignored by the so called enquiry officer so nominated for the very purpose i.e the respondent department would have to wait for the ultimate result of case so registered against the appellant as a matter of fact untill and unless the contrary of respondent department not yet concluded / proved and directly issued impugned order.
8. That again an unjust has been done with appellant by not providing the opportunity for being produced defense evidence before the enquiry officer.
9. That again and again an unjust has been committed by respondent department by not considering nor rejecting the departmental representation which clearly shown the biasness of the respondents department as a matter of fact in the light of apex courts guidelines which held that every representation must be responded with in stipulated period with logical conclusion and with independent mind but this factum has been ignored which is against to the relevant norms of rules .
10. That feeling aggrieved from the all impugned acts from the respondent department the grievance of the appellant is not redressed till to date hence feeling aggrieved having no alternate remedy except Honorable Tribunal on the following grounds inter alia:-

Grounds:

- a. That the impugned order is wrong illegal not based on sound reason and liable to be set aside.
- b. That the appellant query in respect of allegations was intimated to respondent department but in vain as a matter of fact the appellant was actually till to date not understand how in the absence of divine power the respondent department initiate disciplinary proceedings against the appellant without showing the source of allegation which never practice by the appellant pertinent to mentioned here when the appellant according to rule eligible and the respondent himself issued NOC then why the appellant involved himself into fabricated practice.
- c. That the appellant at the time of applying for the subject post according to advertisement duly full filld the criteria and credential testimonials submitted through proper channel for public service commission via on line web portal then after due scrutiny the appellant was considered for written exam and after qualifying the same appellant was placed in merit and after qualifying the viva the appellant was recommended subject to verifying the documents and under the rule ibdi respondent department duly verified all the documents through special branch as well as from concerned institutions of academics and then after personal hearing in shape of formal meeting with respondent No. 2 issued and

branch as well as from concerned institutions of academics and then after personal hearing in shape of formal meeting with respondent No. 1 issued and the after appointment letter was issued by respondent No. 2 and the appellant properly submitted the arrival report and start serving with entire satisfaction of superior and after tendering good span of service due to a writ petition the respondent department due to unknown pressure in a hasty manner directly dismissed the services of appellant which is against to the E& D rules.

- d. That the impugned order of punishment is totally based on wrong assumptions or in the absence of any proof of evidence from the concerned department appellant was blessed with impugned order which is against the principle of justice.
- e. That what element impales the respondent department and the allegation not practices by the appellant how the respondent department without any source disclosed the factum of allegation in the absence of divine power.
- f. That it is a settle principle of law the fair and transparent enquiry is the right of every employ by giving and affording him ample opportunity of producing defense evidence also providing him opportunity of cross examination as well as personal hearing but in vain which is against the enquiry rules.
- g. That as per the order of learned Court of Law which reveals that there is nothing on record which the appellant with the commission of offence in fact there is really nothing on record against the appellant but the respondent department fixed a rule in his mind that criminal proceedings and departmental proceeding are two different distinction and not binding on each other and when any adverse order of court was blessed then the respondent department express their sole mind towards the decision of court. all the above irregularity cannot be ignored but ignored which does suggest that the impugned order issue whimsically with arbitrary discretion.
- h. That all the impugned act so committed and violated by the respondent department is against to the rule void abninitio illegal en effective not based on sound reason nor properly enquired the so called allegation and ex partly issued impugned order which is also against and discriminatory which needs urged consideration and liable to be set aside.
- i. That the respondent No 2 has acted whimsically and arbitrary, which is apparent from the impugned order.
- j. That the impugned order is not based on sound reasons and same is not sustainable in the eyes of law. The same is based on wrong assumption of fact as the respondent No. 2 has violated the provision of principle of natural justice i.e. No one should be a judge for his own cause.
- k. That the departmental enquiry was not conducted according to the rules.
- l. That the impugned order is outcome of surmises and conjecture.
- m. That the appellant were twice vexed by respondent No 2 by registering a criminal case against the appellant in which the proceedings are subjudice before the competent court of jurisdiction.

3

the after appointment letter was issued by respondent No. 3 and the appellant properly submitted the arrival report and start serving with entire satisfaction of superior and after tendering good span of service ~~of the concern~~ respondent department due to unknown pressure in a hasty manner directly dismissed the services of appellant which is against to the E& D rules.


