

**BEFORE THE HON'BLE, KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR**

Service Appeal No.715 /2024

Muhammad Asad

..... (Appellant)

VERSUS

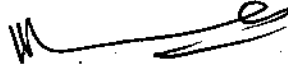
Inspector General of Police, Khyber Pakhtunkhwa etc

..... (Respondents)

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Through Respondent


(KHYAL ROZ KHAN)
DSP/Legal SSU (CPEC),
Peshawar.
17301-2507764-1
0315-9867946

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL, PESHAWAR**

5

Service Appeal No.715 /2024

Muhammad Asad

..... (Appellant)

VERSUS


Inspector General of Police, Khyber Pakhtunkhwa etc

..... (Respondents)

AFFIDAVIT

I, Fazal Hanif SP/Admin SSU (CPEC) do hereby solemnly affirm on oath that the content of service appeal on behalf of Inspector General of Police, Khyber Pakhtunkhwa, Peshawar and others are correct to the best of my knowledge and belief. Nothing has been concealed from this Hon'ble court. It is further stated on oath that in this appeal the answering respondents have neither been placed ex-parte nor their defense has been struck off/lost.




(FAZAL HANIF)
SP/Admin SSU (CPEC)
Khyber Pakhtunkhwa, Peshawar
(Respondent No.3)

11 0 SEP 2024

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ①
PESHAWAR

Service Appeal No.715 /2024

Muhammad Asad

..... (Appellant)

VERSUS

Inspector General of Police, Khyber Pakhtunkhwa etc (Respondents)

PRELIMINARY OBJECTIONS: -

- a) That the appeal is not based on facts.
- b) That the appeal is barred by law and limitation.
- c) That the appeal is not maintainable in the present form.
- d) That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
- e) That the appellant is estopped by his own conduct to file the instant appeal.
- f) That the appellant has not come to this Honorable Tribunal with clean hands.
- g) That the appellant has got no cause of action and locus standi to file the instant Service Appeal.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 15671

Date 10-09-24

Facts

- 1) Pertains to service record.
- 2) Incorrect, brief facts of the case are that the appellant had submitted medical prescriptions for 14 days of medical rest to his senior officers while posted at District Upper Kohistan, upon verification from the concerned hospital, it was determined to be fraudulent & counterfeit.

In this regard, proper departmental proceedings were initiated against the Appellant. He was issued charge sheet and summary of allegations vide office Endst: No. 4658/EC dated 02.10.2023 and Mr. Muhammad Saeed DSP Hazara Region was nominated as enquiry officer. After completion the Enquiry the EO submitted his finding report in which the EO stated that the charge sheet was served upon the alleged Appellant to which the Appellant replied that he was ill and went to Ayub Medical teaching hospital for treatment, whereafter proper check-up the Appellant was advised by doctor for 14 days' medical rest, in support of which he also produce medical prescriptions. The EO further added that the same medical prescriptions were sent to Ayub Medical teaching hospital for verifications, which were returned as fake & bogus vide ATH letter No.9025 dated 26.07.2023. Thus, the medical prescriptions produced by the Appellant were found as bogus and the Appellant was recommended for suitable punishment by the Enquiry officer.

Later on the Appellant was issued/served with Final Show Cause Notice vide office Endst No.5239/EC dated 06.11.2023 to which the Appellant replied same as above. The Appellant was also heard in person in orderly room held on 07.11.2023 and

②

was given ample opportunity to prove himself innocent of the charges leveled against him but the Appellant failed to satisfy the respondent No 03.

Keeping in view all the above facts and recommendation of the enquiry officer, as well as material available on the record, the above named Constable (Appellant) was found guilty of the gross misconduct. Therefore, the Appellant was awarded minor punishment of **"forfeiture of Two annual increment with cumulative effect"** and given last warning to be careful in future. **Copies of Charge Sheet & Summary of allegations dated 02.10.2023, Reply of Charge Sheet, Statement of the Appellant alongwith cross Examination, Finding reports of the EO dated 26.10.2023, Bogus Medical Prescriptions, ATH verification report No.9025 dated 26.07.2023, Final Show Cause Notice dated 06.11.2023, Reply of Final Show Cause Notice, Order office Endst No.5706-10/EC dated 29.11.2023, Rejection order No.255-58/EC dated 22.01.2024 and Revision Petition Rejection vide order dated 03.04.2024 have been attached as Annexure "A" to "K".**

