


FORM OF ORDER SHEET

Court of _____

Appeal No. 1596/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	26/09/2024	<p>The appeal of Mr. Rehmatullah presented today by Mr. Rizwan Ullah Khan Advocate. It is fixed for preliminary hearing before touring Single Bench at D.I.Khan on 21.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR CAMP COURT AT DERA ISMAIL KHAN.**

In the Service Appeal No. 1596 /2024

Rehmat Ullah(Appellant)

VERSUS

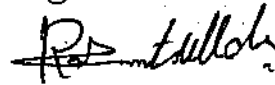
I.G.P KPK etc(Respondents).

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Your Humble Appellant
Rehmat Ullah
Through Counsel

Dated: 26/09/2024



Advocate High Court



RIZWAN ULLAH
Advocate DIKhan

0345 1562471

BC # 12-3500

1

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR CAMP COURT AT DERA ISMAIL KHAN.

In the Service Appeal No. 1596/2024

Rehmat Ullah S/o Fazal Ur Rehman Resident of
Daraban Kalan, District Dera Ismail Khan. Ex SI Police.
DARAZINDA(Appellant)

VERSUS

1. Inspector General of Police, Khyber Pakhtunkhwa,
Peshawar.
2. Regional Police Officer, Dera Ismail Khan.
3. District Police Officer, Dera Ismail Khan.

.....(Respondents)

APPEAL UNDER SECTION 4 OF SERVICE
TRIBUNAL ACT 1974, AGAINST IMPUGNED ORDER BEARING
NO. 2381/EC DATED 25/04/2024 WHEREBY APPELLANT HAS
BEEN DISMISSED FROM SERVICE BY DISTRICT POLICE
OFFICER, DIKHAN AND RPO, DIKHAN ORDER BEARING NO.
5180/ES DATED 01/08/2024 WHEREBY DEPARTMENTAL
APPEAL OF APPELLANT HAS BEEN REJECTED FOR NO GOOD
REASONS.

Respectfully Sheweth:-

The appellant respectfully submits as under:-

1. That the appellant is naturally bonafide citizen of Islamic Republic of Pakistan and hails from respectable family of Dera Ismail Khan.
2. That appellant was merged in the Police Department in the wake of merger of erstwhile levis and Khasadar force.
3. That the appellant always worked efficiently to the entire satisfaction of superior officers.
4. That appellant remained posted at various stations and showed record recovery of Iranian oil, other NCP goods and narcotics. Posting table is annexed, whereas copies of press, media are available for yours kind perusal at the time of personal hearing.
5. That in the meanwhile no complaint of any kind was received against appellant.

Attested
petition
Rehmat Ullah

- 2
6. That to the utmost surprise, appellant was suspended alongwith other officers / officials by the RPO DIKhan vide order bearing No. 2249/ES dated 08/04/2024.
 7. That consequent upon suspension, the District Police Officer, Dera Ismail Khan issued charge sheet alongwith statement of allegations bearing No. 1974/EC dated 09/04/2024. Copy is enclosed as Annexure "A".
 8. In the charge sheet allegations were leveled that while posted at DSP Office Drazinda DIKhan, were involved in the smuggling of Iranian oil.
 9. That SP City DIKhan was appointed as inquiry officer to conduct inquiry in accordance with provisions of Police Rules, 1975.
 10. That a corrigendum vide No. 2215/EC dated 19/04/2024 was issued and period of posting of appellant at D.S.P office, Drazinda was mentioned w.e.from 30/11/2023 to 07/04/2024. Copy is enclosed as Annexure "B".
 11. That appellant submitted comprehensive reply to the charge sheet rebutting the allegations leveled and explaining all the good performances and recoveries of Iranian oil / NCP worth billions while posted as SHO at various police stations. Copy is enclosed as Annexure "C".
 12. That in sheer violation of Police Rules, ESTA Code and principles of natural justice, appellant was condemned unheard and dismissal from service vide impugned order dated 25/04/2024. Copy is enclosed as Annexure "D".
 13. That petitioner lodged departmental appeal to Regional Police Officer (RPO), DIKhan. Copy is enclosed as Annexure "E".
 14. That RPO, DIKhan vide impugned order dated 01/08/2024 has rejected the departmental appeal of petitioner and upheld the punishment of dismissal from service passed by DPO, DIKhan vide order dated 25/04/2024. Copy is enclosed as Annexure "F".
 15. That appellant lodged review petition under Section 11-A Police Rules 1975 amended 2014 to the Inspector General of Police, KP Peshawar, but no response so far. Copy is enclosed as Annexure "G".
 16. That appellant has no other remedy, but to file the instant Service appeal before this Honourable Tribunal, inter alia, on the following grounds

GROUND FOR APPEAL:-

- A. That impugned orders of DPO DIKhan & RPO, DIKhan against law, rules and facts on record.
- B. That impugned orders are against facts on record, norms of justice and fair trial.

