


FORM OF ORDER SHEET

Court of _____

Appeal No. 1070/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	29/07/2024	<p>The appeal of Mr. Muhammad Ali presented today by Mr. Imdad ullah Advocate. It is fixed for preliminary hearing before touring Single Bench at Swat on 02.09.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 1070 of 2024

Muhammad Ali Ex-Computer Operator BPS-16, District Police Office R/o Saidu Sharif, District Swat.

...Appellant

VERSUS

The Provincial Police Officer Khyber Pakhtunkhwa, Peshawar.

...Respondent

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Appellant Through


Imdad Ullah

Advocate Swat

Office: Khan Plaza, Gulshone Chowk,

Mingora Swat, Cell 0333 929 7746

Email: imdadswati@gmail.com

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 1070 of 2024

Muhammad Ali Ex- Computer Operator BPS-16, District Police Officer R/O
Saidu Sharif, District Swat.

.....(Appellant)

VERSUS

1. The Provincial Police Officer Khyber Pakhtunkhwa Peshawar.
2. The Regional Police Officer Malakand at Saidu Sharif, District Swat.

.....(Respondents)

SERVICE APPEAL UNDER SECTION 4 OF THE
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
ACT, 1974 AGAINST THE ORDER NO. 3122-27/E
DATED: 04.03.2024, RECEIVED ON 20.03.2024,
WHEREBY THE PENALTY OF COMPULSORY
RETIREMENT FROM SERVICE IS IMPOSED UPON
THE APPELLANT AGAINST THE LAW, RULES AND
FACTS AND IS LIABLE TO BE SET ASIDE.

Prayer:-

That on acceptance of this service appeal the order impugned may very kindly be set aside being void and against the law and rules and the Appellant be reinstated back into service with all the consequential / back benefits.

Respectfully Sheweth:

Facts:

- i. That the Appellant joined the Police Department back in the year 2009 and since then is regularly performing his duties to the best of his abilities with great zeal, honestly, efficiently and with punctuality.
- ii. That the Appellant has performed his duties to the utter satisfaction of the authorities and till date no complaint has ever been received against the Appellant.
- iii. That all of a sudden the Appellant was issued and Charge Sheet coupled with Statement of Allegations, wherein the allegation of absence was levelled against the Appellant, although the Appellant has never absented himself willfully and for every single absence a proper application was timely submitted. The Appellant submitted a proper reply the same and denied the allegations. Copies of the Charge Sheet and Statement of Allegations are enclosed as Annexure "A" and that of the reply is enclosed as Annexure "B", respectively.
- iv. That the Appellant submitted the relevant documents regarding his absence, which include the medical certificates and an application regarding the issue of his biometric attendance, as the bio metric scanner would not recognize

the thumb impression of the Appellant. Copies of the medical certificates and that of the application are enclosed as Annexure "C".

- v. That to the utter surprise of the Appellant neither the reply was considered nor the relevant documents were paid any heed to the utter detriment of the Appellant and a farce inquiry was initiated against the Appellant.
- vi. That the inquiry was conducted with the pre-decided result and finding and the Appellant was never properly associated with the inquiry throughout.
- vii. That neither was Appellant afforded any opportunity to defend himself nor was any chance of personal hearing ever afforded to the Appellant. Flabbergasting enough the Appellant was not even issued a Show Cause Notice, which reflects clearly the intentions of the inquiry committee.
- viii. That the inquiry committee submitted its findings which are faulty, tainted with mala fide and lacunas and are not worth consideration at all. Copy of the finding report is enclosed as Annexure "D".
- ix. That the again very strange enough without issuing any Show Cause Notice to the Appellant major penalty of Dismissal from service imposed upon the Appellant vide order O.B. No. 126

dated 13-09-2022. Copy of the order dated 13-09-2022 is enclosed as Annexure "E".

- x. That the Appellant feeling aggrieved submitted a departmental appeal for the redressal of his grievances. Copy of the departmental appeal is enclosed as Annexure "F".

- xi. That the appeal of the Appellant was considered partially to the extent that the penalty of dismissal from service was converted into forfeiture of three years of approved service and the period out of service was converted into leave without pay vide order No. 11778/E dated 22-10-2022. Copy of the order dated 13-10-2022 is enclosed as Annexure "G".

- xii. That the Appellant approached this Honourable Tribunal for the redressal of the grievances in service appeal, which was allowed vide judgment dated 07-04-2023 in terms that the order impugned was set aside and the Respondent Department was directed to conduct de novo inquiry. Copy of the Judgment dated 07-04-2023 is enclosed as Annexure "H".

- xiii. That strange enough in mean while another charge sheet was issued to the Appellant with allegations of issuing license to person not present and also that of conversion of LTV driving license to HTV. Copy of the charge sheet is enclosed as Annexure "I".

- xiv. That the Appellant submitted a detailed reply to the same, but the same was not considered and the Appellant was issued final show cause notice, the reply to which was also not considered. Copies of the reply is enclosed as Annexure "J", that of the show cause notice as "K" and the reply as "L", respectively.
- xv. That to the utter surprise of the Appellant major penalty of compulsory retirement was imposed upon the Appellant vide order No. 3122-27/E dated 04-03-2024, received on 20-03-2024, against the law and rules on the subject. Copy of the order dated 04-03-2024 is enclosed as Annexure "M".
- xvi. That feeling aggrieved the Appellant preferred a departmental appeal against the same, but the same is not responded to despite the lapse of statutory period of time. Copy of the departmental appeal is enclosed as Annexure "N".
- xvii. That having no other option and still feeling aggrieved this Honourable Tribunal is approached on the following grounds.

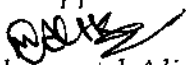
Grounds:

- a. That the order impugned is based on the allegations against which the Appellant is never afforded any opportunity to defend himself, which makes the same void ab initio.

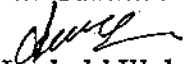
- b. That the Appellant has not been dealt with in accordance with the law and rules on the subject to the utter detriment of the Appellant, which makes the whole process a nullity in the eyes of law.
- c. That the Appellant has been condemned as unheard and also the mandatory provisions of the relevant law and rules have been bulldozed blatantly.
- d. That this is classic case of exercise of authority which is never vested in the Respondent No. 3, which makes the whole process a nullity in the eyes of law.
- e. That the Appellant has never absented himself willfully neither has the Appellant ever committed any action of commission or omission which may constitute any offence under any law.
- f. That the Appellant has never done any act while posted as In-charge License Branch which may constitute any offence, rather the charges levelled are baseless for the reason that the Appellant had no access to the master computer at Peshawar CPO to make the alleged changes.

It is, therefore, very respectfully prayed that on acceptance of this service appeal the order impugned may very kindly be set aside being void and the Appellant reinstated back into service with all back/consequential benefits.

Any other relief deemed appropriate in the circumstances and not specifically prayed for may also very kindly granted.

Appellant

Muhammad Ali
Through Counsels,



Aziz-ur-Rahman

Imdad Ullah
Advocates Swat

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BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____ of 2024

Muhammad Ali Ex-Computer Operator BPS-16, District
Police Office R/o Saidu Sharif, District Swat.

...Appellant

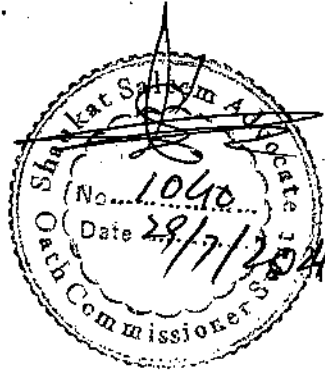
VERSUS

The Provincial Police Officer Khyber Pakhtunkhwa,
Peshawar.

...Respondent

AFFIDAVIT

It is solemnly stated on Oath that all the contents of
this service appeal are true and correct to the best of my
knowledge and belief and nothing has either been
misstated or kept concealed before this Honourable
Tribunal.



Deponent

Muhammad Ali

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BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____ of 2024

Muhammad Ali Ex-Computer Operator BPS-16, District
Police Office R/o Saidu Sharif, District Swat.

...Appellant

VERSUS

The Provincial Police Officer Khyber Pakhtunkhwa,
Peshawar.

...Respondent

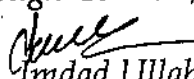
ADDRESSES OF THE PARTIES

Appellant:

Muhammad Ali Computer Operator BPS-16, District
Police Office, District Swat.

Respondent:

The Provincial Police Officer Khyber Pakhtunkhwa,
Peshawar.

Appellant
Through Counsel,

Imdad Ullah
Advocate Swat

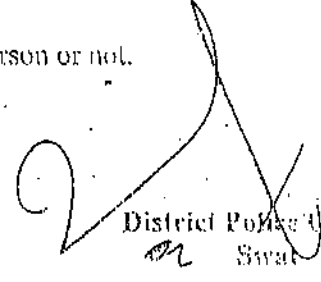
CHARGE SHEET

I, Zabid Nawaz Marwat, PSP District Police Officer, Swat as a competent authority, hereby charge you, Computer Operator Muhammad Ali while posted as J/C OC PS and Missing Persons of this office as follows;

You committed the following act/acts, which is/are gross misconduct on your part as defined in Rule 2 (ii) of Police Disciplinary Rules 1975 with amendments 2014 vide notification No.3859/Legal, dated 27-08-2014 of the Inspector General of Police, Khyber Pakhtunkhwa Peshawar.

On 23/05/2022 the undersigned checked the Biometric Attendance System of this office. It was found that you Computer Operator Muhammad Ali were absent on 05/04/2022, 07/04/2022, 11/04/2022 to 13/04/2022, 15/04/2022, 19/04/2022 to 09/05/2022 and w.e.f 11/05/2022 up till now. Which warrant strict departmental action against you.