- 3) Incorrect, after verification from the concerned hospital (Ayub medical teaching) the medical prescriptions produced by the Appellant were found as fake & bogus. So, the Appellant was issued/ served with charge sheet and statement of allegations vides dated 02.10.2023 to which, the Appellant replied in written but reply was unsatisfactory.
- 4) Incorrect, after proper departmental enquiry, as recommendation of the Enquiry officer as well as material available on the record, the Appellant was found guilty of gross misconduct. Therefore, he was awarded minor punishment of **"forfeiture of Two annual increment with cumulative effect"** while passing order dated 29.11.2023 by the respondent No.03.
- 5) Correct, the departmental appeal of the Appellant was rejected as being meritless by the respondent No.02 on 22.01.2024
- 6) Correct, revision petition preferred by the Appellant before the respondent No.01 was also rejected as time barred on 03.04.2024.
- 7) Incorrect, the appellant has got no cause of action and the orders of respondents are quite legal in accordance with law/ rules hence, the instant appeal being time barred is liable to be dismissed, on the following grounds

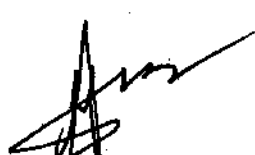
Grounds

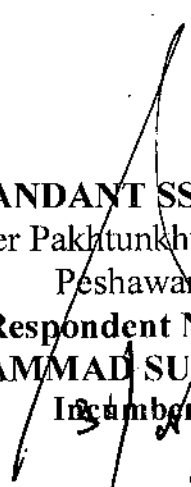
- A. Incorrect, all orders have been issued in accordance with law & rules by the respondents.
- B. Incorrect, after proper departmental enquiry the appellant was found guilty and thus proceeded as per law.
- C. Incorrect, the respondent acted in accordance with law/rules.

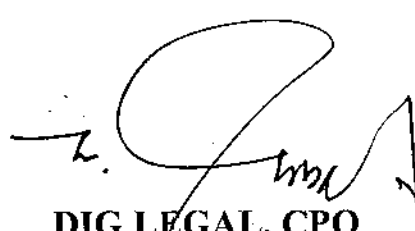
- D. Incorrect, the appellant produced bogus medical prescriptions of 14 days' medical rest before his high ups. So, proper departmental proceeding was initiated against him and was found guilty of the gross misconduct. (3)
- E. Incorrect, all procedures have been followed by the appellant during the departmental enquiry and verification of medical certificate issued by the Head of Administration Deptt ATH, MTI Abbottabad was attached as statement of the concerned department.
- F. Incorrect, as replied in above paras.
- G. Incorrect, the order dated 29.11.2023 was passed in accordance with law/ rules.
- H. Incorrect, after conducting proper departmental enquiry and upon recommendations of EO, the appellant was awarded minor punishment.
- I. Incorrect, the Appellant was heard in person at orderly room held on 07.11.2023 and was given ample opportunity the prove himself innocent of the charges leveled against him but the Appellant failed to satisfy the respondent No 03.
- J. That the respondents may also be allowed to adduce additional grounds at the time of arguments before this Hon'ble Tribunal.

Prayers

In view of above, it is humbly prayed that the instant appeal may kindly be dismissed being barred by law & devoid of merits, please.


SP Admin SSU (CPEC)
Khyber Pakhtunkhwa, Police
Peshawar
(Respondent No.03)
(FAZAL HANIF)
Incumbent


COMMANDANT SSU (CPEC)
Khyber Pakhtunkhwa, Police
Peshawar
(Respondent No.02)
(MUHAMMAD SUHEMAN) PSP
Incumbent


DIG LEGAL, CPO
For Inspector General of police Khyber
Pakhtunkhwa, Peshawar
(Respondent No.01)
(DR. MUHAMMAD AKHTAR ABBAS) PSP
Incumbent

BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA PESHAWAR

Service Appeal No.715 /2024

Muhammad Asad

..... (Appellant)

VERSUS

Inspector General of Police, Khyber Pakhtunkhwa etc

..... (Respondents)

AUTHORITY LETTER

Mr. Khyal Roz DSP/Legal, SSU (CPEC), Khyber Pakhtunkhwa, Peshawar is authorized to submit Para-wise Comments/reply in above captioned Service Appeal on behalf of respondents in Hon'ble Service Tribunal Khyber Pakhtunkhwa, Peshawar.