Annexure
petition
Re: tallo

- C. That appellant has been condemned unheard and no proper inquiry has been conducted.
- D. That as per Charge sheet, appellant was posted at the office of SDPO Darazinda having no port folio whereas there were SDPO, SHO & Incharge Check Posts in the field and appellant has no concern with the checking of NCP goods.
- E. That as per allegations, petitioner while posted at DSP Office, Darazinda, Dikhan was involved in the smuggling of Iranian oil, the vehicles have crossed the borderline from Iran as well as through province of Balochistan, but departmental inquiry is silent as to how it was made possible to ply the vehicles unchecked.
- F. That the allegations are hearsay, general in nature and no such vehicle reported to be checked and recovered at downward districts, check posts or any security agency.
- G. That the entire proceedings were completed in haphazard, without following rules and procedure and harsh punishment was inflicted upon petitioner.
- H. That no solid evidence / proof of involvement was produced during inquiry.
- I. That inquiry proceeding was not transparent and petitioner was made a scapegoat.
- J. That competent authority has not appreciated the good performance and recoveries of NCP goods as well as Iranian oils during petitioner posting.
- K. That prior to issue of charge sheet, no notice, explanation or advise was served upon petitioner regarding any complaint of such smuggling.
- L. That no codal formalities of proper inquiry were complied with.
- M. That no statement of any witness was recorded in the presence of appellant.
- N. That no opportunity of defense / cross examination was provided to appellant.
- O. That a copy of finding report was also not provided to the appellant.
- P. That no final show cause was issued nor opportunity of personal hearing was provided which as per kind verdicts of superior Courts and Honourable Tribunal are mandatory.

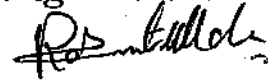
Alister
Appellant
Dr. Ullah

4

- Q. That the allegations are general in nature and vague and ambiguous.
- R. That allegations are for the period of posting at DSP Drazinda Office w.e. from 30/11/2023 to 07/04/2024 which means that appellant performance as SHO was upto the mark.
- S. That the allegations are based on misinformation / disinformation.
- T. That appellant has been made scapegoat to save the blue eyed officers / officials.
- U. That counsel for the appellant may kindly be allowed to raise additional grounds during the course of arguments.

It is, therefore, humbly prayed that on acceptance of instant service appeal, the appellant may graciously be reinstated into service from the date of dismissal with all back benefits.

Your Humble Appellant
Rehmat Ullah
Through Counsel



Advocate High Court



Dated: /09/2024

5

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR CAMP COURT AT DERA ISMAIL KHAN.**

In the Service Appeal No. _____/2024

Rehmat Ullah(Appellant)

VERSUS

I.G.P KPK etc(Respondents).

CERTIFICATE:-

It is certified that no such like amended appeal has been lodged by appellant, prior to the instant one against impugned order of revision.

Deponent

AFFIDAVIT:-

I, **Rehmat Ullah** S/o Fazal Ur Rehman Resident of Daraban Kalan, District Dera Ismail Khan. Ex SI Police, the appellant, do hereby solemnly affirm declared on oath that contents of the **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

Rehmat Ullah

Deponent

IDENTIFIED BY COUNSEL :

Rizwan Ullah
Advocate
D. I. Khan

0345 156 2171

AA
21/9/2024

ANNEX A (6)

C/S No.156/2024



OFFICE OF THE
DISTRICT POLICE OFFICER
DERA ISMAIL KHAN

No. 1974 /EC,

Dated

7/4/2024

CHARGE SHEET

I, NASIR MEHMOOD, DISTRICT POLICE OFFICER, DIKHAN, as competent authority under Khyber Pakhtunkhwa Police Rules (amendments 2014) 1975, am of the opinion that you Sub-Inspector Rehmat Ullah No.113/D, rendered yourself liable to be proceeded against departmentally as you have committed the following act/omissions.