- d. That the impugned order of punishment is totally based on wrong assumptions or in the absence of any proof of evidence from the concerned department appellant was blessed with impugned order which is against the principle of justice.
- e. That what element impales the respondent department and the allegation not practice by the appellant how the respondent department without any source disclosed the factum of allegation in the absence of divine power.
- f. That it is a settle principle of law the fair and transparent enquiry is the right of every employ by giving and affording him ample opportunity of producing defense evidence also providing him opportunity of cross examination as well as personal hearing but in vain which is against the enquiry rules.
- g. That as per the order of learned Court of Law which revels that there is nothing on record which the appellant with the commission of offence in fact there is really nothing on record against the appellant but the respondent department fixed a rule in his mind that criminal proceedings and departmental proceeding are two different distinction and not binding on each other and when any adverse order of court was blessed then the respondent department express there sole mind towards the decision of court. all the above irregularity can not be ignored but ignored which does suggest that the impugned order issue whimsically with arbitrary discretion.
- h. That all the impugned act so committed and violated by the respondent department is against to the rule void abnotio illegal en effective not based on sound reason nor properly enquired the so called allegation and ex partly issued impugned order which is also against and discriminatory which needs urged consideration and liable to be set aside.
- i. That the respondent No3 has acted whimsically and arbitrary, which is apparent from the impugned order.
- j. That the impugned order is not based on sound reasons and same is not sustainable in the eyes of law. The same is based on wrong assumption of fact as the respondent No. 3 has violated the provision of principle of natural justice i.e. No one should be a judge for his own cause.
- k. That the departmental enquiry was not conducted according to the rules.
- l. That the impugned order is outcome of surmises and conjecture.
- m. That the appellant were twice vexed by respondent No 3 by registering a criminal case against the appellant in which the proceedings are subjudice before the competent court of jurisdiction.

(4)

Pray:

In the view of above circumstances it is humbly prayed that the impugned order of punishment awarded by respondent No 3 may graciously be set aside for the end of justice and the appellant's may please be graciously reinstated into service and blessed with all back benefits.

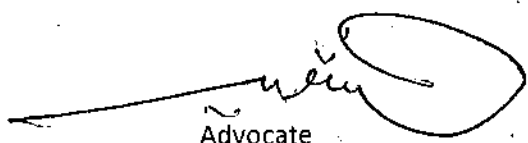

Appellant


Muhammad Abdullah

Ex-PASI Kohat Police

Certificate:-

Certified that no such like appeal has earlier been filed in this Honorable Service tribunal as per instruction of my client.


Advocate

List of Books

- 1:- Constitution of Pakistan 1973
- 2:- Police Rules
- 3:- Case Law according to need.

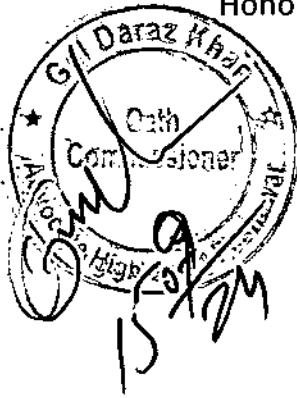
5

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal _____ 2024

AFFIDAVIT

I, Syed Mudasir Pirzada Advocate
, as per instruction of my client do
here by solemnly affirm and
declare that all the contents of
accompanying service appeal are
true and correct to the best of my
knowledge and belief and nothing
has been concealed from this
Honorable Tribunal.



A handwritten signature in black ink, appearing to read "Syed Mudasir Pirzada".

Syed Mudasir Pirzada

Advocate PHC

6

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal _____ 2024

Muhammad Abdullah S/o Muhammad Atibar Khan Ex-PASI Police Kohat
(Appellant)

VERSUS

- 1. DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT**
- 2. DISTRICT POLICE OFFICER KOHAT.**

(Respondent)

ADDRESS OF THE PARTIES

APPELLANT :-

Muhammad Abdullah S/o Muhammad Atibar Khan Ex-PASI Police Kohat

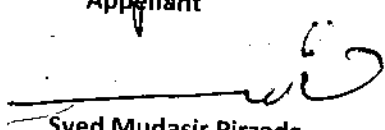
RESPONDENTS

- 1. DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT**
- 2. DISTRICT POLICE OFFICER KOHAT.**


Appellant

Through

Date _____


Syed Mudasir Pirzada
Advocate PHC
0345-9645854

6

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Muhammad Abdullah S/o Muhammad Atibar Khan Ex-PASI Kohat

(Appellant)

VERSUS

~~INSPECTOR GENERAL OF POLICE KPK PESHAWAR~~

1. DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT

2. DISTRICT POLICE OFFICER KOHAT.

(Respondent)

ADDRESS OF THE PARTIES

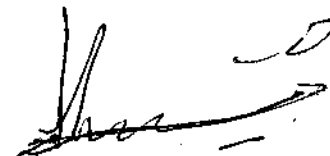
APPELLANT :-

Muhammad Abdullah S/o Muhammad Atibar Khan Ex-PASI Police Kohat



RESPONDENTS

1. INSPECTOR GENERAL OF POLICE KPK PESHAWAR.
2. DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT
3. DISTRICT POLICE OFFICER KOHAT.