2. By reasons of the above, you appear to be guilty of misconduct and rendered yourself liable to all or any of penalties specified in Rule-4 of the Disciplinary Rules 1975.
3. You are, therefore, required to submit your written reply within seven (7) days of the receipt of this Charge Sheet to the Enquiry officer.
4. Your written reply, 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, in that case, ex-parte action shall follow against you.
5. Intimate as to whether you desire to be heard in person or not.
6. A statement of allegations is enclosed.


District Police Officer
Swat

No. 44 /PA,
Dated: 30/05/2022

Attested

Advocate

Attested

Advocate

(11)

(17)

DISCIPLINARY ACTION

I, Zahid Nawaz Marwat, PSP District Police Officer, Swat as competent authority, is of the opinion that he, Computer Operator Muhammad Ali while posted as IC OG PG and Missing Persons of this office has rendered himself liable to be proceeded against departmentally as he has committed the following acts/omissions as defined in Rule 2 (iii) of Police Rules 1975 with amendments 2014 vide Notification No.3859/Legal, dated 27-08-2014 of the Inspector General of Police, Khyber Pakhtunkhwa, Peshawar, as per Provincial Assembly of Khyber Pakhtunkhwa Notification No. PA/Khyber Pakhtunkhwa/ Bills/ 2011/44905 dated 16/09/2011 and C.P.O, K.P.F. Peshawar Memo: No. 3037-62/Legal, dated 19/11/2011.

STATEMENT OF ALLEGATIONS

It has been reported that he while posted to IC OG PG and Missing Persons of this office committed the following act/ acts, which is / are gross misconduct on his part as defined in Rules 2 (iii) of Police Rules 1975.

On 23/05/2022 the undersigned checked the Biometric Attendance System of this office. It was found that he Computer Operator Muhammad Ali was absent on 05/04/2022, 07/04/2022, 11/04/2022 to 13/04/2022, 15/04/2022, 19/04/2022 to 09/05/2022 and w.e.f 11/05/2022 up till now. Which warrant strict departmental action against him.

2. For the purpose of scrutinizing the conduct of the said officer with reference to the above allegations, Additional SP Lower Swat and DSP Legal Swat are appointed as Enquiry Officers.

3. The enquiry officer shall conduct proceedings in accordance with provisions of Police Rules 1975 and shall provide reasonable opportunity of defense and hearing to the accused officer, record its findings and make within twenty five (25) days of the receipt of this order, recommendation as to punishment or other appropriate action against the accused officer.

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

Attested

[Signature]
Advocate

[Signature]
District Police Officer
Swat

No. 461 /PA dated Saidu Sharif the, 30/05/2022.

Copies of above to:-

1. Additional Superintendent of Police Lower, Swat and DSP Legal Swat for initiating proceeding against the accused Officer/ Official namely Computer Operator Muhammad Ali under Police Rules, 1975.
2. Computer Operator Muhammad Ali.
With the direction to appear before the Enquiry Officer on the date, time and place fixed by the Enquiry Officer for the purpose of enquiry proceeding.

Attested
[Signature]

Annexure B


جناب عالی!

بحوالہ مشمولہ چارج شیٹ نمبر PA/44 مورخہ 2022-05-30 مجاز ہے جناب DPO صاحب سوات معروض
ہوں کہ سائیکل دفتر میٹنگ پرسن اور OG/PG میں بحیثیت انچارج ڈیوٹی سرانجام دے رہا ہے۔ اور اپنا ڈیوٹی اچھی طریقے سے نبھاتا
ہے۔ جہاں تک چارج شیٹ میں مختلف آیام میں ڈیوٹی سے غیر حاضری کا تعلق ہے۔ تو اس بارے میں عرض ہے کہ ان دنوں سائیکل غیر
حاضر نہیں ہوا ہے۔ بلکہ باقاعدہ ڈیوٹی کیے ہے۔ بائیومیٹرک پرائیویٹ لگایا ہے۔ مگر کبھی انگوٹھ صحیح لگتا اور کبھی نہیں۔ مگر سائیکل کو اس کا
ریسپانس ملا ہے مجھے یہ معلوم نہیں کہ انگوٹھا لگ گیا یا نہ۔ جہاں کئی ایک دن بوجہ بیماری خود بغرض علاج معالجہ قریبی ہسپتال چلا گیا ہوں۔
ہو سکیں ان دنوں بائیومیٹرک نہیں کیا ہو۔ اس طرح میں نے متعلقہ اہلکار دفتر کو کئی بار کیا ہے۔ کہ فنگر پرنٹ کے بجائے میرا Face
Detect کیا کرانا کہ یہی مسئلہ نہ ہو۔ چونکہ اب سائیکل کو چارج شیٹ جاری ہو چکا ہے۔ اور سائیکل سے جواب مل گیا ہے۔ اس
سلسلہ میں مزید عرض ہے۔ کہ سائیکل مستقل میں ایک اچھا پولیس آفسر بننا چاہتا ہے۔ اور یہی چارج شیٹ سائیکل کے روشن مستقبل کے
سائے رکاوٹ کا باعث بن سکتا ہے۔

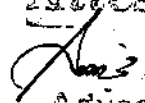
_____ لہذا استدعا ہے کہ اس بار معافی دیجادے آئندہ محتاط رہوں گا اور چارج شیٹ بلا مزید

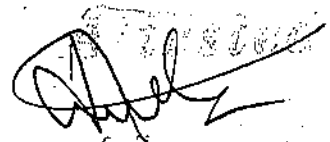
کارروائی داخل دفتر فرمایا جاوے، مہربانی ہوگی۔

_____ ارض


محمد علی خان (کمیوٹر پریٹر)

انچارج میسج پرسن / OG/PG
DPO صاحب آفس سوات
مورخہ: 07-06-2022

Attested

Advocate


Advocate

16
Annexure

13

1

Respected Sir,

It is submitted that my sister is ill I going to Peshawar for treatment which I need one day leave.

It is, therefore, requested that I may kindly be granted one day leave on 30/05/2022 and obliged.

Yours obediently,



Muhammad Ali Khan C.O
DPO Office, Swat.
Dated 30/05/2022

Allowed
30-5-22

Attested
Advocate

Attested
Advocate



SAIDU GROUP OF TEACHING HOSPITALS

SAIDU SHARIF SWAT

Ph. 0946-9240126-27 Email: mssthswat@yahoo.com

CASUALTY/TRAUMA UNIT

Name: Ullas, S S/D/W: _____

Gender: M Age: 40 Address: Carpenter

Yearly No: 19960 Department: _____ Date: 12 MAY 2022

Complaints:

Loose motion Diarrhea

Fever

Dermatological
problem for
we take

much
medication

Tab. Norfloxacin 500-P
Q.S. (1) + (1)

Physical Examination:

Abd. 9/7 N/A
Dichydrosis

Tab. Clospas
Q.S. (1) + (1)

Investigations:

CBC EMP
uric R/E

Tab. Telegram album
Q.S. (1) + (1)

Attested
[Signature]
Advocate

Tab. E 870
Q.S. (1) + (1)

Provisional Diagnosis:

Complete Bed Rest in (3) days
at home.

Follow-up: _____ Doctor Name: _____

Medical Officer
Saidu Teaching Hospital
Signature: [Signature]

Attested
[Signature]
Advocate

15



SAIDU GROUP OF TEACHING HOSPITALS

SAIDU SHARIF SWAT

Ph. 0946-9240126-27 Email: mssthsawat@yahoo.com

CASUALTY/TRAUMA UNIT



Name: M. Al. S/D/W: _____

Gender: _____ Age: _____ Address: _____

Yearly No: 55051 Department: _____ Date: 3 FEB 2022

Complaints:

AM

Rx

Vib 2 mg

Physical Examination:

Advised bed rest for 48 hrs.

Investigations:

Dr. Mohammad Jabbar
Saidu Teaching Hospital
Charjor Swat

Attested

[Signature]
Advocate

Provisional Diagnosis:

Follow-up:

Doctor Name:

Signature:

Attested
[Signature]
Advocate



39488

25-12-2017

(16)

PDE

Handwritten notes in Urdu script

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Tab. Dettacril Soap

Handwritten notes in Urdu script

Handwritten notes in Urdu script

Handwritten notes in Urdu script

Bartholin's ointment

Handwritten notes in Urdu script

Attested Advocate

Handwritten signature

17

Date: 16-Apr-22



ALLAMA IQBAL OPEN UNIVERSITY ADMIT CARD

SEMESTER: 2021 AUTUMN (O)
 PROGRAMME: B.A GEN.(A.D. IN ARTS)
 STUDENT ID/
 REGISTRATION NO: 19NST02741
 NAME: MUHAMMAD ALI KHAN
 FATHER NAME: RASOOL KHAN

ADDRESS: NEAR GOVT GIRLS HIGH SCHOOL NO 2 MOH NASARKHEL
 SAIDU SHARIF SWAT BABU ZAI Pakistan Khyber Pakhtunkhwa

S. No.	Subject	Course	Date	Time To - From	Center No.	Address
1	AIOU- 407	MODERN MUSLIM WORLD(Course)	17-May-22	14:00 - 17:00	EC-562	Govt. Centennial Model Higher Secondary School Wadudia, Saidu Sharif, Swat Khyber Pakhtunkhwa Pakistan
2	AIOU- 411	SOCIOLOGY-I(Course)	19-May-22	14:00 - 17:00	EC-562	Govt. Centennial Model Higher Secondary School Wadudia, Saidu Sharif, Swat Khyber Pakhtunkhwa Pakistan
3	AIOU- 409	COMMERCIAL GEOGRAPHY(Course)	2-Jun-22	14:00 - 17:00	EC-562	Govt. Centennial Model Higher Secondary School Wadudia, Saidu Sharif, Swat Khyber Pakhtunkhwa Pakistan