You while posted at DSP Office Darazinda DIKhan, you being reported to be involved in smuggling of Iranian Oil vide W/RPO DIKhan Order Endst: No.2249-51/ES, dated 08.04.2023. Above commission/omission falls in the purview of gross misconduct and renders you liable to be punished under Khyber Pakhtunkhwa Police Rules 1975 amended-2014.

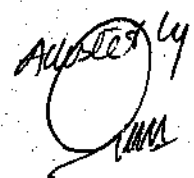
2. By reasons of the above, you appear to be guilty of misconduct under Rule 3 of the Rules ibid and have rendered yourself liable to all or any of the penalties specified in the Rule 4 of the Rules ibid.

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

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

4. A statement of allegation is enclosed.


DISTRICT POLICE OFFICER
DERA ISMAIL KHAN

Accepted by

Appellant
RS Talbot



OFFICE OF THE
DISTRICT POLICE OFFICER
DERA ISMAIL KHAN
☎ 0966-9280062 Fax # 9280293

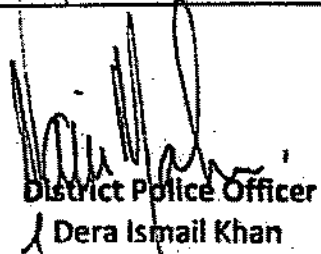
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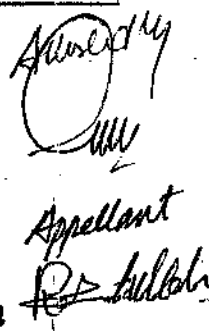

No. 2215 /EC, dated D.I.Khan the 19/04/2024

CORRIGENDUM

Reference this office charge sheet Nos notes against each their names so far it relates to the posting of the said Upper/Lower subordinates may be read as per given in Column No.03, of the below mentioned table:

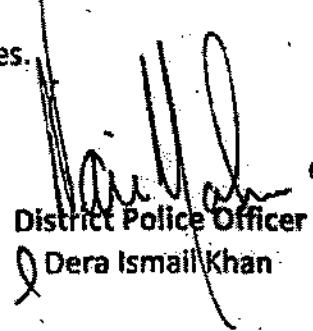
01 S#	02 Name & No.	03 Posting	04 Charge Sheet No.
1	SI Atta Ullah No.86/D	SHO PS Daraban DIKhan w.e from 11.06.2020 to 23.04.2021 & w.e from 05.09.2023 to 26.11.2023	No.1971-73/EC, dated 09.04.24
2	SI Rehmat Ullah No.113/D	DSP Office Darazinda w.e from 30.11.2023 to 07.04.2024	No.1974-76/EC, dated 09.04.24
3	HC Ikram Ullah No.1015	Incharge Darazinda Check Post PS Daraban w.e from 23.02.2024 to 07.03.2024	No.1977-79/EC, dated 09.04.24
4	HC Ijaz Khan No.2076/L	I/C Check Post Mughal Kot w.e from 25.10.2023 to 15.12.2023	No.1980-82/EC, dated 09.04.24


District Police Officer
Dera Ismail Khan


Appellant


No. 2216-21 /EC, dated 19/04/2024
Copy of above is submitted to:-

1. The Regional Police Officer DIKhan for favor of information w/r to his office letter No.2249-51/ES, dated 08.04.2023.
2. The Superintendent of Police, City DIKhan with the direction to finalize the enquiries in stipulated period of time.
3. All above mention accused Upper/Lower Subordinates.


District Police Officer
Dera Ismail Khan

جناب عالی :-

بحوالہ مشمولہ چارج شیٹ 1974/EC مورخہ: 09.04.2024 جس میں SI پر الزام لگایا گیا ہے کہ:- من
SI غیر قانونی ایرانی آئل کی سٹنگنگ میں ملوث میں رہا ہے۔ جس کے متعلق جواباً معروض ہوں کہ:-
من SI مورخہ: 12.03.2023 تا 03.09.2023 تک SHO تھانہ درازندہ ،
مورخہ: 04.09.2023 سے 29.11.2023 تک SHO تھانہ مغل کوٹ اور مورخہ: 30.11.2023
تک دفتر DSP درازندہ تعینات رہا ہوں۔ بطور SHO تھانہ درازندہ و مغل کوٹ تعیناتی کے دوران من
SI نے نہایت جانفشانی کے ساتھ ڈیوٹی سرانجام دیتے ہوئے ناصرف ہر دو تھانہ جات کے کرائم اور لاء اینڈ آرڈر کی پھینشن کو
کنٹرول کئے رکھا۔ اسی طرح نان کشم پیڈ سامان و ڈیزل / پٹرول کے (250 کوا) جن کی مالیت (21000000 کی)
قبضہ پوئیس ہو کر حوالے کشم حکام ہوئے۔ جب کہ دیگر NCF سامان جس کی مالیت (697000000) حوالے کشم
حکام ہوئی۔