Appellant

Through


Syed Mudasir Pirzada

Date / / 24

Advocate PHC

0345-9645854



No 1058-59/PA

(Amexioned
(A))

-P-(7)

Office of the
District Police Officer,
Kohat

Dated 09-2-2024

CHARGE SHEET

1. **MR. FARHAN KHAN PSP, DISTRICT POLICE OFFICER, KOHAT**, as competent authority under Khyber Pakhtunkhwa Police Rules (amendments 2014) 1975, am of the opinion that you **P/ASI Muhammad Abdullah (Newly promoted / appointed as P/ASI in fast track promotion quota)** rendered yourself liable to be proceeded against, as you have omitted the following act/omissions within the meaning of Rule 3 of the Police Rules 1975.

- i. You, P/ASI Muhammad Abdullah presently posted at Police Lines Kohat are found involved in obtaining fake / fabricated NOC / departmental permission certificate required to Public Service Commission for your appointment as P/ASI. The signature / stamp affixed on NOC is also not genuine / original.
- ii. Your above act shows your malafide and gross misconduct on your part.

2. By reasons of the above, you appear to be guilty of misconduct under Rule 3 of the Rules ibid and have rendered yourself liable to all or any of the penalties specified in the Rule 4 of the Rules ibid.

3. You are, therefore, required to submit your written statement within 07 days of the receipt of this Charge Sheet to the enquiry officer.

Your written defense if any should reach 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.

4. A statement of allegation is enclosed.

Attested by
Inspector
S

~~DISTRICT POLICE OFFICER,
KOHAT~~

ATTESTED



Attest
By
Advocate
Muneer

P-8

Office of the
District Police Officer,
Kohat

No. _____/PA

Dated _____/2024

DISCIPLINARY ACTION

I, **MR. FARHAN KHAN PSP, DISTRICT POLICE OFFICER, KOHAT** as competent authority, am of the opinion that you **P/ASI Muhammad Abdullah (Newly promoted / appointed as P/ASI in fast track promotion quota)** have rendered yourself liable to be proceeded against departmentally under Khyber Pakhtunkhwa Police Rule 1975 (Amendment 2014) as you have committed the following acts/omissions.

STATEMENT OF ALLEGATIONS

- i. You, P/ASI Muhammad Abdullah presently posted at Police Lines Kohat are found involved in obtaining fake / fabricated NOC / departmental permission certificate required to Public Service Commission for your appointment as P/ASI. The signature / stamp affixed on NOC is also not genuine / original.
- ii. Your above act shows your malafide and gross misconduct on your part.

2. For the purpose of scrutinizing the conduct of said accused with reference to the above allegations SP - INVA KI is appointed as enquiry officer. The enquiry officer shall in accordance with provision of the Police Rule-1975, provide reasonable opportunity of hearing to the accused official, record his findings and make, within twenty five days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused official.

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

**DISTRICT POLICE OFFICER,
KOHAT**


No. 1058-59/PA, dated 09-2- /2024.

Copy of above to:-

1. SP - INVA KI :- The Enquiry Officer for initiating proceedings against the accused under the provisions of Police Rule-1975.
2. The **Accused Officer**:- with the directions to appear before the Enquiry Officer, on the date, time and place fixed by him, for the purpose of enquiry proceedings.

ATTESTED



Alleged by 
Mull

P-9

OFFICE OF THE
DISTRICT POLICE OFFICER,
KOHAT

Tel: 0922-920116 Fax 920125

No 1338 /PA dated Kohat the 23/2 /2024

FINAL SHOW CAUSE NOTICE

1. I, **Mr. Farhan Khan, District Police Officer Kohat** as competent authority, under the Khyber Pakhtunkhwa Police Rules 1975, (amended 2014) is hereby serve you, **P/ASI Muhammad Abdullah (Newly promoted / appointed as P/ASI in fast track promotion quota)** as follow:-

- i. That consequent upon the completion of inquiry conducted against you by the inquiry officer for which you were given opportunity of hearing vide office No. 1058-59/PA dated 09.02.2024
- ii. On going, through the finding and recommendations of the inquiry officer, the material on record and other connected papers including your defense before the inquiry officer.