Controller of Examination

ضروری ہدایات برائے طلبہ

- 1۔ کوئی طالب علم اپنی تمام امتحانیں ہمہ گیر اصولوں میں پاس نہ کر سکتا ہے۔ کسی سے عمل نہ لائی جائے۔ اگر ضرورت ہو تو بیٹے کے والد کو کسی ایجنٹ سے رابطہ کیا۔
- 2۔ ستمبر 2021ء میں Reappear/Again Reappear کے درجے کے طلبہ کو امتحان میں شامل ہونے کا پورا کرنا ضروری ہے۔
- 3۔ ستمبر 2021ء کے امتحان میں اس سے ہونے والا امتحان میں غیر حاضر ہونے کی صورت میں طلبہ کو کارڈس ملے گا۔ طلبہ کو اپنی شناختی کارڈس روک کر رکھنا چاہئے۔
- 4۔ شناختی کارڈس پر رول نمبر کی بجائے ID/Registration Number درج کریں۔ روایت صرف ID کارڈ ہونے سے ہی ہوگی۔
- 5۔ گورنمنٹ کے ایجنٹوں سے رابطہ کرنے کے لیے کیمپس کے ایجنٹوں سے رابطہ کرنا ضروری ہے۔
- 6۔ طلبہ امتحانی مراکز میں داخلے کے لیے اپنے اصل شناختی کارڈ ساتھ لائیں۔ اگر شناختی کارڈ اپنی اپنا ہو تو والد کے ذریعہ کارڈوں میں "ب" کا نام لکھ کر تصدیق شدہ تصویر ضرور ساتھ لائیں۔ صورت دیگر امتحانی مراکز کا عمل طلبہ کو امتحان میں شامل ہونے سے روکے گا۔ اگر امتحان سے باہر ہے۔
- 7۔ امتحان کے دوران کوئی ایسا مواد لکھنا یا پڑھنا آپ کے پاس نہیں ہونا چاہئے۔ جو جرم ہے۔ اس کے ساتھ ساتھ روکے گئے۔ اگر کوئی ایسا مواد ہو تو پھر شرمندہ کرنے سے پہلے میری اطلاع امتحان کے حوالے کر دینا۔
- 8۔ سکور راجسٹر کی شکل ایجادات کے بغیر درج ہونے والی امتحانی مراکز میں لکھنے کی صورت میں سرورقہ امتحانی مواد کے حصہ سے علی کارڈوں کی من میں لائی جائے گی۔

Attested

Advocate

Attested

Advocate

18

Respected Sir,

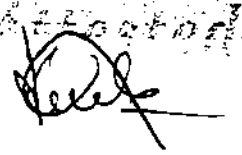
It is submitted that I have a Paper B.A Examination (scheduled to be held) on 17/05/2022, 19/05/2022 and 02/06/2022 for which I need leave for paper days.

It is, therefore, requested that I may kindly be granted paper day casual leave and obliged.

Yours obediently,



Muhammad Ali Khan CO
DPO Office, Swat
Dated 16/05/2022



Annexure ^{2D}
19



ADDITIONAL SUPERINTENDENT OF POLICE
LOWER SWAT
PH: 0946-9240251

No 317/18

Dated Saidu Sharif the 10/08/2022

To: The District Police Officer,
Swat

Subject: ENQUIRY AGAINST COMPUTER OPERATOR MUHAMMAD ALI JC
DS/PG.

Memo:

Kindly refer to charge sheet No.44/PA dated 30-05-2022 on the subject cited above.

Allegations: As per allegations, the computer Operator Muhammad Ali remained absent w.e.f 01-04-2022 till now as per biometric verification.

PROCEEDINGS: Proper enquiry was initiated against the delinquent computer operator namely Muhammad Ali he was called by the enquiry committee an ample opportunity was given to the delinquent and his statement was recorded. Accordingly wherein he stated that he attended the office on daily basis by using biometric device but due to some fault in the device no result was shown to him, however during illness, he did not able to attend the office remained absent from duty on those days (statement attached).

Furthermore, the record of biometric device for 40 days was also obtained according to which, the delinquent computer operator remained absent for (51) days, which is also enclosed for your kind perusal.

FINDINGS: Having gone through the available record of biometric and after personal hearing of computer operator Muhammad Ali, the enquiry committee reached to the conclusion that he was posted as incharge (JC/PG) and missing person Branch on dated 14-10-2021 and remained absent for 91 days as proved from available record. It reflects that the delinquent computer operator Muhammad Ali is a habitual absentee, and did not take keen interest in the performance of his lawful duty. The allegations leveled against him is proved during course of enquiring in light of available record. Therefore, we the enquiring committee are of the view that the delinquent computer operator Muhammad Ali remained absent without prior leave permission from high ups and absent from duty for total 91 days which a gross misconduct the delinquent official as still absent and dispute of enquiry initiated against him, he did bother to report for his duties. this act of delinquent official speaks him disinterest discharging him official duties. In light of above facts and circumstances, the members of enquiry committee reached to the conclusion that delinquent official computer operator Muhammad Ali is no more interest to carry on his job, therefore, the committee unanimously recommended him for major punishment submitted approved, please.

Enclose:(12)

Additional Superintendent of Police,
Lower Swat

Attested

Advocate

Attested

Advocate

DSP/Legal, Swat



OFFICE OF THE
 DISTRICT POLICE OFFICER, SWAT
 Ph: 0946-9240393 & Fax No. 0946-9240402
 Email: dposwat@gmail.com

Announced
 E
 20

ORDER

This order will dispose of the departmental enquiry conducted against Computer Operator Muhammad Ali that on 23/05/2022 the undersigned checked the Biometric Attendance System of this office. It was found that he Computer Operator Muhammad Ali was absent on 05/04/2022, 07/04/2022, 11/04/2022 to 13/04/2022, 15/04/2022, 19/04/2022 to 09/05/2022 and w.e.f 11/05/2022 up till now. Which warrant strict departmental action against him.

He was issued charge sheet coupled with statement of allegations vide this office No. 26/PA, dated 08/03/2022 and Charge Sheet No. 44/PA dated 30-05-2022 and Additional SP Lower, Swat, DSP Legal Swat and Office Superintendent were appointed as Enquiry Officers to conduct proper Departmental Enquiry against him. The Enquiry Officers conducted proper departmental enquiry against the above named delinquent Computer Operator, and recorded statements of all concerned. The Enquiry Officer has provided ample opportunity to the delinquent Computer Operator to defend the charges leveled against him. After conducting proper departmental enquiry, the Enquiry Officers submitted his findings report wherein he intimated that having gone through the available record of biometric system and after personnel hearing of computer operator Muhammad Ali, the enquiry committee reached to the conclusion that he was posted as Incharge OG/PG and missing person Branch on dated 14/10/2021 and remained absent for 91 days as proved and available record. It reflects that the delinquent computer operator Muhammad Ali is a habitual absentee, and did not take keen interest in the performance of his lawful duty. The allegation leveled against him is proved during course of enquiry in light of available record. Further the Enquiry Officers stated that the delinquent Computer Operator Muhammad Ali is no more interest to carry on his job. The Enquiry Officer recommended him for major punishment.

Foregoing in view, the undersigned is of considered opinion that there are no chances that Computer Operator Muhammad Ali will become an efficient Police Official. His further retention in service is bound to affect the discipline of the entire force. Therefore, I, ZAHID NAWAZ MARWAT, PSP District Police Officer, Swat as a competent authority under Khyber Pakhtunkhwa efficiency and disciplinary rules 1973, amended in 2011 am agreed with finding report of the enquiry officers to award him Major punishment of Dismissal from service from the date of absence i.e 11-05-2022. While the absence period be treated as leave without pay.

Order announced.

Attested
 Advocate

District Police Officer
 Swat
Attested
 Advocate

O.B. No. 126
 Dated 13/09/2022.

OFFICE OF THE DISTRICT POLICE OFFICER SWAT

No. _____/PA, dated Saidu Sharif the _____ /2022.

Copy to the;

- 1) Pay Officer, Swat.

Annexure (F) (21)

BEFORE THE REGIONAL POLICE OFFICER MALAKAND RANGE, AT SAIDU SHARIF SWAT

Muhammad Ali Ex-Computer Operator.Appellant.

VERSUS

The District Police Officer District Swat.Respondent

Subject: **Departmental appeal against the order O.B. No. 126 dated 13-09-2022 of dismissal from service.**

No 10010 / E
Date 20-9-22
Ee/ope Swat
for District
Commissioner
Engel say
20-9-22

Respected Sir,

The Appellant submits as under;

Office Supdt:
For: Regional Police Officer
Malakand, at Saidu Sharif Swat

1. That the Appellant joined the Police Force back in the year 2009 when whole of the Swat was under Tehrik Taliban Pakistan and no government writ was there.
2. That the Appellant performed his duties most efficiently with courage and regularly and not absented for a single day.
3. That due to the hard work and devotion the Appellant has got many good and excellent entries in his service record and that not a single bad entry is present in the complete record of the Appellant.
4. That the Appellant is regularly performing his duties and not a one day absence is present in the complete record.
5. That the Appellant dismissed from service on wrong and incorrect basis because ^{that} the I never made a single absentee.
6. That the biometric system is not reading the Appellant fingerprint and I wrote many applications to change the system to eye reading. It was changed for a little time but again was removed and I was not given a reason.
7. That the inquiry is also not according to law and rules and I have been kept

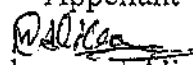
Attested
Advocate

22




- 8. That the order of dismissal from service is illegal and I was issued charge sheet only and was not given any personal hearing.
- 9. That the order of dismissal is worth cancelation because it is against the law and the rules.
- 10. That I may be humbly given the chance of personal hearing.

