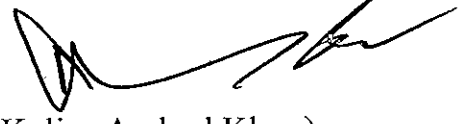


one shall be judge in his own ^{Case} case, with the direction to the competent authority to take decision on the inquiry report. Decided accordingly. Costs shall follow the event. Consign.

6. *Pronounced in open Court at Peshawar and given under our hands and seal of the Tribunal on this 19th day of October, 2023.*



(Rashida Bano)
Member (J)



(Kalim Arshad Khan)
Chairman

Mutazem Shah

Service Appeal No.164/2024 titled "Azmat Ali Vs. The Government of Khyber
Pakhtunkhwa"

ORDER

19th Sep. 2023 **Kalim Arshad Khan, Chairman:** Learned counsel for the
appellant present. Mr. Muhammad Jan, District Attorney for the
respondents present.

2. Appellant's case, as reflected from the memo and
grounds of appeal is that he was serving as Deputy
Superintendent of Police; that on the charges of inefficiency, he
was dismissed from service vide impugned order dated
28.09.2023; that feeling aggrieved, he filed revision petition
which was dismissed vide order dated 16.01.2024, hence the
instant appeal

3. Arguments heard. Record perused.

4. Record shows that the appellant was initially appointed
as Constable in the Police Department and with the passage of
time, he got promoted to the rank of Deputy Superintendent of
Police (BPS-17) and at the time of passage of the impugned
order, he was serving as SDPO Kurram. The impugned order
dated 28.09.2023 shows that the same was passed by the
Additional Inspector General of Police. Strangely, the revision
petition has also been rejected on 16.01.2024 by the same i.e.
Additional Inspector General of Police.

5. Keeping in view the above situation, both the orders
dated 28.09.2023 as well as 16.01.2024 are set aside being
passed by the same officer and being hit by the principle that no