علاوہ ازیں مقدمہ نمبر 12 مورخہ: 21.09.2023 مجرم 285-286 ت پ۔ 23 پٹرولیم ایکٹ تھانہ مغل کوٹ
جس میں 2000 لیٹر ڈیزل، مقدمہ نمبر 19 مورخہ: 14.11.2023 مجرم 285-286 ت پ۔ 23 پٹرولیم ایکٹ تھانہ
مغل کوٹ، جس میں 3500 لیٹر ڈیزل، مقدمہ نمبر 11 مورخہ: 06.03.2023 مجرم 285-286 ت پ۔ 23 پٹرولیم
ایکٹ تھانہ درازندہ، جس میں 10000 لیٹر ڈیزل، قبضہ پوئیس کر کے مقدمات درج رجسٹر کئے۔

عالیجاہ...!

جہاں تک من SI پر ایرانی آئل کی سٹنگنگ کا الزام لگایا گیا ہے، اگر کسی بھی سنگٹنگ کے ساتھ من SI کے روابط، وائس
میسیجز یا دیگر کوئی بھی ثبوت مل جائے تو ہر قسم کی سزا کا حقدار ہے۔
لہذا من SI کی بے داغ سرویس کو مد نظر رکھتے ہوئے اس بے بنیاد اور غلط فہمی پر مبنی الزام کو نظر انداز کرتے ہوئے
چارج شیٹ مذابلا مزید کارروائی داخل دفتر فرمائی جاوے۔

23/04/2024

Appellant
R. K. Kulkarni



ANN D 9

OFFICE OF THE
DISTRICT POLICE OFFICER
DERA ISMAIL KHAN

Phone (0964) 8210082 Fax (0964) 8210283

No. 2381 /EC

Dated. 25/4/2024

ORDER

This order is aimed to dispose-off the departmental proceedings conducted against Sub-Inspector Rehmat Ullah No.113/D, of this district Police, under the Khyber Pakhtunkhwa, Police Rules, 1975 (amendment 2014) vide this office C/S No.156/2024 on the following allegations.

He while posted at DSP Office Darazinda DIKhan, he being reported to be involved in smuggling of Iranian Oil vide W/3PO DIKhan Order Endst: No.2249-51/ES, dated 08.04.2024. Above commission/omission falls in the purview of gross misconduct and renders him liable to be punished under Khyber Pakhtunkhwa Police Rules 1975 amended-2014.

Mohammad Ishag Acting Superintendent of Police City DIKhan was appointed as Enquiry Officer with the directions to conduct proper Departmental Enquiry against him and submit finding report in which he stated that the delinquent Sub-Inspector is found guilty of the charges leveled against him. Enquiry officer, recommended to award him Major Punishment.

Keeping in view of findings report of the Enquiry Officer and conduct of the delinquent Sub-Inspector, the undersigned came to the conclusion that the charges leveled against him have been proved beyond any shadow of doubt.

Therefore, in exercise of powers vested upon undersigned, I, NASIR MAHMOOD, PSP District Police Officer DIKhan, hereby awarded him "Major Punishment of Dismissal from Service" with immediate effect.

Order Announced

OB No. 7477

Dated: 25/4/2024

Nasir Mahmood
NASIR MAHMOOD PSP
District Police Officer
Dera Ismail Khan

Appellant
Rehmat Ullah

- 26
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 - (x) ~~...~~
 - (y) ~~...~~
 - (z) ~~...~~
- Sd/- Rehmat Ullah
No. 113/D

To,

ANW E
10

The Regional Police Officer,
District Dera Ismail Khan.