I am satisfied that you have committed the following acts/omissions, specified in section 3 of the said ordinance.

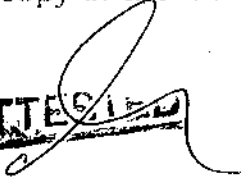
- a ***You, P/ASI Muhammad Abdullah presently posted at Police Lines Kohat are found involved in obtaining fake / fabricated NOC / departmental permission certificate required to Public Service Commission for your appointment as P/ASI. The signature / stamp affixed on NOC is also not genuine / original.***
- b ***Your above act shows your malafide and gross misconduct on your part.***

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you major penalty provided under the Rules **ibid.**

3. You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within 07 days of its delivery in the normal course of circumstances, it shall be presumed that you have no defence to put in and in that case as ex-parte action shall be taken against you.

5. The copy of the finding of inquiry officer is enclosed.

ATTACHED



DISTRICT POLICE OFFICER,
KOHAT

1. $\text{H}_2\text{O} + \text{H}_2\text{O} \rightleftharpoons \text{H}_3\text{O}^+ + \text{OH}^-$ (Self-ionization of water)
 2. $\text{H}_2\text{O} + \text{HCl} \rightleftharpoons \text{H}_3\text{O}^+ + \text{Cl}^-$ (Acid dissociation)
 3. $\text{H}_2\text{O} + \text{NH}_3 \rightleftharpoons \text{NH}_4^+ + \text{OH}^-$ (Base dissociation)
 4. $\text{H}_2\text{O} + \text{CO}_2 \rightleftharpoons \text{H}_2\text{CO}_3$ (Carbonic acid formation)
 5. $\text{H}_2\text{O} + \text{H}_2\text{S} \rightleftharpoons \text{HS}^- + \text{H}_3\text{O}^+$ (Sulfide ion formation)
 6. $\text{H}_2\text{O} + \text{H}_2\text{PO}_4^- \rightleftharpoons \text{H}_2\text{PO}_4^- + \text{H}_3\text{O}^+$ (Phosphate ion formation)
 7. $\text{H}_2\text{O} + \text{H}_2\text{PO}_4^- \rightleftharpoons \text{HPO}_4^{2-} + \text{H}_3\text{O}^+$ (Dihydrogen phosphate ion formation)
 8. $\text{H}_2\text{O} + \text{HPO}_4^{2-} \rightleftharpoons \text{PO}_4^{3-} + \text{H}_3\text{O}^+$ (Hydrogen phosphate ion formation)
 9. $\text{H}_2\text{O} + \text{H}_2\text{N}_2 \rightleftharpoons \text{H}_2\text{N}_2^+ + \text{OH}^-$ (Diazene ion formation)
 10. $\text{H}_2\text{O} + \text{H}_2\text{C}_2\text{O}_4 \rightleftharpoons \text{HC}_2\text{O}_4^- + \text{H}_3\text{O}^+$ (Oxalic acid ion formation)
 11. $\text{H}_2\text{O} + \text{HC}_2\text{O}_4^- \rightleftharpoons \text{C}_2\text{O}_4^{2-} + \text{H}_3\text{O}^+$ (Oxalate ion formation)
 12. $\text{H}_2\text{O} + \text{H}_2\text{SO}_4 \rightleftharpoons \text{HSO}_4^- + \text{H}_3\text{O}^+$ (Sulfate ion formation)
 13. $\text{H}_2\text{O} + \text{HSO}_4^- \rightleftharpoons \text{SO}_4^{2-} + \text{H}_3\text{O}^+$ (Sulfate ion formation)
 14. $\text{H}_2\text{O} + \text{H}_2\text{SO}_3 \rightleftharpoons \text{HSO}_3^- + \text{H}_3\text{O}^+$ (Sulfite ion formation)
 15. $\text{H}_2\text{O} + \text{HSO}_3^- \rightleftharpoons \text{SO}_3^{2-} + \text{H}_3\text{O}^+$ (Sulfite ion formation)
 16. $\text{H}_2\text{O} + \text{H}_2\text{C}_2\text{O}_4 \rightleftharpoons \text{HC}_2\text{O}_4^- + \text{H}_3\text{O}^+$ (Oxalic acid ion formation)
 17. $\text{H}_2\text{O} + \text{HC}_2\text{O}_4^- \rightleftharpoons \text{C}_2\text{O}_4^{2-} + \text{H}_3\text{O}^+$ (Oxalate ion formation)
 18. $\text{H}_2\text{O} + \text{H}_2\text{S} \rightleftharpoons \text{HS}^- + \text{H}_3\text{O}^+$ (Sulfide ion formation)
 19. $\text{H}_2\text{O} + \text{HS}^- \rightleftharpoons \text{S}^{2-} + \text{H}_3\text{O}^+$ (Sulfide ion formation)
 20. $\text{H}_2\text{O} + \text{H}_2\text{N}_2 \rightleftharpoons \text{H}_2\text{N}_2^+ + \text{OH}^-$ (Diazene ion formation)