SP Admin SSU (CPEC)
Khyber Pakhtunkhwa, Police
Peshawar
(Respondent No.03)
(FAZAL HANIF)
Incumbent

COMMANDANT SSU (CPEC)
Khyber Pakhtunkhwa, Police
Peshawar
(Respondent No.02)
(MUHAMMAD SULEMAN) PSP
Incumbent

DIG LEGAL, CPO
For Inspector General of police Khyber
Pakhtunkhwa, Peshawar
(Respondent No.01)
(DR. MUHAMMAD AKHTAR ABBAS) PSP
Incumbent

6

A

CHARGE SHEET


I, Superintendent of Police, Admin & Minority Wing, Special Security Unit (CPEC), Peshawar, as competent authority, hereby charge that Constable Asad No. 1971 of SSU (CPEC), with the following irregularities.


"That you Constable Asad No. 1971 had submitted medical prescriptions for 14 days of medical rest to your senior officer, upon verification from the concerned hospital, it was determined to be fraudulent & counterfeit. Being part of the Disciplined Force, this act of yours is against the Police Rules & shows gross misconduct on your part".

You are, therefore, required to submit your written defence within seven days of the receipt of this charge sheet to the Enquiry Officer committee, as the case may be.

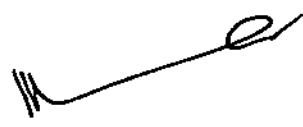
Your written defence, if any, should reach the Enquiry Officer/Committee within the specified period, failing which it shall be presumed that have no defence to put in and in that case ex-parte action shall follow against you.

Intimate whether you desire to be heard in person.
A statement of allegation is enclosed.


(FAZAL HANIF)
SP Admin & Minority SSU (CPEC),
Khyber Pakhtunkhwa Peshawar.


02-10-2023

Attested


DSP / L. SSU (CPEC)

09.09.2024

Disciplinary Action

I, Superintendent of Police, Admin & Minority, Special Security Unit (CPEC) Peshawar as a competent authority, am of the opinion that Constable Asad No. 1971 of SSU (CPEC), has rendered him-self liable to be proceeded against under the provision of Police Disciplinary Rules-1975.

STATEMENT OF ALLEGATION

"That Constable Asad No. 1971 had submitted medical prescriptions for 14 days of medical rest to his senior officer, upon verification from the concerned hospital, it was determined to be fraudulent & counterfeit. Being part of the Disciplined Force, this act of his is against the Police Rules & shows gross misconduct on his part".

For the purpose of scrutinizing the conduct of said accused with reference to the above allegations an enquiry is ordered and Mr. Muhammad Saeed Khan DSP Hazara Region is appointed as enquiry officer.

1. The Enquiry Officer shall, in accordance with the provisions of the Ordinance, provide reasonable opportunity of hearing to the accused officer, record his finding within 15 days of the receipt to this order, make recommendations as to punishment or other appropriate action against the accused.
2. The accused shall join the proceeding on the date time and place fixed by the Enquiry Officer.

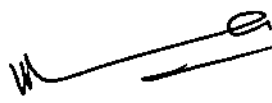

 (FAZAL HANIF)
 SP Admin & Minority SSU (CPEC),
 Khyber Pakhtunkhwa Peshawar.

No. 4658 /EC, dated Peshawar the 02/10/2023.

02-10-2023

1. Enquiry Officer.
2. Official Concerned.

Attested


 DSP/L-SSU(CPEC)
 09.09.2024

(B)

ضلع مانسہرہ

SSU/CPAC

جناب عالی!