SUBJECT:-

DEPARTMENTAL APPEAL AGAINST ORDER NO. 2381/EC DATED 25/04/2024 BEARING OB NO. 7471 DATED 25/04/2024 PASSED BY DISTRICT POLICE OFFICER, DERA ISMAIL KHAN VIDE WHICH APPELLANT HAS BEEN DISMISSED FROM SERVICE FOR NO GOOD REASONS.

Respected Sir,

The appellant aggrieved from the impugned order of dismissal submits following for yours kind and sympathetic consideration:-

1. That appellant was merged in the Police Department in the wake of merger of erstwhile levis and Khasadar force.
2. That the appellant always worked efficiently to the entire satisfaction of superior officers.
3. That appellant remained posted at various stations and showed record recovery of Iranian oil, other NCP goods and narcotics. Posting table is annexed, whereas copies of press, media are available for yours kind perusal at the time of personal hearing.
4. That in the meanwhile no complaint of any kind was received against appellant.
5. That to the utmost surprise, appellant was suspended alongwith other officers / officials by the RPO DIKhan vide order bearing No. 2249/ES dated 08/04/2024. Copy enclosed.
6. That consequent upon suspension, the District Police Officer, Dera Ismail Khan issued charge sheet alongwith statement of allegations bearing No. 1974/EC dated 09/04/2024. Copy enclosed.
7. In the charge sheet allegations were leveled that while posted at DSP Office Drazinda DIKhan, were involved in the smuggling of Iranian oil.
8. That SP City DIKhan was appointed as inquiry officer to conduct inquiry in accordance with provisions of Police Rules, 1975.
9. That a corrigendum vide No. 2215/EC dated 19/04/2024 was issued and period of posting of appellant at D.S.P office, Drazinda was mentioned w.e.from 30/11/2023 to 07/04/2024.
10. That appellant submitted comprehensive reply to the charge sheet rebutting the allegations leveled and

Appellant
R. S. Talib

11

- explaining all the good performances and recoveries of Iranian oil / NCP worth billions while posted as SHO at various police stations.
11. That in sheer violation of Police Rules, ESTA Code and principles of natural justice, appellant was condemned unheard and dismissal from service vide impugned order dated 25/04/2024.
 12. That no codal formalities of proper inquiry were complied with.
 13. That no statement of any witness was recorded in the presence of appellant.
 14. That no opportunity of defense / cross examination was provided to appellant.
 15. That a copy of finding report was also not provided to the appellant.
 16. That no final show cause was issued nor opportunity of personal hearing was provided which as per kind verdicts of superior Courts and Honourable Tribunal are mandatory.
 17. That the allegations are general in nature and vague and ambiguous.
 18. That allegations are for the period of posting at DSP Drazinda Office w.e.from 30/11/2023 to 07/04/2024 which means that appellant performance as SHO was upto the mark.
 19. That the allegations are based on mis-information / disinformation.
 20. That appellant has been made scapegoat to save the blue eyed officers / officials.
 21. That appellant also request for personal hearing.

In view of above submissions, it is humbly prayed that on acceptance of instant appeal, the impugned order of dismissal may graciously be set aside and appellant reinstated into service from date of suspension, with all back benefits.

Your's faithfully,

Rehmat Ullah
Appellant
Rehmat Ullah

Dated: 15/5/2024

Rehmat Ullah

Ex. SI Rehmat Ullah
No. 113-D
Mobile# 03438886842



OFFICE OF THE
REGIONAL POLICE OFFICER
DERA ISMAIL KHAN
REGION

☎ 0966-9280291 Fax # 9280290

ESTABLISHMENT BRANCH

Dy: No. 1219

Dated 05/08/2024

DPO OFFICE, DIKhan

Ann F

No. 180 /ES

dated D.I.Khan the

01/08/2024

(12)

ORDER

1. This order disposes off departmental appeal filed by Ex-Sub Inspector Rehmat Ullah No. D/113 of District Police DIKhan, against the order of Major Punishment of (Dismissal from Service), passed by the DPO DIKhan, vide his office OB No. 747 dated 25.04.2024 on the following allegations:

2. "He while posted at DSP Office Darazinda DIKhan, he being reported to be involved in smuggling of Iranian Oil vide RPO DIKhan Order Endst No. 2248-51/ES dated 08.04 2024. Above commission omission fall in the purview of gross misconduct and renders him liable to be punished under Khyber Pakhunkhwa Police Rule 1975 amended 2014."