Handwritten signature or name at the bottom of the page.

Charge sheet

Copy of

P-10

Handwritten signature or name at the bottom right.

اللہ
اللہ

P- (11)

لیٹر جاری کیے اور ان میں سے ایک بار بھی شامل ہے جسکا
Appointment letter جاری ہوا۔ (جو کہ لغات ہے)

یہ کہ حکم پر پولیس ایک باقاعدہ منظم ادارہ ہے جس میں Appointed
Promotions وغیرہ کا Process ترتیب وار اور مختلف Heads
of departments میں رپورٹ جناب DPO صاحب کو پیش کرنے
کے بعد Service Roll، Pay Roll، Previous Service Roll
رپورٹ ڈھاکہ DPO صاحب باقاعدہ گورننگ ڈیپارٹمنٹ کے حکم
ازداد پر دستخط شدت کرتے ہیں جو کہ کسی بھی طور غلطی کو تا ہی وغیرہ
کا متحمل نہیں ہو سکتا۔

یہ کہ میں ایک بار ایک ریٹائر اور فرض شناس پولیس افسر کے
جسکی کیا سبب سے حکم پولیس میں موجود کمانی بحمد میں فونز اور
جسکے کلموں سے میں ایک بار نے دوران سروس میں افسران بالا کے
سازنے اشکارا کیے تھے جس پر میں ایک بار جو سازش کے تحت ملی حکومت
سے جبری ریٹائرڈ کیا گیا تھا۔

یہ کہ اب بھی میں ایک بار پر جوڑا اور ناقابل انہیں التزام لگا کر سازش
اور بد ہنسی سے میں ایک بار کو اسکے حق سے محروم کر کے ایک منسل شدہ
اسپرور کو میرٹ پر لانے کی کوشش کی جا رہی ہے جو کہ ظلم، زیادتی ہے
اور کسی طور پر قانوناً، شرعاً، اخلاقاً اور آئینی طور پر جائز نہ ہے اور
اس پر عمل کرنا ہوں کہ میری ذاتی شہرت کی بجائے جو کہ یو جے
یا جے کوڈ کے مقدمہ میں ایک بار کو Target کیا جا رہا ہے اور مختلف
مقامات میں ملوث گروانے کا عندیہ بھی دیا گیا ہے جو کہ
خلاف قانون ہے۔

کہذا اس معاملہ میں ہر کوئی خارج شخص کو مزید کسی کارروائی
کے داخل دفتر فرمایا جاوے۔

محمد عبدالرشید

محمد عبدالرشید Pasi حال متعینہ پولیس اسٹیشن کوٹلی

بذمت جناب ڈسٹرکٹ پولیس انسپرجنرل صاحب کراچی

جناب - عالی

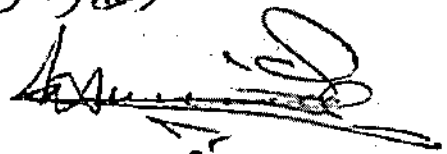
بجوالہ بشمولہ نامیل شوکارز نوٹس لٹریچر کا

1338/PA ورقم 23²/₂₄ معدوم شدہ ہوں۔

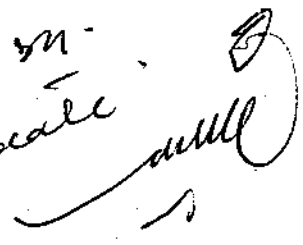
یہ کہ میں ایک ریکورڈ نوٹس پڑا سے قبل جاری شدہ ہوا