مشمولہ چارج شیٹ نمبری 4658 مورخہ 02-10-2023 مجاریہ جناب ایس پی صاحب ایڈمن اینڈ نیارٹی SSU/CPEC خیبر پختونخواہ پشاور کی نسبت معروض خدمت ہوں کہ میرا تعلق پلاٹون نمبر 42 ضلع مانسہرہ سے ہے دوران تعیناتی میری ڈپوٹی ٹرنالہ داسو ڈیم ضلع اپر کوہستان تھی کہ مورخہ 11-01-2023 کو میری طبیعت اچانک خراب ہوئی تو میں علاج معالجہ کے لیے تحصیل ہیڈ کوارٹر ہسپتال داسو آیا بعد چیک اپ جناب ڈاکٹر صاحب نے مجھے طبیعت زیادہ خراب ہونے پر OPD چیک نمبری 2217 مورخہ 11-01-2023 کو ایوب میڈیکل کمپلکس ایبٹ آباد کے لیے ریفر کیا تو میں نے اپنی ریفر چٹ انسپکٹر عبدالعراؤف خان / RI CPEC کو ہستان کو بذریعہ وائس ایپ بھیجی جنہوں نے میری متعلقہ پلاٹون نمبر 42 کے روزنامچہ سے مد نمبر --- مورخہ 12-01-2023 کو ایبٹ آباد ہسپتال کے لیے روانگی کروائی چونکہ کوہستان سے میں بذریعہ عام پنجر گاڑی مانسہرہ کے لیے روانہ ہوا اس لیے 10 سے 12 گھنٹے کے بعد میں ایبٹ آباد پہنچا جہاں پر میں نے OPD چیک نمبر 045 مورخہ 13-01-2023 پر جناب ڈاکٹر صاحب کو چیک اپ کروایا جنہوں نے مجھے دوائی لکھ کر دی اور سات یوم Complete Bed Rest بھی تحریر کر کے دیا جو میں نے مذکورہ RI صاحب کو بذریعہ وائس ایپ بھیجا جنہوں نے مجھے بتایا کہ آپ کی Bed Rest ہے جو کہ قانون کے مطابق آپ جائے تعیناتی پر گزارنے کے پابند ہیں۔ اگر ایسا نہیں ہے تو آپ دوبارہ Home Rest لے کر بھیجیں میں نے دوسرے دن OPD چیک نمبری 060 مورخہ 14-01-2023 پر دوبارہ ڈاکٹر صاحب سے چیک اپ کروایا اور RI صاحب کی بات ہو، بحوان سے کی جنہوں نے مجھے بتایا کہ آپ کی طبیعت زیادہ خراب ہے کوہستان انتہائی پسمندہ ضلع ہے جہاں پر طبی سہولت بھی ناکافی ہیں اور آپ کو ریست اور پرہیزی کھانوں کی مکمل ضرورت ہے تو اس وجہ سے جناب ڈاکٹر صاحب نے مجھے 14 یوم Complete Home Bed Rest تحریر کر کے دیا جو میں نے بذریعہ Whatapps

آرائی صاحب کو بھیجا جنہوں نے مد نمبر ---

روزنامچہ 14-01-2023 کو میڈیکل ریست کی متعلقہ پلاٹون 42 کے

روزنامچہ سے میری روانگی کروائی بعد گزارنے میڈیکل ریست طبیعت میں افاقہ ہونے پر میں نے

Attested

DSP/L SSU(CPEC)

09.09.2024

54

Ally

Handwritten signature

DSP

اپنی حاضری کی رپورٹ جائے تعیناتی پر کی۔
 اس دوران تقریباً 10 ماہ گزر گئے ہیں اب مجھے جناب کی طرف سے چارج شیٹ موصول ہوئی ہے
 کہ آپ نے جو میڈیکل دیا تھا وہ متعلقہ ہسپتال سے Unverified ہوا ہے۔
 جناب عالی! میں نے جو OPD کی چٹوں کا حوالہ دیا ہے ان پر باقاعدہ دوائی تحریر کی ہوئی ہے
 میڈیکل ریٹ تحریر کیا ہوا ہے اور ساتھ متعلقہ ہسپتال کی Stemp (مہر) بھی لگی ہوئی ہے۔ نہ تو
 میں نے اپنے پاس سے یہ میڈیکل لکھا ہے اور نہ ہی میں ایسا کر سکتا ہوں اور نہ ہی ایسا کرنے کا سوچ
 سکتا ہوں نہ تو میں نے اپنے آفسران سے دھوکہ کیا ہے اور نہ ہی اپنے محکمہ سے مجھے میڈیکل ریٹ
 ایوب میڈیکل کمپلکس سے جاری کیا گیا جو کہ اور بیجمل ہے اگر اب اس کی تصدیق نہیں ہوتی تو یہ
 بات میری سمجھ سے بالاتر ہے۔