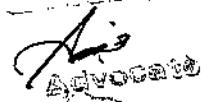
It is, therefore, very humbly requested that on acceptance of this departmental appeal the order of dismissal may be set aside and the Appellant reinstated back into service with all back benefits.

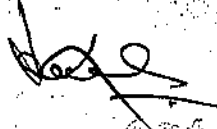
Appellant

 Muhammad Ali
 20/9/2022

Affidavit:

It is solemnly stated on oath that all the contents of this departmental appeal are true and correct to the best of my knowledge and belief.

Deponent

 Muhammad Ali

Attested

 Advocate


 02/10/2022



"672" (23)
Annexure

**OFFICE OF THE
REGIONAL POLICE OFFICER, MALAKAND
AT SAIDU SHARIF SWAT.**
Ph: 0946-9240388 & Fax No. 0946-9240390
Email: ebmalakandregion@gmail.com

ORDER

This order will dispose of appeal of Ex-Computer Operator Muhammad Ali (BPS-16) of Swat District in connection with major punishment awarded by the District Police Officer, Swat vide OB No.126, dated 13-09-2022, i.e. dismissal from service.

Brief facts of the case are that Ex-Computer Operator Muhammad Ali of Swat District while posted as Incharge OG/PG and Missing Persons Branch remained absent for 91 days i.e on 05/04/2022, 07/04/2022, from 11/04/2022 to 13/04/2022, 15/04/2022, from 19/04/2022 to 09/05/2022 and w.e.f. 11/05/2022 up to dismissal from service which warrant strict departmental action against him. Consequently, he was issued charge sheet coupled with statement of allegations and Additional SP Lower Swat, DSP Legal Swat and Office Superintendent were appointed as Enquiry Officers to conduct proper Departmental Enquiry against him. The Enquiry Officers conduct proper Departmental Enquiry against the above named delinquent Computer Operator and recorded statements of all concerned. The Enquiry Officers have provided ample opportunity to the delinquent Computer Operator to defend the charges leveled against him. After conducting proper departmental enquiry, the Enquiry Officers submitted their findings report wherein they intimated that having gone through the available record of biometric system and after personnel hearing of Computer Operator Muhammad Ali, the enquiry committee reached to the conclusion that he was posted as Incharge OG/PG and missing person Branch on dated 14/10/2021 and remained absent for 91 days as proved and available record. It reflects that the delinquent Computer Operator Muhammad Ali is a habitual absentee, and did not take keen interest in the performance of his lawful duty. The allegations leveled against him were proved during course of enquiry in light of available record. Further the Enquiry Officers stated that the delinquent Computer Operator Muhammad Ali is no more interested in his job. The Enquiry Officer recommended him for major punishment. Being found guilty of the charges leveled against him, the District Police Officer, Swat awarded him major punishment of dismissal from service vide OB No.126 dated 13/09/2022.

The appellant appeared before the undersigned and heard him in person. The appellant explained his innocence into the matter, therefore, taking a lenient view, his appeal is accepted and re-instated into service. Punishment awarded by the District Police Officer, Swat i.e. Dismissal from service is converted into "Forfeiture of Three (03) years approved service". While the period of absence as well as intervening period are treated as leave without pay.

Attested

Advocate
Advocate

F. Adnan
Regional Police Officer,
Malakand Region Swat

No. 11778 /E.

Dated 22-10-2022.

Copy to the District Police Officer, Swat for information and necessary action with reference to his office Memo No.14323/E, dated 28-09-2022 and No.10847/E, dated 04-10-2022.

Attested
Advocate
Advocate

Annexure

24

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR
AT CAMP COURT SWAT.

Service Appeal No. 1546/2022

Date of Institution ... 27.10.2022

Date of Decision ... 07.04.2023



Muhammad Ali Computer Operator BPS-16, District Police Office, District Swat.

... (Appellant)

VERSUS

The Provincial Police Officer Khyber Pakhtunkhwa, Peshawar and 02 others.

... (Respondents)

MR. IMDAD ULLAH,
Advocate

--- For appellant.

MR. MUHAMMAD JAN,
District Attorney

--- For respondents.

MR. KALIM ARSHAD KHAN
MR. SALAH-UD-DIN

--- CHAIRMAN
--- MEMBER (JUDICIAL)

JUDGMENT:

SALAH-UD-DIN, MEMBER:- Precisely stated the facts

surrounding the instant service appeal are that the appellant, while posted as Incharge OG/PG and missing persons branch, had remained absent from duty, therefore, disciplinary action was taken against him. On conclusion of the inquiry, he was awarded major penalty of dismissal from service vide order bearing O/B No. 126 dated 13.09.2022 passed by the then District Police Officer Swat.

The appellant being aggrieved of the same, filed departmental appeal

before the Regional Police Officer Malakand Region Swat, which

was decided vide order dated 22.10.2022, whereby the penalty of

Attested

Advocate

ATTESTED

EXCISE OFFICER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

dismissal from service was converted into forfeiture of three years approved service. The appellant has now approached this Tribunal through filing of instant appeal for redressal of his grievance.

2. On admission of the appeal for regular hearing, notices were issued to the respondents, who contested the appeal by way of filing of para-wise comments, wherein they refuted the assertion raised by the appellant in his appeal.

3. Learned counsel for the appellant has addressed his arguments supporting the grounds agitated by the appellant in his service appeal. On the other hand, learned District Attorney for the respondents has controverted the arguments of learned counsel for the appellant and has supported the comments submitted by the respondents.

4. At the very outset of his arguments, learned counsel for the appellant contended that the appellant being a Computer Operator, was a member of ministerial staff and in view of Section-44 of Khyber Pakhtunkhwa Police Act, 2017 (hereinafter referred to as the "Act"), the District Police Officer Swat was not the Authority competent to take disciplinary action against him. In order to properly appreciate the contention of learned counsel for the appellant, it would be appropriate to reproduce Section-44 of the Act, which is as below:-

Attested

[Signature]
Advocate

"Ministerial staff etc. ---(1) Subject to rules, Provincial Police Officer, may appoint ministerial staff and other employees to assist the Police.

ATTESTED

[Signature]
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(2) Any person employed under sub-section (1) shall be under the direction and control of Provincial Police Officer.

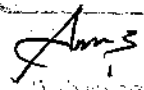
(3) The powers of direction and control referred to in sub-section (2) shall include the powers of discipline and dismissal.

(4) Subjects to rules, Provincial Police Officer, may delegate his powers and authority under this section to an officer of appropriate rank.

5. While going through Section-44 of the Act, it is crystal clear that disciplinary action against the ministerial staff could either be taken by the Provincial Police Officer himself or by any other officer to whom such powers are delegated by the Provincial Police Officer. In the instant case, the appellant was issued charge sheet as well as statement of allegations by the District Police Officer Swat and disciplinary proceedings were taken against the appellant under Police Rules, 1975. The appellant was dismissed from service by the District Police Officer Swat vide order bearing O.B No. 126 dated 13.09.2022. It appears from perusal of the said order that District Police Officer Swat too had realized at the time of passing of the same that disciplinary proceedings against the appellant could not have been taken under Police Rules, 1975, therefore, in the concluding para of the aforementioned order dated 13.09.2022, it has been mentioned that he was awarding penalty to the appellant as competent Authority under Khyber Pakhtunkhwa Efficiency & Discipline Rules, 1973 as amended in 2011. In view of Section-44 of the Act, Provincial Police Officer was the

ATTESTED

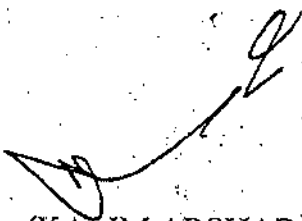
 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

ATTESTED

 13/09/2022

competent Authority, therefore, disciplinary proceedings taken against the appellant were coram-non-judice for all intents and purposes.

6. In view of the above discussion, the appeal in hand is allowed by setting-aside the impugned order and the matter is remitted to the competent Authority to conduct de-novo inquiry against the appellant in accordance with relevant rules strictly in accordance with law within a period of 60 days of receipt of copy of this judgment. Needless to mention that the appellant shall be associated with the de-novo inquiry by providing him opportunity of self defence as well as personal hearing. The issue of back benefits shall be subject to outcome of de-novo inquiry. Parties are left to bear their own costs. File be consigned to the record room.

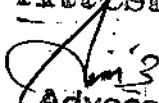
ANNOUNCED
07.04.2023



(KALIM ARSHAD KHAN)
CHAIRMAN
CAMP COURT SWAT



(SALAH-UD-DIN)
MEMBER (JUDICIAL)
CAMP COURT SWAT

Attested

Advocate

Certified to be true copy
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 09/08/23
Number of Words page 4
Copying Fee 20/-
Urgent 25/-
Total 25/-
Name of Copyist _____
Date of Completion of Copy 09/08/23
Date of Delivery of Copy 09/08/23

OFFICE OF THE REGIONAL POLICE OFFICER, MALAKAND
AT SAIDU SHARIF SWAT

CHARGE SHEET

I, Muhammad Ali Khan, PSP, Regional Police Officer, Malakand Region at Saidu Sharif, Swat as competent authority, hereby charge you, Computer Operator Muhammad Ali (BPS-16) of District Swat (Now Investigation Wing, Swat) as follows:-

You, Computer Operator Muhammad Ali (BPS-16) of District Swat (Now Investigation Wing, Swat) while posted as Admin Driving License Branch, Swat have:-

- I) Issued a driving license to one Tahir Irshad S/O Irshad Ahmad R/O Loung, Tehsil Phalia District Mandi Baha-ud-Din, Punjab having Driving License No.104000094334 and CNIC No.220209017323, as the license holder was gone abroad, as intimated by Deputy Inspector General of Police, Traffic, Khyber Pakhtunkhwa, Peshawar vide his office Letter No.18-19/IT, dated 04-01-2023, duly forwarded by this office vide Endst: No.79/C-Cell, dated 16-01-2023.
- II) Converted Driving License from LTV to HTV illegally/unlawfully in the name of Akhtar Ali S/O Momin Khan R/O Kabal, Swat having Driving License No.104000081917 and CNIC No.1560205492907, as intimated by CPO, Peshawar vide Memo: No.Ops/FC/Verification of Pakistani Driving License Mr. Akhtar Ali/2857-58, dated 24-01-2023.