3. DPO D.I.Khan served the appellant with the charge sheet. Enquiry into the matter was got conducted into through Mr. Muhammad Ishag Acting Superintendent of Police City DIKhan who in his finding, report in which he stated that delinquent Sub Inspector is found guilty of the charges levelled against him and recommended to award him Major Punishment.

4. On the recommendation of the inquiry officer the appellant was awarded Major Punishment of "Dismissal from service" by the DPO D.I.Khan vide his office O/B No. 747 dated 25.04.2024.

5. Heard in person on 01.08.2024, in orderly room by undersigned and his service record & finding of the inquiry officer are also perused. He was given ample opportunity of due process and natural justice against the charges under which DPO DIKhan has awarded him Major Punishment "Dismissal from Service". His written as well as verbal response is found to be unsatisfactory and not plausible. The undersigned fully agreed with the recommendations of inquiry officer.

6. Keeping in view the above, I, NASIR MEHMOOD SATTI, PSP, Regional Police Officer, Dera Ismail Khan, in exercise of the powers conferred upon me under Rule-11, clause-4 (a), of the Police Rules 1975, Amended 2014, do not intend to take a lenient view, therefore **REJECT** his appeal being meritless, and uphold the order of Major Punishment of (Dismissal from Service), passed by District Police Officer DIKhan vide his OB No. 747 dated 25.04.2024, with immediate effect.

7. Order Announced.

(NASIR MEHMOOD SATTI)PSP
Regional Police Officer
Dera Ismail Khan

Accepted by
Appellant
Rehmat Ullah

No. 5181 /ES.

Copy of above is sent to the DPO DIKhan with reference to his office letter No. 3746/EC dated 20.06.2024, (Encl: Service Roll & Fauji Missal).

OB/EC
for info & action

(NASIR MEHMOOD SATTI)PSP
Regional Police Officer
Dera Ismail Khan

District Police Officer
Dera Ismail Khan

OB 1399
Dt 07-8-24

- (a) Appellant Ex-Sub Inspector Rehmat Ullah
- (b) Copying to No 2 D/113
- (c) Judgment 16.8.2024
- (d) Name of 16.8.2024
- (e) Copy of For Appeal

Origin NIN K2832053-7
Destination NIN K2832053-7



ANNEX G



(13)

CN: 1069918019

0
0
CASH 2024 08 19 13:51

DEPT: 10017
State: 10017 Route: 824104

Name: ISMAIL BILAL KHAN
Phone: 03438866842
Address: DERA ISMAIL KHAN

Name: ISMAIL BILAL KHAN
Phone: 03438866842
Address: POLICE CHIEF OFFICE PESHAWAR

Rs. 0

Service CHG	264.0
Fuel Surcharge	26.0
Other Amount	6.0
VAT	8
Insurance CHG	0
Origin Tax PST	52
TOTAL	370.0

CN Print Charges

For Terms & Conditions Visit
www.loborh.com/for
100 Headquarters 100100, Civil Aviation
Club Road Karachi - 75202, Pakistan
MAIL : 92 21 111 123 456 Web : www.loborh.com
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To,
The Inspector General of Police (IGP),
Khyber Pakhtunkhwa,
Peshawar.

SUBJECT:-

REVIEW / REVISION PETITION UNDER RULE 11-A POLICE RULES 1975, AMENDED 2014, AGAINST REGIONAL POLICE OFFICER (RPO) ORDER BEARING NO. 5180/ES DATED 01/08/2024 / OB NO. 1399 DATED 07/08/2024 WHEREBY DEPARTMENTAL APPEAL OF PETITIONER HAS BEEN REJECTED AND DISTRICT POLICE OFFICER, DIKHAN ORIGINAL ORDER DATED 25/04/2024 HAS BEEN UPHELD, VIDE WHICH PETITIONER WAS DISMISSAL FROM SERVICE.



Respected Sir,

Aggrieved from the original order dated 25/04/2024 and departmental appeal order dated 01/08/2024, the petitioner submits the following for yours favourable and sympathetic consideration:-

1. That appellant was merged in the Police Department in the wake of merger of erstwhile levis and Khasadar force.
2. That the appellant always worked efficiently to the entire satisfaction of superior officers.
3. That appellant remained posted at various stations and showed record recovery of Iranian oil, other NCP goods and narcotics. Posting table is annexed, whereas copies of press, media are available for yours kind perusal at the time of personal hearing.
4. That in the meanwhile no complaint of any kind was received against appellant.
5. That to the utmost surprise, appellant was suspended alongwith other officers / officials by the RPO DIKhan vide order bearing No. 2249/ES dated 08/04/2024. Copy enclosed.