استدعا ہے کہ انصاف کے تقاضے پورے کرتے ہوئے مجھے اس چارج شیٹ سے
 مبرا فرمایا جائے۔ سائل آپ کی اقبال بلندی کے لیے دعا گو رہے گا۔

المرقوم: 25 اکتوبر 2023ء

Asw

ارض

کامپیل اسد نمبر 1971/SSU CPAC پلاٹون نمبر 42 ضلع مانسہرہ۔

حال اپرکوہستان۔

شناختی کارڈ نمبر: 1-13503-6542409

رابطہ نمبر: 0342-9084471

Handwritten signature and text: DSP, north

Attested

DSP/L - SSU (CPAC)

09.09.2024

Attested

Attested

Atst

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(11)

(C) (B)

فائنڈنگ رپورٹ

جناب عالی!


کانشیبل اسد نمبر 1971 پلاٹون نمبر 42 نے اپنی جانب سے (14) ایام کامیڈیکل ریست ایوب ٹچنگ ہسپتال ایبٹ آباد سے تجویز شدہ پیش کیا تھا۔ مذکورہ کامیڈیکل ریست بذریعہ لیٹر نمبر 212 مورخہ 15/06/2023 برائے تصدیق ایوب ٹچنگ ہسپتال ایبٹ آباد بھجوا یا جو ہسپتال ڈائریکٹر ایوب ٹچنگ ہسپتال ایبٹ آباد سے بذریعہ لیٹر نمبر 9025 مورخہ 26/07/2023 کو جواب موصول ہوا۔ ہسپتال ڈائریکٹر کے جاری کردہ لیٹر کے مطابق مذکورہ کی (14) ایام بیڈ ریست درست تصدیق نہ ہوئی۔ مذکورہ کانشیبل کے عرصہ بیڈ ریست (14) ایام کو بلا تنخواہ کرنے کی سفارش کی جاتی ہے۔ رپورٹ میں دیری دیر لفیکیشن لیٹر کا جواب نہ آنے کی وجہ سے ہوئی۔ میڈیکل دیر لفیکیشن رپورٹس ہمراہ لف ہیں۔ رپورٹ مرتب ہو کر ابلاغ ہے۔


DSP/EO NORTH HAZARA REGION
15-8-2023

etc

① Issue Charge Sheet
② E.O M. Saeed DSP Hazara

Attested


DSP/L.SSU (CPEC)

09.09.2024

(D)



OUTDOOR PATIENT TICKET



(OPD)

CRP. No. 7108

S. No. _____

Health Facility PHU

District DB

Name: M. Asad

Age 87 Sex M

Contact No. _____

Father's/Husband's Name: _____

Address: _____

Monthly OPD S.No _____

Date: 11/1/23

Vitals:

Temp: _____ °F

Pulse Rate: _____ /Min

Resp. Rate: _____ /Min

B.P: _____ mmHg

SPO₂: _____ %

Chief Complaints:

Nasal obstruction

Clinical Findings:

Nasal discharge

Investigations:

Allergies if any:

None

Provisional Diagnosis:

Inferior turbinate

Treatment:

Hypertrophy

& Nasal discharge

ONS → (C)

Results:

Revisit:

Referral:

nasal discharge tend
Needs endoscopy

Attested

DSP/L SSU (CPEC)

09.09.2024



Doctor's Name: _____

Signature: _____

Refer to
ENT/SGTH for
endoscopic examination
investigations for
management



MEDICAL TEACHING INSTITUTION ABBOTTABAD

Ayub Teaching Hospital. Phone: 0992-920174, Fax: 0992-380328
Email: info@ath.gov.pk, Website: www.ath.gov.pk

OPD Prescription form

Name : M Asad
Father Name : M ASHRAF
Husband Name :
Age : 22 Year(s) 00 Month(s) 0 Day(s)
Patient Type : REGULAR
Investigation:

Token No : 060
Room No :
Department : MEDICAL-B
Date : 14-JAN-23 0
Dept Fee : 30
User : ATIF ALI
MRNO : K0400003321
Invoice No : K0423013491
Sex : Male

cl
Normal Ostrumins
Normal Postcharge
Femur XRD -
Endometrium thickness
Hypertrophy / BMS.
Permanental services
Tenderness

ly.
Lm. DPLC 7/25/2023
Lm. DPLC 7/25/2023
and. N/edrom 1/2

Pls continue
1 - only

Pls. Rhese
1 - 7

Pls - long USA
B < 1

Pls. about Post
1 -

Adv :
- CF nose & sinuses
- permanental
- CBC / LFT / RFT
- Chitin R/E
- Hep - BK Summary