کاپی جتنی جیس میں ایک ریکارڈ نے اپنا تفصیل dependance
انگوائسری انسپری جمع کروا چکا ہوں۔ یہ کہ میں ایک ریکارڈ
اپنے اسی dependance پر Relay کرتا ہوں۔ نامیل
انگوائسری انسپری نے ذاتی شوائبی کا موقع ذرا سمجھ
کی ہے، نامیل اب جناب سے ذاتی شوائبی کی
بھاری پانہ اپیل آجاتی ہے۔

الہ رقص



پاسی حال مستقیم نوٹس لائیکر کا

Attested
on
date


ATTESTED




OFFICE OF THE
DISTRICT POLICE OFFICER,
KOHAT
Tel: 0922-9260116 Fax 9260125

ORDER

This order is passed on the departmental enquiry against P/ASI Muhammad Abdullah (Newly promoted / appointed as P/ASI in fast track promotion quota) under the Khyber Pakhtunkhwa, Police Rules, 1975 (amendment 2014).

Brief facts of the case are that P/ASI Muhammad Abdullah presently posted at Police Lines Kohat are found involved in obtaining fake / fabricated NOC / departmental permission certificate required to Public Service Commission for his appointment as P/ASI. The signature / stamp affixed on NOC is also not genuine / original.

The above act of the defaulter official is shows malafide intention and gross misconduct on his part.

He was issued charge sheet & Statement of allegations. SP Investigation Kohat was appointed as enquiry officer to conduct proper departmental proceedings and P/ASI Abdullah was found guilty on account of affixing fake signature of DPO, Kohat on his own NOC. It is therefore, recommended that FIR under relevant sections be registered against him along with the major punishment including dismissal from service.

He was issued Final Show Cause Notice and served through his local Police station but the reply of the same is still awaited.

In view of the above and available record, I agree with the findings of enquiry officer, therefore, in exercise of powers conferred upon me under the rules *ibid* I, Farhan Khan, District Police Officer, Kohat is hereby awarded a major punishment of Dismissal from service with immediate effect.

DISTRICT POLICE OFFICER,
KOHAT

OB No. 208

Dated 08-3-2024

No. 1875-76 /PA dated Kohat the 08-3- 2024.

Copy of above to the:-

1. Reader/Pay officer/SRC/OHC for necessary action.

ATTEST

ANEX - C
P-14

BEFORE THE DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT.

APPEAL AGAINST THE IMPUGNED ORDER DATED 08-03-2024 VIDE
OB-NO-208 PA/No 1875-76 DATED 08-03-2024 IN WHICH THE DPO
KOHAT AWARD THE MAJOR PUNISHMENT OF DISMISSAL FROM
SERVICE WITH IMMEDIATE EFFECT

Respectfully Sheweth,

With great veneration the instant representation is preferred by the appellant on the following grounds:-

Facts:

Briefly facts of the case as per impugned order are that P/ASI Muhammad Abdullah presently posted at Police Lines Kohat are found involved in obtaining fake / fabricated NOC / departmental permission certificate required to Public Service Commission for his appointment as P/ASI . The signature / stamp affixed on NOC is also not genuine / original.

as per impugned order The above act of the defaulter official is shows malafide intention and gross misconduct on his part.

1. That upon the undone offence without enquiring the allegations which resulted into impugned order in shape of blessing the appellant with the major punishment of Dismissal with immediate effect .(Copy of Impugned order is annexed as annexure A).
2. That the appellant had not committed any wrong with any one and without enquiring the facts ,and without verifying the actual crux and directly blessed with major punishment without observing the caudal formalities in respect of any departmental enquiry without providing ample opportunity of defense as warranted by enquiry rules directly blessed with impugned order which is against to the norms and rules of prescribed law.
3. That again and unjust has been done with the appellant that prior to initiating and perusing the previous record and conduct of the appellant directly registered a criminal case against the appellant vide FIR No: 104 dated 20.02.2024 PS cantt under sections 419/420/468/471 PPC, but without issuing the relevant documents to the appellant and without perusing the written defense submitted by the appellant booked into a bogus, fake based case on personal grudges twicly vexed the appellant and the departmental enquiry was under process and meanwhile the pendency of departmental enquiry a criminal case was registered against the appellant which also speaks about the biasness of the authority (Copy of Charge sheet, showcase along with replies etc is annexed as annexure B).
4. That the appellant is still not understand that what element had promoted the authority to bless the appellant impugned order even though the authority/ Department does not perused the relevant document of the appellant which directly negate the version of the department as the appellant was still in service from his date of appointment and during service any adverse order issued against the appellant and the same orders was turn down by Hon'able Court of law for that,very purpose but this factum has been ignored nor agitated neither discussed in enquiry proceeding even though not mentioned in enquiry finding report (Copy of judgment is annexed as annexure C).
5. That again an unjust has been done with the appellant that the enquiry officer has produced complete challan of criminal case against the appellant and in the