Accepted by
Appellant
Roshanullah

6. That consequent upon suspension, the District Police Officer, Dera Ismail Khan issued charge sheet alongwith statement of allegations bearing No. 1974/EC dated 09/04/2024. Copy enclosed.
7. In the charge sheet allegations were leveled that while posted at DSP Office Drazinda DIKhan, were involved in the smuggling of Iranian oil.
8. That SP City DIKhan was appointed as inquiry officer to conduct inquiry in accordance with provisions of Police Rules, 1975.
9. That a corrigendum vide No. 2215/EC dated 19/04/2024 was issued and period of posting of appellant at D.S.P office, Drazinda was mentioned w.e.from 30/11/2023 to 07/04/2024.
10. That appellant submitted comprehensive reply to the charge sheet rebutting the allegations leveled and explaining all the good performances and recoveries of Iranian oil / NCP worth billions while posted as SHO at various police stations.
11. That in sheer violation of Police Rules, ESTA Code and principles of natural justice, appellant was condemned unheard and dismissal from service vide impugned order dated 25/04/2024.
12. That petitioner lodged departmental appeal to ~~Regional Police Officer (RPO)~~, DIKhan.
13. That, RPO, DIKhan vide impugned order dated 01/08/2024 has rejected the departmental appeal of petitioner and upheld the punishment of dismissal from service passed by DPO, DIKhan vide order dated 25/04/2024.
14. That the impugned order of RPO, DIKhan dated 01/08/2024 and of DPO, DIKhan dated 25/04/2024 are against law, rules and facts on record and not maintainable on the following grounds:-

Alister leg

Appellant


GROUND FOR REVIEW / REVISION:-

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1. That as per allegations, petitioner while posted at DSP Office, Darazinda, Dikhan was involved in the smuggling of Iranian oil, the vehicles have crossed the borderline from Iran as well as through province of Balochistan, but departmental inquiry is silent as to how it was made possible to ply the vehicles unchecked.
2. That the allegations are hearsay, general in nature and no such vehicle reported to be checked and recovered at downward districts, check posts or any security agency.
3. That the entire proceedings were completed in haphazard, without following rules and procedure and harsh punishment was inflicted upon petitioner.
4. That no solid evidence / proof of involvement was produced during inquiry.
5. That inquiry proceeding was not transparent and petitioner was made a scapegoat.
6. That competent authority has not appreciated the good performance and recoveries of NCP goods as well as Iranian oils during petitioner posting.
7. That prior to issue of charge sheet, no notice, explanation or advise was served upon petitioner regarding any complaint of such smuggling.
15. That no codal formalities of proper inquiry were complied with.
16. That no statement of any witness was recorded in the presence of appellant.
17. That no opportunity of defense / cross examination was provided to appellant.
18. That a copy of finding report was also not provided to the appellant.
19. That no final show cause was issued nor opportunity of personal hearing was provided which as per kind verdicts of superior Courts and Honourable Tribunal are mandatory.
20. That the allegations are general in nature and vague and ambiguous.

Accepted
[Signature]

Appellant
[Signature]

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21. That allegations are for the period of posting at DSP Drazinda Office w.e. from 30/11/2023 to 07/04/2024 which means that appellant performance as SHO was upto the mark.
22. That the allegations are based on mis-information / disinformation.
23. That appellant has been made scapegoat to save the blue eyed officers / officials.
24. That appellant also request for personal hearing.

In view of above submissions, it is humbly prayed that on acceptance of instant Review / Revision Petition, both the impugned orders of DPO, DIKhan and RPO, DIKhan may very graciously be set aside and petitioner reinstated into service from date of dismissal, with all back benefits.