Attested
M

DSP/L-SSUCPEL

09-09-2023

PHS Donated by SKM
14 01 2023 09:59 AM
ATH 00123

Adv. Home
Complete Bed Rest for
14 days

Medical Officer
Ayub Medical Complex
Abbottabad

(E) 14
ADMINISTRATION DEPARTMENT

Medical Teaching Institution, Ayub Teaching Hospital, Abbottabad



No. PS/Admn/ ATH/ 9025

Dated: 26-07-2023

To

Deputy Superintendent of Police
SSU Hazara Region
Manasehra

Subject: Verification of Medical Certificates

Reference: your letter No. 212/SSU dated 15.06.2023.

The authenticity or verification of OPD MR No. K0400003329499 dated 14-01-2023 in respect of Mr. M Asad cannot be verified as per comments of the Dr. Shakeel Ahmad Jadoon Professor of Medicine i.e "stamp & signature cannot be verified as they do not belong to doctors of Medical B", hence returned.

Handwritten signature and date: 26/7/23
Head of Administration Deptt.
ATH, MTI Abbottabad

Copy to:

PS to Hospital Director, MTI, Abbottabad w.r.t your office diary No. 13798 dated 17-07-2023.

Ver

Attested

Handwritten signature
DSD/L. SSU (CPEC)

09.09.2024

FINAL SHOW CAUSE NOTICE

(F)

(15)

I Superintendent of Police, Admin & Minority, Special Security Unit (CPEC), Peshawar, as competent authority, under the provision of police Disciplinary Rules 1975 do hereby serve upon you, Constable Asad No. 1971 final show cause notice.

The Enquiry Officer, Mr. Muhammad Saeed DSP Hazara Region after completion of departmental proceedings, has found you Constable Asad No. 1971 guilty of the charges leveled against you in the charge sheet/statement of allegations and recommended you for suitable punishment.

And whereas, the undersigned is satisfied that you Constable Asad No. 1971 deserve the punishment in the light of the above said enquiry papers.

I, competent authority, have decided to impose upon you the penalty of minor/major punishment under police Disciplinary Rules 1975.

1. You are, therefore, required to show cause as to why the minor/major penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

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

(FAZAL HANIF)

SP Admin & Minority SSU (CPEC),
Khyber Pakhtunkhwa Peshawar.

6-11-2023

No. 5239 /EC dated Peshawar the 06 / 11 / 2023.

Copy to official Concerned.

Attested

DSP/L-SSU(CPEC)

09.09.2024

FC Asad 1971
Cell 0342-9084471
CNIC 13503-6542409-1

08/11/2023



09.09.2024

DSP/2.550 (CPCC)

[Signature]

Attested

08/11/2023
Raj

1971

[Handwritten text in Hindi, mostly illegible due to blurriness]

[Handwritten text at the bottom of the page]

6/11/2023 EC/5234

5

16



**OFFICE OF THE COMMANDANT
SPECIAL SECURITY UNIT (SSU)
KHYBER PAKHTUNKHWA POLICE**

CENTRAL POLICE OFFICES, S.A.Q ROAD, PESHAWAR CANTT (PH: 091-9214056)

No. 5706-10 /EC,

dated Peshawar the 29/11/2023.

ORDER

This order will dispose the formal departmental enquiry against Constable Muhammad Asad No. 1971 of Special Security Unit (CPEC).

Brief facts of the case are that Constable Muhammad Asad No. 1971 while posted at District Upper Kohistan had submitted medical prescriptions for 14 days of medical rest to his senior officer, upon verification from the concerned hospital, it was determined to be fraudulent & counterfeit.

In this regard, proper departmental proceeding was initiated against him. He was issued charge sheet and summary of allegations vide this office Endst: No. 4658/EC. dated 02.10.2023 and Mr. Muhammad Saeed DSP Hazara Region was nominated as enquiry officer to conduct inquiry into the matter and submit his findings report. After completion of all codal formalities. EO reported that the charge sheet was served upon the alleged constable to which he replied that he was ill and went to Ayub Medical Teaching Hospital for treatment, where after proper check-up he was advised 14 days medical rest, in support of which he also produced medical prescriptions. The inquiry officer further added that the same medical prescriptions were sent to Ayub Medical Teaching Hospital for verifications which were returned as fake & bogus vide ATH letter No. 9025, dated 26.07.2023. Thus, the enquiry officer did not found his reply satisfactory and recommended that him for suitable punishment.