ALL
M
Admission
M

ATTESTED

impugned order which has been issued in very hasty manner whimsically by using the arbitrary discretion not disclosed the factum and the followup of the criminal case so registered by the department concerned in which the appellant consider being innocent and the competent court of law bless the appellant with the extra ordinary concession of pre arrest bail which is a authentic piece of evidence for proving the appellant not guilty (Copy of the FIR and the court order as annexed as annexure D).

6. That it is pertinent to mentioned here that the appellant was not indulged in any male practice or any subversive activity which does suggest that the appellant had committed any illegal wrong practice and impugned order even though when a matter is duly authorized by all the law of the land then for no reason the appellant would commit any illegal act which tantamount into dismissal from service as a matter of fact the appellant has not obtained any illegal incentive/ benefit of so called allegation as per impugned order.
7. That it is a cordial rules that the department/ authority is duty bound to wait for the court of law for final decision and during the pendency of the criminal case department is not warranted to be issued any adverse order against the appellant otherwise it would be consider that the appellant has been dragged un-necessary into the litigation and the act is already condemned by the plethora of the judgment of the Superior Courts of the country.
8. That the appellant begs the gracious submission before the authority to provide him the opportunity of personal hearing which was not awarded to the appellant during enquiry as the same was not blessed at the relevant time.
9. That again an unjust has been done with the appellant by not giving ample opportunity of cross examination as well as not heard in person nor properly enquired the allegation. Just on the basis of fake complaint held guilty the appellant without following the prescribed rules relating to enquiry proceedings as per Police Rules 1975 (amended 2014) & Police Act of 2017.
10. That all the proceedings conducted against the appellant are against Police Rules
11. That no proper enquiry has been conducted against the appellant when the appellant is not aware about any proceedings then the whole enquiry proceedings are defective one even though the enquiry report is also not provided to the appellant which speaks that no proper so called enquiry has been initiated against the appellant.
12. That the appellant is still unable to realize that what element appealed to the mind of DPO Kohat for issuing of impugned order.
13. That there is nothing on record which connects the appellant with the allegation.
14. That there are numerous good entries in the service record of the appellant which could be verified from District Police Office Kohat but this fact has not been taken in consideration while awarding impugned punishment which is against to the canon of justice.
15. That the appellant was neither provided an opportunity to cross examine the witnesses nor to produce defense evidence and the enquiry proceedings accordingly defective.
16. That the appellant dragged unnecessarily into litigation which is clearly mentioned in superior courts guidelines

Attest
by
Subscribed
[Signature]

ATTESTED [Signature]

17. That while awarding the impugned punishment the enquiry report has not been given to the appellant which were requested by the appellant time and again but in vain, which is very much necessary as per Apex court judgment.

Grounds:

- a. That during enquiry none from the general public was examined in support of the charges leveled against the appellant. No allegation mentioned above are practiced by the appellant nor proved against any cogent reason against the appellant.
- b. That the DPO Kohat has acted whimsically and arbitrary, which is apparent from the impugned order.
- c. That the impugned order is not based on sound reasons and same is not sustainable in the eyes of law. The same is based on wrong assumption of fact as the DPO Kohat has violated the provision of principle of natural justice i.e. No one should be a judge for his own cause..
- d. That it a common practice as the appellant is also used to with the practice that when any impugned order issued from authority or of a dignitary cadre so no any relief order is issued ever been in the history against the dignitary cadre
- e. That the departmental enquiry was not conducted according to the rules.
- f. That the impugned order is outcome of surmises and conjecture.

Pray:

In the view of above circumstances it is humbly prayed that the impugned order of punishment awarded by DPO Kohat may graciously please be set aside for the end of justice and the appellant's service may please be graciously restored and blessed with all back benefits.