2. By reason of the above, you appear to be guilty of misconduct under Civil Servants Efficiency & Discipline Rules-2011 and have rendered yourself liable to all or any of the penalties specified in the rules ibid.

3. You are, therefore, required to submit your written reply within 7-days of the receipt of this charge sheet to the enquiry Officer.

4. Your written reply, 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 in that case ex-parte action shall follow against you.

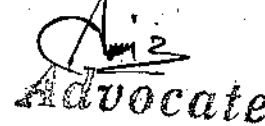
5. Intimate as to whether you desire to be heard in person or not?

6. A Statement of Allegation is enclosed.


Regional Police Officer,
Malakand at Saidu Sharif, Swat

No. 13685-87/E,
Dated 28/9 /2023.

Attested


Advocate

DISCIPLINARY ACTION

I, Muhammad Ali Khan, PSP, Regional Police Officer, Malakand Region at Saidu Swat as competent authority, am of the opinion that he, Computer Operator Muhammad Ali (BPS-16), while posted to District Swat (Now Investigation Wing, Swat) has rendered himself liable to be proceeded against departmentally as he has committed the following omission within the meaning of Khyber Pakhtunkhwa Civil Servants Efficiency & Discipline Rules-2011:-

STATEMENT OF ALLEGATIONS

That he, Computer Operator Muhammad Ali (BPS-16) of District Swat (Now Investigation Wing, Swat) while posted as Admin Driving License Branch, Swat has:-

- I) Issued a driving license to one Tahir Irshad S/O Irshad Ahmad R/O Loung, Tehsil Phalia District Mandi Bahau-din, Punjab having Driving License No.104000094334 and CNIC No.220209017323, as the license holder was gone abroad, as intimated by Deputy Inspector General of Police, Traffic, Khyber Pakhtunkhwa, Peshawar vide his office Letter No.18-19/IT, dated 04-01-2023, duly forwarded by this office vide Endst: No.79/C-Cell, dated 16-01-2023.
- II) Converted Driving License from LTV to IPTV illegally/unlawfully in the name of Akhtar Ali S/O Momin Khan R/O Kabal, Swat having Driving License No.104000081917 and CNIC No.1560205492907, as intimated by CPO, Peshawar vide Memo: No.Ops/FC/Verification of Pakistani Driving License Mr. Akhtar Ali/2857-58, dated 24-01-2023.

2. For the purpose of scrutinizing the conduct of said officer with reference to the above allegations Mr. Aris Nawaz, SP HDR Swat is appointed as Enquiry Officer.

3. The Enquiry Officer shall conduct proceedings in accordance with provision of Khyber Pakhtunkhwa Civil Servants (Efficiency & Discipline) Rules-2011 and shall provide reasonable opportunity of defense and hearing to the accused officer, record its findings and make within fifteen (15) days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused officer.

4. The accused officer shall join the proceeding on the date, time and place fixed by the Enquiry Officer.


Regional Police Officer,
Malakand, at Saidu Sharif Swat

No. 13685-87 /E, dated Saidu Sharif the, 28-09-2023.
Copy for information and necessary action to the:-

1. District Police Officer, Swat: for information with reference to this office Order Endst: No.13662-63/E, dated 28-09-2023.
2. Superintendent of Police, Investigation Wing, Swat: to serve a copy of the same upon the delinquent concerned, while a copy duly signed by him may be returned to this office, as a token of his receipt.
3. Superintendent of Police, Headquarters Swat: Enquiry Officer, for conducting proper departmental proceedings against the delinquent Computer Operator under Khyber Pakhtunkhwa Government Civil Servants (Efficiency & Discipline) Rules-2011.

Attested

Advocate

13685-87-E نمبری 28-09-2023 جاریہ جناب ریجنل پولیس آفیسر صاحب

شریف سوات مزاحمت ہوں کہ سوات اراکےنگ لائنس برانچ میں بحیثیت ایڈمن / کمپیوٹر اپریٹوری 03-2019
19-04-2021 تا

- (1) جہاں تک اگوا تیری بائیں لائنس نمبری 1040000094334 بنام گلبرار شاہ ولد ارشاہ احمد ساکن الیچ تحصیل پاپیاں ضلع منڈی بہاؤالدین پنجاب کو پیر وئی ملک لائنس لٹو ہونے کا تعلق ہے۔ حذ کرہ مورہ 12-01-2021 کو اس وقت کے دستخطی MLA صاحب DPO صاحب کے حکم پر لائنس حذ کرہ لٹو ہو چکا ہے۔ (نئے عمل فائل مع ہسٹری شیٹ، فارم سی اور بینک چالان ریکارڈز موجود ہے)۔ نقل ہوا لٹ ہے۔
- (2) اختر علی ولد سون سنگھ اجیری کل سوات کو پرانے لٹو پر (LTV) لائنس روٹ کے مطابق دستخطی MLA صاحب DPO صاحب کے حکم پر لائنس مورہ 30-05-2019 کو لٹو ہو چکا ہے۔ (نئے عمل فائل مع ہسٹری شیٹ، فارم سی اور بینک چالان ریکارڈز موجود ہے)۔ نقل ہوا لٹ ہے۔

لائسنس دفتر میں لائنس لٹو ہونے میں تاخیر کا رونا ٹی ہوتی ہے۔


درخواست کنندہ تمام کاغذات کا فائل لائنس دفتر میں جمع کرنے پر لڑکا ڈیپری اس کا تصویر اور ڈیٹا انڈر ان کیا جاتا ہے۔ لڑکا ڈیٹا صاحب (کاٹی) درخواست کنندہ کو حوالہ کیا جاتا ہے۔ جبکہ ادھار (کاٹی) لڑکا فائل کے اوپر ریکارڈ کیمر لگاتا ہے۔ مقررہ ایام کے بعد درخواست کنندہ E نٹ کے بعد پریکٹیکل ٹرائی میں شامل کیا جاتا ہے۔ یا اجازت سر کے موافق بدلیہ پور کرنے پریڈ لڑکا ٹرائی کے لائنس لٹو کیا جاتا ہے۔ پریکٹیکل ٹرائی لائنس کلرک کٹی کی نگرانی میں درخواست کنندہ کو ٹرائی لٹا ہے۔ پاس اور فائل ہونے والے امیدوار ان کے فائل لائنس کلرک جہاں انیسر کو پیش کرتا ہے۔ اور دستخطی کے بعد لائنس کلرک کو حوالہ ہو کر جو بعد کارروائی ایڈمن کو دے کر کمپیوٹر سیکشن میں اپریٹوری کو حوالہ کر کے ٹوکن لٹو ہونے کی کارروائی ہوتی ہے۔ ٹوکن جاری ہونے پر فائلیں ایڈمن کو لا کر امیدوار کو لائنس لٹو ہو جاتا ہے۔

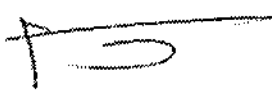
جناب عالی!


Online Database میں کوئی بھی اپکار کوئی روڈول نہیں کر سکتا۔ تمام مراحل یعنی (میڈیکل سرٹیفیکٹ، بینک چالان، لٹر اندراج کو آف اور تصویر) جو کہ پہلے سے طے شدہ اور فائل مکمل ہونے پر ڈیٹا انڈر لائنس نمبر لٹو ہوتا ہے۔ اور فائل مکمل فائل وغیرہ کی صورت میں لائنس نمبر لٹو نہیں ہو سکتا۔ لیکن بعد تکمیل ہونے پر لائنس لٹو ہوتا ہے۔ جملہ اہتدائی اس بلا براہ راست لائنس کلرک کی نگرانی میں عمل میں لایا جاتا ہے۔ جبکہ LTV سے ITV کمپیوٹر میں کنورژن کا بیجھے علم نہیں۔ ایک لائنس پر دوسرا کنورژن لائنس لٹو نہیں ہو سکتا۔ من سابقہ ایڈمن کو DIG صاحب ریٹک پٹا اور سے ایڈمن User ID لٹو ہوا تھا۔ جس میں کسی قسم کی ایڈنگ نہیں ہو سکتی اسوائے نمبر لٹو کرنے اور جملہ اس بلا کے اختتام پر ریٹول کرنے کی۔ اگر سابقہ ریکارڈ میں کوئی انٹری غلط کی گئی ہو تو وہ بھی ایڈمن ٹھیک نہیں کر سکتا کیونکہ وہ Locked ہوتا ہے۔ اور Main User کے علاوہ کسی اور کی رسائی ممکن نہیں۔ جہاں تک من سابقہ ایڈمن پر فائل شوڈ کارڈ نوٹس میں لگائے گئے لازم کا تعلق ہے جس میں کوئی حقیقت نہیں ہے۔ کیونکہ Main User ہماری رسائی ناممکن ہے۔ دوران تعمیراتی بہت سے ایسے لٹو سامنے آچکے تھے۔ جس کو من سابقہ نے اس وقت کے آفیسر ان بلا کے نوٹس میں لایا ہے۔ جو کہ میں آپ صاحبان کے حضور میں بطور ثبوت پیش کر سکتا ہوں۔ میں نے صرف اور صرف اپنا حصہ فرائٹس اڈمہ واری کو سر انجام دی ہے۔ میں مکمل طور پر بے گناہ ہوں۔

ذات مدعا ہے کہ من سابقہ کی داغ کر وہ بے گناہی بلا کو نظر رکھ کر من سابقہ کی خلاف جاری شدہ فائل شوڈ کارڈ نوٹس بلا فید کارروائی فائل فرمائیں۔ تو سابقہ دعا گو رہیگا۔

العارض


(محمد علی خان) کمپیوٹر اپریٹوری BPS-16
(ریڈر برانچ) لٹر SP صاحب انوسٹی گیشن ضلع سوات
مورہ: 02-10-2023

ATTESTED

SP-SQ-Swat

Attested

Advocate



OFFICE OF THE
REGIONAL POLICE OFFICER, MALAKAND
AT SAIDU SHARIF, SWAT.