Later on he was issued/served with final show cause notice vide this office No. 5239/EC. dated 06.11.2023 to which he replied same as above. He was also heard in person in orderly room held on 07.11.2023 and given ample opportunity to prove himself innocent of the charges leveled against him but he failed to satisfy the undersigned.

Keeping in view all the above facts and recommendation of enquiry officer, as well as material available on record, the above named Constable was found guilty of the gross misconduct. Therefore, he is hereby awarded minor punishment of "forfeiture of two annual increments with cumulative effect" and given last warning to be careful in future with immediate effect.

1508
29/11/2023

(FAZAL HANIF)
SP Admin & Minority SSU (CPEC),
Khyber Pakhtunkhwa, Peshawar.

29-11-2023

Copy of the above is forwarded for information to the:

1. PA to Commandant SSU (CPEC), Khyber Pakhtunkhwa Peshawar.
2. PA to Deputy Commandant SSU (CPEC), Khyber Pakhtunkhwa Peshawar.
3. Accountant, SRC & OASI SSU (CPEC) HQrs.

Attested

DSP/L. SSU(CPEC)

09.09.2024

OFFICE OF THE COMMANDANT
SPECIAL SECURITY UNIT (SSU)
KHYBER PAKHTUNKHWA POLICE

CENTRAL POLICE OFFICE AND ROAD PISHAWAR CANTT (PH-07/21081)

NO. 255-58/NC

dated 12/01/2024

ORDER

This order will dispose of the formal departmental appeal, preferred by constable Muhammad Asad No. 1971 of Special Security Unit (SSU), wherein he was awarded minor punishment of forfeiture of two annual increments with cumulative effect on the allegations that he while posted at Upper Kohistan had submitted medical prescriptions for 14 days of medical rest to his senior officer. Upon verification from the concerned hospital, it was determined to be fraudulent & counterfeit. In this regard, proper departmental inquiry was carried out. He was issued/served with charge sheet and summary of allegation. After completion of inquiry, the enquiry officer reported that the accused constable failed to prove himself innocent of the charge levelled against him. Thus, the enquiry officer recommended him for suitable punishment. In the light of recommendation of enquiry officers and other material available on the record, he was awarded minor punishment of forfeiture of two annual increments with cumulative effect vide order No. 5706-10/EC dated 29.11.2023.

Following aggrieved against the impugned order of SP Adm & Minors SSU (CPEC), Khyber Pakhtunkhwa, Petitioner, the applicant preferred the instant appeal. The applicant was summoned and heard in person in Openly Room held on 11.01.2024. During the course of personal hearing, the applicant failed to prove himself innocent of the charges levelled against him. Furthermore, he also contended that he has made a mistake & will not repeat it again. Also from perusal of enquiry file it has been found that the allegations were fully established against him by the Enquiry Officer during the course of enquiry. There doesn't seem any infirmity in the order passed by the competent authority. Therefore, no ground exist to interfere in same. Based on findings narrated above, I, Commandant SSU (CPEC), Khyber Pakhtunkhwa, Petitioner, being the competent authority, has found no substance in the appeal. Therefore, the same is rejected and filed being meritless. Order announced.

(MOHAMMAD ZAFAR ALI)
COMMANDANT,
Special Security Unit (CPEC),
Khyber Pakhtunkhwa, Peshawar

DSP/SSU (CPEC)



OFFICE OF THE COMMANDANT
SPECIAL SECURITY UNIT (CPEC)
KHYBER PAKHTUNKHWA POLICE

CENTRAL POLICE OFFICES, S.A.Q ROAD, PESHAWAR CANTT (PH: 091-9214056)



No. _____/EC.

Dated Peshawar the ____/____/2024.

