one shall be judge in his own ~~case~~ cause, 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~~ 2024.

(Rashida Bano)
Member (J)

(Kalim Arshad Khan)
Chairman

Mutazem Shah

ORDER

19th Sep. ~~2023~~ 2024 **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