Ph: 0946-9240388 & Fax No. 0946-9240390

Email: ebmalakandregion@gmail.com

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No. 17340-41 /E, dated Saidu Sharif the 13 / 12 /2023

FINAL SHOW CAUSE NOTICE

The undersigned being Competent Authority, under the Khyber Pakhtunkhwa, Civil Servants (Efficiency & Disciplinary) Rules-2011, do hereby serve upon you, Computer Operator Muhammad Ali (BPS-16) of District Swat (Now Investigation Wing, Swat), as follows:-

- (i) That consequent upon the completion of departmental enquiry conducted against you by the Enquiry Officer, SP, Hqrs: Swat, vide Charge Sheet No.13685-87/E, dated 28/09/2023 issued by this office, for which you were given opportunity of hearing and,
- (ii) On going through the findings/recommendations of the Enquiry Officer, the material on record and other connected papers, you are found guilty of the charges leveled against you.

2. As a result thereof, I tentatively decided to impose upon you, any one or more penalties including the penalty of "Dismissal from Service" under Section-04 of Government of Khyber Pakhtunkhwa Civil Servants (Efficiency & Disciplinary) Rules-2011.

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

4. If no reply to this Final Show Cause Notice is received within Seven (07) days or not more than Fifteen (15) 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.

Muhammad Ali
Computer Operator
Swat District
(now in Investigation Wing Swat)

Regional Police Officer,
Malakand at Saidu Sharif, Swat

Endst: No. & dated even

Copy for information and necessary action to the:-

- 1) District Police Officer, Swat with reference to his office Memo: No. 25722/PA, dated 25/10/2023, alongwith 02 copies of the Final Show Cause Notice for serving upon the above-named delinquent Computer Operator and a copy of the same, duly signed by him, may be returned to this office as a token of his receipt.
- 2) Superintendent of Police, Hqrs: with reference to his office Memo: No.307/HQ, dated 01/11/2023.

Amir
Advocate

معروض خدمت ہوں کہ سوات ڈائریکٹ لائسنس برانچ میں بحیثیت ایڈمن / کیو ڈی اے / 41-17340-12-2023 مور 13-12-2023 مور یہ جناب ریجنل پولیس آفیسر صاحب ٹاکنگ سید و شریف سوات
(1) جہاں تک انکوائری ہذا میں لائسنس نمبری 1040000094334 نام طاہر ارشاد ولد ارشاد احمد ساکن لاریج تحصیل پاپیاں ضلع ملتان بہاولپور کو بیرونی ملک لائسنس ایٹو ہونے کا تعلق ہے۔ متذکرہ مور 12-01-2021 کو اس وقت کے دستخطی MLA صاحب DPO صاحب کے حکم پر لائسنس متذکرہ ایٹو ہو چکا ہے۔ (جسکے مکمل فائل مع ہسٹری شیٹ، ٹارم سی اور بینک چالان ریکارڈ پر موجود ہے)۔ نقل ہوا اہل ہے۔

(2) اختراعی ولد مومن سکند ڈھیری کتل سوات کو پرانے لرنر پر (LTV) لائسنس روڈ کے مطابق دستخطی MLA صاحب DPO صاحب کے حکم پر لائسنس مور 30-05-2019 کو لٹو ہو چکا ہے۔ (جسکے مکمل فائل مع ہسٹری شیٹ، ٹارم سی اور بینک چالان ریکارڈ پر موجود ہے)۔ نقل ہوا اہل ہے۔
لائسنس دفتر میں لائسنس ایٹو ہونے میں ذمہ دار کوئی نہیں ہے۔

درخواست کنندہ تمام کاغذات کا فائل لائسنس دفتر میں جمع کرنے پر لرنر کا کوئی پر اس کا تصویر اور ڈیٹا کا اندراج کیا جاتا ہے۔ لرنر کا آدھا حصہ (کاپی) درخواست کنندہ کو حوالہ کیا جاتا ہے۔ جبکہ آدھا حصہ (کاپی) لرنر فائل کے اوپر ریکارڈ ڈیکر لگا دیا جاتا ہے۔ مقررہ ایام کے بعد درخواست کنندہ E لسٹ کے بعد پریکٹیکل لرنر میں شامل کیا جاتا ہے۔ پاپیاں ضلع کے صوابدہ پر ٹیکس پورا کرنے کیلئے لرنر اور لرنر کے لائسنس ایٹو کیا جاتا ہے۔ پریکٹیکل لرنر لائسنس کلرک کی نگرانی میں درخواست کنندہ کا لرنر ایٹو ہے۔ پاس اور ٹیکس ہونے والے امیدواران کے فائل لائسنس کلرک کے پاس لائسنس کلرک کے پاس لائسنس کلرک کو حوالہ ہو کر جو بعد کارروائی ایڈمن کو دے کر کیو ڈی اے میں اپرٹرز کو حوالہ کر کے نوٹن ایٹو ہونے کی کارروائی ہوتی ہے۔ نوٹن جاری ہونے پر فائل میں ایڈمن کو لاکر امیدوار کو لائسنس ایٹو ہو جاتا ہے۔

جناب عالی!

Online Database میں کوئی بھی اپلاک کوئی ردوبدل نہیں کر سکتا۔ تمام مراحل یعنی (میڈیکل سرٹیفکیٹ، بینک چالان، لرنر اندراج کو آف اور تصویر) جو کہ پہلے سے طے شدہ اور فائل مکمل ہونے پر ڈائریکٹ لائسنس نمبر ایٹو ہوتا ہے۔ اور فائل مکمل و غیرہ کی صورت میں لائسنس نمبر ایٹو نہیں ہو سکتا۔ لیکن بعد تکمیل ہونے پر لائسنس ایٹو ہوتا ہے۔ جملہ ابتدائی پر اس بلابر اور دست لائسنس کلرک کی نگرانی میں عمل میں لایا جاتا ہے۔ یہاں یہ امر قابل ذکر ہے کہ میرے فیصلہ کے دوران بغرض لائسنس ریٹول تمام سر بلوہ ولد خان زادہ سکند برہلو بھیرن سوات موصول ہوئے تھے جن کے ریکارڈ ہائے چیک سر بلوہ لائسنس نمبری 117000019162 کا سرے سے ریکارڈ نہیں تھا۔ دو کسی دوسرے شخص نور اسلام ولد انور زمان کے نام پر درج تھا۔ باوجود اس کے کہ ٹریک کلرک اور وقت MLA نے باقاعدہ دستخط بھی کیا تھا۔ مگر پھر بھی ریکارڈ من جواب دہندہ کے ساتھ نہیں تھا۔ تو من جواب دہندہ کا اس کے لائسنس ریٹول نہیں کیا ہے۔ اور اسی طرح دو اپنا بوس لائسنس 31-07-2020 -- 01-09-2015 استعمال کیا ہے۔ اور اب اسے اور ریجنل لائسنس نمبری 104000099304 کو 29-11-2021 کو لٹو کیا ہے۔ مذید یہ کہ عین علی ولد دوست محمد سکند شاہ ڈھیری کتل سوات لائسنس نمبری 104000039441 ریکارڈ پر لرنر Motorcar/ Jeep only تھا اور اسے LTV لائسنس ایٹو ہوا تھا۔ جو کہ من جواب دہندہ نے اسکا لائسنس ریٹول نہیں کیا ہے۔ یہ Online Database میں نہیں ہو سکتا۔ حتیٰ من جواب دہندہ نے کیو ڈی اے ریکارڈ کے دورے بعد Manual Record میں ردوبدل نہیں کیا ہے۔ جسکی ثبوت دونوں لائسنس ہائے کے کاپیاں بطور ثبوت لگائی ہیں۔ جبکہ LTV سے HTV کیو ڈی اے میں کوریڈن کا مجھے علم نہیں۔ ایک لائسنس پر دوسرا کوریڈن لائسنس ایٹو نہیں ہو سکتا۔ من سابقہ ایڈمن کو DIG صاحب ٹریک پٹار سے ایڈمن User ID ایٹو ہوا تھا۔ جنہیں کسی قسم کی ایڈجنگ نہیں ہو سکتی اسوائے نمبر ایٹو کرنے اور جملہ پر اس بلوہ کے اختتام پر ریٹول کرنے کی۔ اگر سابقہ ریکارڈ میں کوئی اختراعی نٹلا کی گئی ہو تو وہ بھی ایڈمن ٹریک نہیں کر سکتا کیونکہ Locked ہوتا ہے۔ اور Main User کے خلاف کسی اور کی رسائی ناممکن نہیں۔ جہاں تک من سابقہ ایڈمن پر فائل شوڈ کا نوٹس میں لگائے گئے الزام کا تعلق ہے جس میں کوئی حقیقت نہیں ہے۔ کیونکہ Main User تک ہماری رسائی ناممکن ہے۔ دوران فیصلہ بہت سے ایسے ایٹو سامنے آچکے تھے۔ جس کو من سائٹل نے اس وقت کے آفیسران ہالا کے نوٹس میں لاپس لگائے ہیں۔ جو کہ میں آپ صاحبان کے حضور میں بطور ثبوت پیش کر سکتا ہوں۔ میں نے صرف اور صرف اپنا حصہ فرمائش اذہ داری کو سر انجام دی ہے۔ میں مکمل طور پر بے گناہ ہوں۔