Your's faithfully,

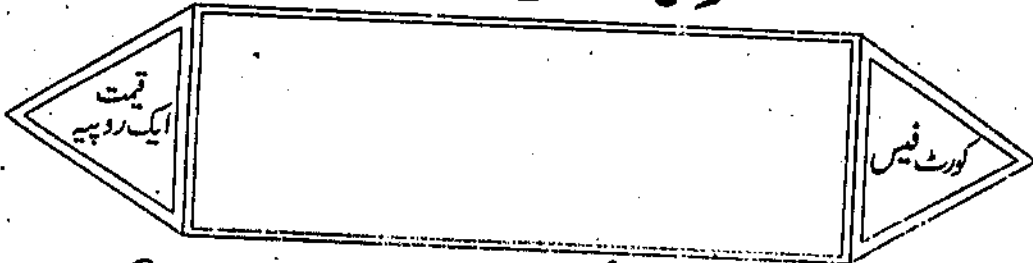
Dated: 19/08/2024

Rehmat Ullah

Ex. SI Rehmat Ullah
No. 113-D
Mobile#

*Amended by
Rehmat Ullah
Appellant
Rehmat Ullah*

وکالت نامہ



Before the Honourable *Kok Service Tribunal*
 Appellant *متناہب*
Rehmat ulah بنام *IGP*
Service Appeal دعویٰ یا جرم
 تفصیل دعویٰ یا جرم

باعث تحریر آنکے

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے بیرونی وجود ہی برائے پیشی یا تصفیہ مقدمہ بمقام *DUL* کیلئے
SAR UR REHMAN KHAN ADV / RIZWAN ADV

کوسب ذیل شرائط پر وکیل مقرر کیا ہے۔ کہ میں ہر پیشی پر خود بخود ریویو اختیار خاص رو برو عدالت حاضر ہوتا ہوں گا۔ اور ہر وقت بکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا۔ اور پیشی پر مقرر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا۔ تو صاحب موصوف اسکے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام بکھری کے علاوہ کسی جگہ یا بکھری کے اوقات سے پہلے یا چھپے یا بروز تعطیل ہی دی کرنے کے ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام بکھری کے علاوہ کسی جگہ یا بکھری کے اوقات سے پہلے یا چھپے یا بروز تعطیل ہی دی کرنے کے ذمہ دار نہ ہوں گے۔ اور مقدمہ صدر بکھری کے علاوہ جگہ سمیت ہونے یا بروز تعطیل یا بکھری کے اوقات کے آگے پیچھے پیش ہونے پر مقرر کو کوئی ضمانت چھپنے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا عائد واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ نیز کوکل معاوضہ پر ادا صاحب موصوف عمل کروا ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو مرضی دعویٰ یا جواب دہنی یا درخواست اجراءے ڈگری و نظر ثانی اپیل گمانی ذمہ خواستہ پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی قسم یا ڈگری کرنے اور جرم کاروبار وصول کرنے اور رسید دینے اور واپس کرنے اور جرم کے بیان دینے اور انکو برائگی یا راضی نامہ لے لینا بر ملک کرنے، اقبال دہنی کا بھی اختیار ہوگا۔ اور بصورت ضرورت ہونے تاریخ پیش مقدمہ مذکورہ بیرون از بکھری صدر ہی دی مقدمہ مذکورہ گمانی و اپیل گمانی و برآمدگی مقدمہ یا مشورتی ڈگری تک طرف یا درخواست تسلیم انتہائی یا قرنی یا گرفتاری عمل از لیسلا جرائے ڈگری بھی صاحب موصوف کو بشرط ادا لیسلا مقدمہ معائنہ ہی دی کا اختیار ہوگا اور تمام معاوضہ برداشتہ صاحب موصوف عمل کروا ذات خود منظور و قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا گمانی یا دیگر معاوضہ مقدمہ مذکورہ کسی دوسرے وکیل یا دوسرے کو اپنے ہمارے اختیار ہوگا۔ اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے۔ جیسے صاحب موصوف کو حاصل ہیں۔ اور ذمہ داران مقدمہ میں جو جگہ ہر جانہ اختیارات چکا، وہ صاحب موصوف کا ہے۔ اور صاحب موصوف کو پوری نہیں تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی بیرونی نہ کریں اور اسکی صورت میں میرا کوئی معاوضہ کسی قسم کا صاحب موصوف کے برخلاف نہیں آگا۔

لہذا وکالت نامہ لکھنا یا ہے تاکہ مستند ہے
 مورخہ 21 9 2024

مضمون وکالت نامہ سن لیا ہے۔ اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

Accepted

Appellant
 Rahmat ulah
 Re: Rehmat ulah