ORDER

This order will dispose of the formal departmental appeal preferred by constable Muhammad Asad No.1971 of Special Security Unit (CPEC) against of the order SP Admin & Minority SSU (CPEC), wherein he was awarded minor punishment of **“forfeiture of two annual increment with cumulative effect”** on the allegations that he while posted at Upper Kohistan had submitted medical prescriptions for 14 days of medical rest to his senior officers upon verification from the concerned hospital, it was determined to be fraudulent & counterfeit.

In this regard, a proper departmental inquiry was carried out. He was issued/served with charge sheet and summary of allegations. After completion of inquiry, the enquiry officer reported that the accused constable failed to prove himself innocent of the charges leveled against him. Thus, the enquiry officer recommended him for suitable punishment.

In the light of recommendation of enquiry officer and other material available on the record, he was awarded minor punishment of **“forfeiture of two annual increment with cumulative effect”** vide order No. 5706-10/EC dated 29.11.2023.

Feeling aggrieved against the impugned order of SP Admin & Minority SSU (CPEC), Khyber Pakhtunkhwa, Peshawar, the appellant preferred the instant appeal. The applicant was summoned and heard in person in Orderly Room held on 11.01.2024.

During the course of personal hearing, the applicant failed to prove himself innocent of the charges leveled against him. Furthermore, he also confessed that he has made a mistake & will not repeat it again. Also from perusal of enquiry file it has been found that the allegations were fully established against him by the enquiry officer during the course of enquiry. There doesn't seem any infirmity in the order passed by the competent authority therefore, no ground exist to interfere in same.

Based on the findings narrated above, I, **Commandant SSU (CPEC)**, Khyber Pakhtunkhwa, Peshawar, being the competent authority, has found no substance in the appeal. Therefore, the same is rejected and filed being meritless.

Order announced.

(MOHAMMAD ZAFAR ALI)
COMMANDANT
Special Security Unit (CPEC),
Khyber Pakhtunkhwa, Peshawar

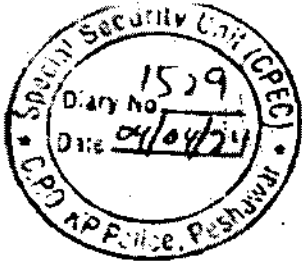
Copy of the above is forwarded for information to the:

1. SP Admin & Minority SSU (CPEC), Khyber Pakhtunkhwa Peshawar.
2. PA to Commandant SSU (CPEC), Khyber Pakhtunkhwa Peshawar
3. PA to Dy: Commandant SSU (CPEC), Khyber Pakhtunkhwa Peshawar
4. Official Concerned.

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(J)

(19)



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
Central Police Office, Peshawar.

No. S 747 / 24, dated Peshawar the 03 / 04 2024



To: The Commandant,
Special Security Unit (CPEC),
Khyber Pakhtunkhwa, Peshawar

Subject: REVISION PETITION.

Memo.

The Competent Authority has examined and filed the revision petition submitted by Constable Muhammad Asad No. 1971 of SSU (CPEC), against the punishment of forfeiture of two (02) annual increment with cumulative effect awarded by SP Admin & Minority SSU (CPEC) vide Order Endst: No. 5706-10/EC, dated 29.11.2023 being badly time barred.

The applicant may please be informed accordingly.

[Handwritten Signature]
374/24

(AFSAR JAN)
Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa Peshawar

SP/Admin: EC

in

EC

for n/a as per rates

[Handwritten Signature]

Comdt: SSU
4/4/2024

[Handwritten Signature]
SP/A
09/04/24

[Handwritten Signature]
M.D.

Attested

[Handwritten Signature]

DSP/L- SSU (CPEC)

09.09.2024



OFFICE OF THE
INSPECTOR GENERAL, OF POLICE.
KHYBER PAKHTUNKHWA
Central Police Officer, Peshawar.

No. S/ _____ /24, dated Peshawar the ____ / ____ /2024

To: The Commandant,
Special Security Unit (CPEC),
Khyber Pakhtunkhwa, Peshawar

Subject: **REVISION PETITION.**

Memo:

The Competent authority has examined and filed the revision petition submitted by Constable Muhammad Asad No.1971 of SSU (CPEC), against the punishment of forfeiture of two (02) annual increment with cumulative effect awarded by SP Admin & Minority SSU (CPEC) vide Order Endst: No.5706-10/EC, dated 29.11.2023 being badly time barred.

The applicant may please be informed accordingly.

(AFSAR JAN)

Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa Peshawar

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