کارروائی فائل فرمائیں۔ تو سائٹل دعا گو رہیگا۔

معرض خدمت ہوں کہ سوات ڈائریکٹ لائسنس برانچ میں بحیثیت ایڈمن / کیو ڈی اے / 41-17340-12-2023 مور 13-12-2023 مور یہ جناب ریجنل پولیس آفیسر صاحب ٹاکنگ سید و شریف سوات
محمد علی خان (کیو ڈی اے / 41-17340-12-2023 مور 13-12-2023 مور یہ جناب ریجنل پولیس آفیسر صاحب ٹاکنگ سید و شریف سوات)
Office In-charge: (کیو ڈی اے / 41-17340-12-2023 مور 13-12-2023 مور یہ جناب ریجنل پولیس آفیسر صاحب ٹاکنگ سید و شریف سوات)
For Request: (کیو ڈی اے / 41-17340-12-2023 مور 13-12-2023 مور یہ جناب ریجنل پولیس آفیسر صاحب ٹاکنگ سید و شریف سوات)
ادنیٰ شعیب سوات

Attested
Advocate

Licence Renewal Form:

Form "E"

(See section 12 (2) of MVO 1909)

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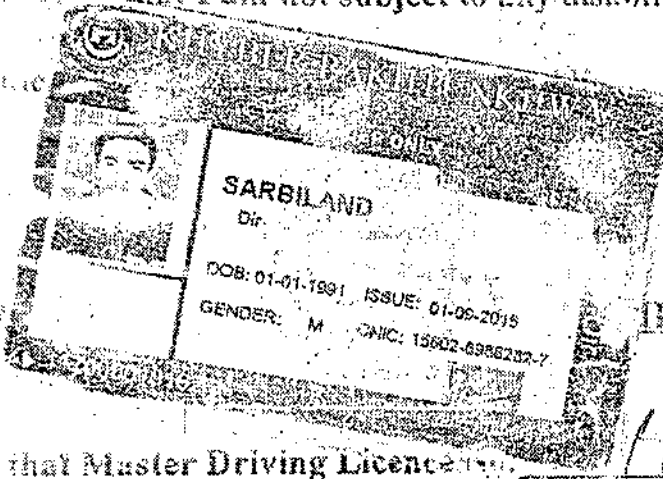
Sarbiland

son of Khan Zada

Resident of Bar Palm P.O. Behran Swat

for the renewal of my Driving Licence No. 117000019162/4-Div

issued by the Motor Licensing Authority Upper Dir



Signature of the applicant

03156777200

IFICATION REPORT.

certified that Master Driving Licence No. 117000019162/4-Div

Dated 01-09-2015 renewed up to 31-07-2020 vide yearly renewal

No. was checked and found correct.

Record / Motor Licensing Clerk,

Issue computerized Driving Licence for

Motor Licensing Authority Swat. Salsu Sharif Swat.

Attested

Advocate

CNIC NUMBER : 1570213822635

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Name:	NOOR ISLAM
Father/Husband Name:	ANWAR ZAMIN
License No:	117000019162
License Type:	M.CAR/JEEP ONLY
License Issue Date:	01-09-2015
License Expiry Date:	31-07-2020
License Issue District:	Upper Dir
International Driving Permit:	Not issued
Initial License Issue Type/Number/Year:	M.CAR/JEEP ONLY 32425

KHYBER PAKHTUNKHWA POLICE HISTORY SHEET
DISTRICT: UPPER DIR

Personal Information

Applicant's Name: NOOR ISLAM
 CNIC No.: 1570213822635
 Nationality: Pakistan
 Date of Birth: 01-10-1993
 Gender: Male
 Cell No.: 03249152963
 Father/Husband Name: ANWAR ZAMIN
 Present Address: SHERI P.O. SAHIBABAD P.F. Baba
 Permanent Address: SHERI P.O. SAHIBABAD P.F. Baba



License/Permit No.	Issue/Action Date	Expiry Date	Type	License/Learner Type	District	Remarks
117000019162	01/09/2015	31/07/2020	License	M.CAR/JEEP ONLY	Upper Dir	Conversion
117000019162	26/09/2016	-do-	License	M.CAR/JEEP ONLY	Upper Dir	Duplication

KHYBER PAKHTUNKHWA POLICE HISTORY SHEET
DISTRICT: SWAT

Personal Information

Applicant's Name: SAR BILAND
 CNIC No.: 1560269852827
 Nationality: Pakistan
 Date of Birth: 01-01-1991
 Gender: Male
 Cell No.: 03156777200
 Father/Husband Name: Khan Zada
 Present Address: Bar Polo PO Bahraïn Cham Gharaï Tehsil Bahraïn
 Permanent Address: Bar Polo PO Bahraïn Cham Gharaï Tehsil Bahraïn



License/Permit No.	Issue/Action Date	Expiry Date	Type	License/Learner Type	District	Remarks
10055309000009477	03/05/2021	23/09/2021	Learner/Permit	M.CYCLE + M.CAR/JEEP ONLY	Swat	New
00433099304	29/11/2021	28/11/2026	License	M.CYCLE + M.CAR/JEEP ONLY	Swat	New

Signature
Amir
inspector

**KHYBER PAKHTUNKHWA POLICE
HISTORY SHEET
DISTRICT: SWAT**

Personal Information

Applicant's Name: Usman Ali
 CNIC No: 1560204196805
 Nationality: Pakistani
 Date of Birth: 11-04-1981
 Gender: Male
 Cell No: 03459456401
 Father/Husband Name: Dost Muhammad
 Present Address: Moh: Chohan Abad, P O Shahdehrai Swat
 Permanent Address: Moh: Chohan Abad, P O Shahdehrai Swat

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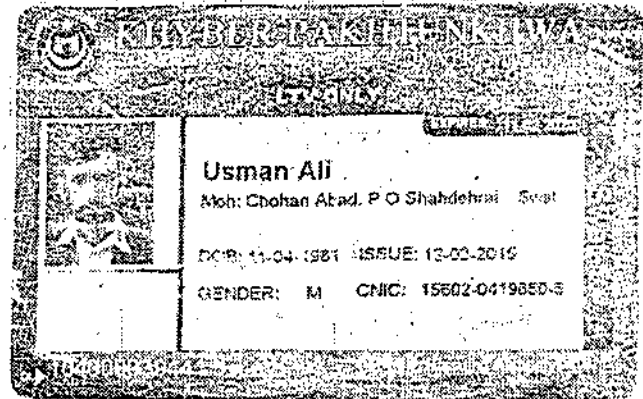
License/Permit No	Issue/Action Date	Expiry Date	Type	License/Learner Type	District	Remarks
1005600000009638	10/12/2011	07/06/2012	Learner Permit	M, CAR/JEEP ONLY	Swat	New
104000039441	12/02/2015	11/02/2020	License	LTV ONLY	Swat	New

Traffic Clerk Sign _____

Applicant Sign _____



CNIC NUMBER : 1560204196805	
Name:	USMAN ALI
Father/Husband Name:	DOST MUHAMMAD
License No:	104000039441
License Type:	LTV ONLY
License Issue Date:	12-02-2015
License Expiry Date:	11-02-2020
License Issue District:	Swat
International Driving Permit:	Not issued
Initial License Issue Type/Issue Date:	LTV ONLY/ 12-02-2015



Attested
Amir
 Advocate



Annexure *M* (36)

**OFFICE OF THE
REGIONAL POLICE OFFICER, MALAKAND
AT SAIDU SHARIF SWAT.**
Ph: 0946-9240388 & Fax No. 0946-9240390
Email: ebmalakandregion@gmail.com

ORDER

This order will dispose of the departmental enquiries conducted against Computer Operator Muhammad Ali (BPS-16) of District Swat (Now Investigation Wing, Swat) as follows:-

- I. He while posted as Admin Driving License Branch District Swat has:-
- a) Issued a driving license to one Tahir Irshad S/O Irshad Ahmad R/O Loung, Tehsil Phalia District Mandi Baha-ud-Din, Punjab having Driving License No.104000094334 and CNIC No.220209017323, as the license holder was gone abroad, as intimated by Deputy Inspector General of Police, Traffic, Khyber Pakhtunkhwa, Peshawar vide his office Letter No.18-19/IT, dated 04-01-2023.
 - b) Converted Driving License from LTV to HTV illegally/unlawfully in the name of Akhtar Ali S/O Momin Khan R/O Kabal, Swat having Driving License No.104000081917 and CNIC No.1560205492907, as intimated by CPO, Peshawar vide Memo: No.Ops/FC/ Verification of Pakistani Driving License Mr. Akhtar Ali/2857-58, dated 24-01-2023.