Dated 5/4/24

Attest
by
Advocate
[Signature]

Appellant

[Signature]

Muhammad Abdullah- EX P/ASI

KOHAT

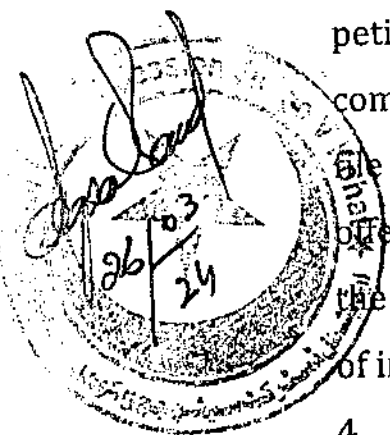
ATTESTED

[Signature]

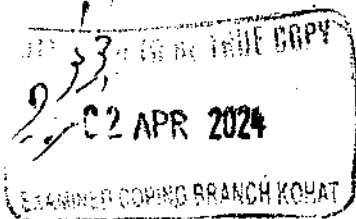
Anex: D
P-17

ORDER-06
26.03.2024

1. Accused/ petitioner on ad-interim pre-arrest bail alongwith counsel and DyPP Haseena Syed for the State present. Arguments have already been heard and record perused.
2. Accused/petitioner : Muhammad Abdullah s/o Muhammad Aitbar Khan sought his pre-arrest bail in connection with case FIR No. 104 dated 23.02.2024 U/S 420/468/406/471 PPC Police Station Cantt, Kohat. At the submission of the BBA petition the ad-interim bail was granted to the accused/petitioner subject to furnishing bail bonds to the tune of Rs. 90,000/- with two sureties each in the like amount to the satisfaction of this court and now through this order I am going to finally decide the fate of the petition
3. Perusal of record reveals that although accused / petitioner has been directly charged in the present FIR for the commission of offence but at present there is nothing available on file to connect the accused/petitioner with the commission of offence. The belated charge against the accused/petitioner makes the case of accused/petitioner is one of further inquiry and option of innocence, malafide and false implication cannot be ruled out.
4. Moreover, no useful purpose would be served by recalling the bail of accused/petitioner otherwise when accused succeeded to make good case for post arrest bail then recalling bail before arrest would be an exception, especially when he has already joined the investigation..
5. In view of the above, the instant pre-arrest bail application is accepted and ad-interim pre-arrest bail already granted to the accused/petitioner is hereby confirmed on the existing bonds. Anyhow he is directed to join the investigation



Accepted
M,
Advocate O
M



ATTESTED

P-183

Before Arrest Application No.91 of 2024
Titled "Muhammad Abdullah VS State"

when and then required without any fail. Requisitioned record be returned to quarter concerned.

6. File be consigned to record room after its necessary completion and compilation.

Announced
26.03.2024

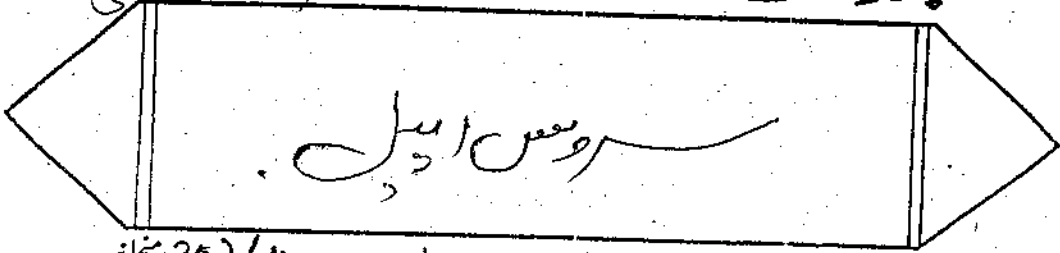
(Signature) 26/03/24
(AOSA SAEED)
Additional Dist & Sessions Judge-V,
Kohat

*Attested
by
Advocate B
[Signature]*

ATTESTED TO BE TRUE COPY
023
02 APR 2024
EXAMINED COPING BRANCH KOHAT

ATTESTED
(Signature)

بعد التجدد سروس کے لیے درخواستیں



مورخہ	محمد عبداللہ	10/2/2024ء پنجاب	167
مقدمہ		بنام	
دعویٰ	اسعد اللہ		
جریم			

باعث تحریر آنکھ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کارروائی متعلقہ سید عزیز سید زادہ ایڈووکیٹ کے آن مقام کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالت ہ فیصلہ بر حلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ عرضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لیا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ و اختتام منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانش التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا اوکالت نامہ لکھ دیا کہ سند ہے۔

الرقوم 15 ماہ جولائی 2024ء

بمقام سید عزیز سید زادہ ایڈووکیٹ

کے لئے منظور ہے۔
 Alex
 21

Aug

محمد عبداللہ ولد محمد اسعد اللہ خان