He was initially issued charge sheet by the District Police Officer, Swat vide No.54/PA, dated 15-03-2023 on the above allegations and findings of which was submitted to this office for further action. On perusal of the same the undersigned noticed that the enquiry proceedings initiated by the District Police Officer, Swat against Computer Operator Muhammad Ali (BPS-16) were against the directions received from CPO, Peshawar vide Memo: No.2704-20/E-V, dated 08-09-2022, being competency of RPO, therefore, the enquiry was declared void-ab-initio vide this office Order No.13662-63/E, dated 28-09-2023 and a fresh Charge Sheet & Statement of Allegations were issued by this office on the same allegations vide this office No.13685-87/E, dated 28-09-2023 and Mr. Amir Nawaz, Superintendent of Police, Headquarters, Swat was deputed as Enquiry Officer to conduct proper departmental enquiry against above-named Computer Operator and submit his findings report. The Enquiry Officer, during the course of enquiry, recorded statements of all concerned and provided ample opportunity to the delinquent Computer Operator to defend the charges leveled against him. The Enquiry Officer, after conducting proper departmental enquiry, submitted his finding report, wherein the E.O. intimated that the allegations leveled against above-named Computer Operator are proved and recommended him for appropriate action. Subsequently, he was issued a Final Show Cause Notice vide this office No.17340-41/E, dated 13-12-2023, reply to which by the Computer Operator concerned was submitted on 19-01-2024 and found unsatisfactory.

Attested

[Signature]
Advocate

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II. Another enquiry on account of absence from duty of Ninety One (91) days was initiated by the District Police Officer, Swat vide Charge Sheet No.44/PA, dated 30-05-2022, wherein he was awarded major punishment of "Dismissal from Service" by the District Police Officer, Swat vide OB No.126 dated 13-09-2022 from the date of his absence i.e. 11-05-2022 and the absence period was treated as leave without pay. Subsequently, he preferred a departmental appeal in this office, which was accepted and the punishment of "Dismissal from Service" was converted into "Forfeiture of Three (03) years approved service", while the period of absence as well as intervening period were treated as leave without pay vide this office Order No.11778/E, dated 22-10-2022.

Feeling aggrieved with the above-mentioned order, the Computer Operator concerned filed a Service Appeal No.1546/2022 before the Khyber Pakhtunkhwa Service Tribunal, Peshawar at Camp Court, Swat, wherein in pursuance of the judgement dated 07-04-2023 of Honorable Service Tribunal, Khyber Pakhtunkhwa and directions received from the Deputy Inspector General of Police, Internal Accountability Branch, Khyber Pakhtunkhwa, Peshawar vide Memo: No.1604-8/CPO/IAB, dated 18-10-2023, de-novo departmental proceedings were initiated on the same charges as under:-

He while posted as In-Charge OG, PG and Missing Persons in the office of the District Police Officer, Swat, on 23-05-2022, the District Police Officer, Swat checked the biometric attendance system, wherein it was found that above-named Computer Operator was absent from his lawful duties without prior permission or leave on 05-04-2022, 07-04-2022, from 11-04-2022 to 13-04-2023, from 19-04-2022 to 09-05-2022 and from 11-05-2022 up till dismissal from service i.e. 13-09-2022, which shows disinterest and malafide intention in the performance of lawful duties on his part.

He was issued a fresh Charge Sheet coupled with statement of allegations on the above-mentioned charges vide this office No.390-94/E, dated 09-01-2024 and the following Police Officers were deputed as Enquiry Committee/Panel by the Deputy Inspector General of Police, Internal Accountability Branch, CPO, Peshawar vide above-quoted reference:-

- i) Mr. Ghulam Sadiq Khan, Addl: SP/Lower Swat.
- ii) Mr. Naeem Khan, DSP/HQrs., Swat.

The Enquiry Officers, conducting de-novo departmental enquiry against above-named delinquent Computer Operator, recorded statements of all concerned as well as the Computer Operator concerned and submitted their findings report vide No.21/R, dated 15-01-2024, wherein the Enquiry Officers intimated that above-named Computer Operator was deliberately absented from duty for a period of Ninety One (91) days without any genuine excuse as evident from his statement and also proved from the biometric system record and recommended that his previous punishment i.e. forfeiture of three years approved service as well as 91-days as leave without pay may be retained as such.

Attested

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Ans
Advocate

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III. Besides the above, the Superintendent of Police, Investigation Wing, Swat vide his office Memo: No.209/E, dated 08-01-2024 intimated that the Computer Operator concerned has again absented himself from lawful duties without prior permission or leave w.e.f. 06-12-2023 up till now.

He was called in Orderly Room held in this office on 28-02-2024 and heard him in person, but he could not produce any plausible evidence to defend the charges leveled against him, foregoing in view, the above-mentioned facts, recommendations of the Enquiry Officers and his continued absence from duty till date, the undersigned is of the considered opinion that there are no chances that Computer Operator Muhammad Ali (BPS-16) of District Swat (Now Investigation Wing, Swat) will become an efficient Police official and his further retention in service is bound to affect the discipline of the entire force, therefore, I, Muhammad Ali Khan, PSP, Regional Police Officer, Malakand Region as a competent authority, am constrained to award him major punishment of "Compulsory Retirement from Service" from the date of his absence i.e. 06-12-2023.

Regional Police Officer,
Malakand at Saidu Sharif, Swat

No. 3122-27 /E,

Dated 04-03- /2024.

Copy for information and necessary action to the:-

- 1) Inspector-General of Police, Khyber Pakhtunkhwa, Peshawar with reference to CPO, Peshawar letter No.Ops/FC/Verification of Pakistani Driving License Mr. Akhtar Ali/2857-58, dated 24-01-2023.
- 2) Deputy Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar.
- 3) Deputy Inspector General of Police, IAB, Khyber Pakhtunkhwa, Peshawar with reference to his office Memo: No.quoted above Memo: No.1604-8/CPO/IAB, dated 18-10-2023.
- 4) Deputy Inspector General of Police, Traffic, Khyber Pakhtunkhwa, Peshawar with reference to his office Letter No.18-19/IT, dated 04-01-2023.
- 5) District Police Officer, Swat with reference to his office Memo: No.30496-97/PA, dated 13-12-2023.
- 6) Superintendent of Police, Investigation Wing, Swat with reference to his office Memo: No.quoted above.

Attested

Advocate

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Annexure

BEFORE THE PROVINCIAL POLICE OFFICER GOVERNMENT OF KHYBER
PAKHTUNKHWA, PESHAWAR

Muhammad Ali Ex-Computer Operator District Swat R/o Saidu Sharif, District Swat.

-----Appellant

VERSUS

The Regional Police Officer Malakand Range at Saidu Sharif, District Swat.

-----Respondent

Subject: **Departmental appeal against the order No. 3122-27/E dated 04-03-2024,**
received on 20-03-2024.

Respected Sir;

The Appellant submits as under;

1. That the Appellant joined the Police Force back in the year 2009 when whole of the Swat was under Tehrik Taliban Pakistan and no government writ was there.
2. That the Appellant performed his duties most efficiently with courage and regularly and not absented for a single day.
3. That due to the hard work and devotion the Appellant has got many good and excellent entries in his service record and that not a single bad entry is present in the complete record of the Appellant.
4. That the Appellant is regularly performing his duties and not a one day absence is present in the complete record.
5. That the Appellant dismissed from service on wrong and incorrect basis because the I never made a single absentee.
6. That the biometric system is not reading the Appellant fingerprint and I wrote many applications to change the system to eye reading. It was changed for a little time but again was removed and I was not given a reason.

Attested

Advocate

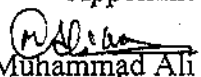
Advocate



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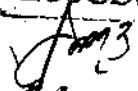
7. That the Appellant challenged the order in Khyber Pakhtunkhwa Service Tribunal and it was set aside and de novo inquiry was ordered to be made.
8. That again I was Compulsory Retired from service by the order above against the law and rules.
9. That the order is also not correct as it is the on charges to which no inquiry is made and no charge sheet statement of allegations and no final show cause notice is issued.
10. That the inquiries are also not according to law and rules and I have been kept uninformed of the whole process.
11. That I have not any access to master computer of CPO to make changes of LTV to HTV and to post scanned photo on driving license. This not true and possible for me to make these changes.
12. That the order of compulsory retirement from service is illegal and against the law.
13. That I have been afforded any chance to defend myself or do cross examination.
14. That I may be humbly given the chance of personal hearing.

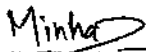
It is, therefore, very humbly requested that on acceptance of this departmental appeal the order of compulsory retirement may be set aside and the Appellant reinstated back into service with all back benefits.


Appellant

 Muhammad Ali
 29/3/2024

Affidavit:

It is solemnly stated on oath that all the contents of this departmental appeal are true and correct to the best of my knowledge and belief.

Attested

 Advocate


ATTESTED
 Ms. Minhas Yousufzai Advocate
 District Courts Swat
 OATH COMMISSIONER
 S.No.: 301 Date: 29/3/2024

Deponent

 Muhammad Ali
 29/3/2024

بعدالت جناب سرورس ٹریڈنگ کمپنی کورٹ سروس

(41)

مورخہ 27 جولائی 2024ء منجانب اسلام آباد

مقدمہ شہر علی بنام حکیم لولہ ولد علی

دعویٰ

جرم

سرورس ٹریڈنگ کمپنی
باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنے طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ آن مقام کیس کورٹ سروس کیلئے / عزیز درجنان ۱۰ سہارا لکھنؤ اسلام آباد میں مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ و تقرر ثالث و فیصلہ برحلف دینے جواب دہیا اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زر اور اس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری ایک طرف اپیل کی برآمدگی اور منسوخ مذکور کے مکمل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اسکا ساختہ برواختہ منظور و قبول ہوگا۔ اور دوران مقدمہ میں جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب سے ہوگا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا و خرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا۔ اگر کوئی تازخ پیشی مقام دورہ پر ہو یا حد سے باہر ہوتو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہذا وکالت نامہ لکھ دیا کہ سند رہے

2024

ماہ جولائی

المرقوم 27

العبد

گواہ شہد

العبد

شہر علی اسلام آباد

Adil

العبد

گواہ شہد

العبد

کیلئے منظور ہے۔

Adil

سرورس ٹریڈنگ کمپنی کورٹ سروس