BEFORE THE HONORABLE, SERVICE TRIBUNAL, KHYBER PAKTUNKHW, PESHAWAR

Service Appeal No.981//2024

Mr. Noor Muhammad, Ex-LHC/320 Police Lines Hangu, District Hangu

..... Appellant

VERSUS

Regional Police Officer, Kohat Region Kohat & other

..... Respondents

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Deponent

Inspector Legal, Hangu

BEFORE THE HONORABLE, SERVICE TRIBUNAL, KHYBER PAKTUNKHW, PESHAWAR

Service Appeal No.981/2024

Mr. Noor Muhammad, Ex-LHC/320 Police Lines Hangu, District Hangu

Service Tribunat Petitioner

VERSUS

Regional Police Officer, Kohat Region Kohat & other Respondents

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 1 to 2.

Respectfully Sheweth: - Preliminary Objections: -

- 1. That the appellant has got no cause of action.
- 2. That the appellant has got no locus standi.
- 3. That the appellant is estopped to file the instant appeal for his own act.
- 4. That the appeal is not maintainable in the present form.
- 5. The appeal is not maintainable due to misjoinder and non-joinder of necessary parties.
- 6. That the appellant has not come to this Hon'ble Court with clean hands.

Facts:-

- 1. Para to the extent of appointment as Constable in Police Department pertains to record needs no comments, while rest of the para is incorrect hence denied. As LHC is not a promotion rather it is just lower school course qualified constable where after the name of candidate is brought on list C-I. After brining name on promotion list C-I a proper departmental promotion committee meeting is held and after recommendation made by the DPC, candidate is promoted as Officiating Head Constable on available vacancies in light of Chapter 13 Rule 18 of the Police Rules 1934. Moreover, every police officer is under obligation to perform his duty with devotion and honesty as in this department there is no room lien for any lethargy.
- 2. Incorrect, reward and punishment are part and parcel of a disciplined force. One cannot take a bulwark of his past achievements to commit a misconduct. The appellant being member of discipline force, involved himself in illegal activities and during service committed gross misconduct.
- 3. Para 3 of appeal is incorrect and misleading. Appellant while posted at Police Lines Hangu involved himself in an illegal act and committed gross misconduct. As per information of officer of Respondent No.1 on, 02.12.2023 smuggling of 07 Kg chars from Shahu Khel Hangu to District Karak, handed over to Muhammad Israfil s/o Muhammad Ishaq r/o Shahu Khel Hangu by the narcotic seller namely Khan Wazir s/o Said Wazir r/o Orakzai; was committed. IHC Umer Farooq arrested the said smuggler/ carrier at Shahu Chowk Hangu on the information of appellant. Instead of 7 kg chars 45 gm of chars was recovered from the possession of accused/carrier Muhammad Israfil. Accused Muhammad Israfil told to the narcotic owner (Khan Wazir) that police recovered 7 kg chars from him, but on account of bribe, they released him. Appellant being member of discipline force indulged in corruption, hence on account of such gross misconduct, he was issued show cause notice, but his reply was unsatisfactory hence, charge sheet/Summary of allegation and proper departmental enquiry was intimated against appellant. (Copy of show cause, charge sheet attached as Annexure A,B).
- 4. Para is correct to the extent of show cause notice, however his reply to Show Cause Notice was found unsatisfactory, hence he was charge sheeted and proceeded against departmentally.
- 5. Para is correct to the extent of service of charge sheet, whereas SDPO City Hangu was appointed as Enquiry Officer. The Enquiry Officer conducted



- proper enquiry during which appellant was found guilty for the charges leveled against him. (Copy of finding report is annexure C).
- 6. Incorrect, proper departmental enquiry in accordance with rules was conducted. The appellant was heard in person and also afforded him an opportunity of cross examination, but he failed to advance any plausible explanation in his defense. The enquiry proceeding was conducted transparently and strictly in accordance with the law.
- 7. Incorrect. During departmental enquiry appellant was found guilty and recommended for punishment hence, issued Final Show Cause Notice however, reply to the Final Show Cause Notice was found unsatisfactory and on the basis of sufficient materials available on the file against the appellant, he was dismissed from service through speaking order. (Copy of Final Show Cause Notice is attached annexure D).
- 8. Incorrect, the allegations were proved against the appellant during course of enquiry without any shadow of doubt. His dismissal from service and rejection of departmental appeal by the appellate authority is quite legal and in accordance with law.
- 9. That the service appeal of the appellant being devoid of merit, is liable to be dismissed on the following grounds.

Grounds: -

- A. Incorrect, the orders of respondents are quite legal and in accordance with law /rules
- B. Incorrect, appellant was treated strictly in accordance with law & rules by the respondents. The enquiry was conducted in a transparent manner by awarding him an opportunity of personal hearing.
- C. Incorrect, regular enquiry was conducted against the appellant and punishment was awarded in light of the available materials on enquiry file.
- D. Incorrect, detailed reply already give vide Para-3 above.
- E. Incorrect, the appellant visited the police station and presented himself as surety for releasing the narcotic seller Israfil on surety bond. His signature and CNIC number existed on the surety which unequivocally shows the appellant relations with drug peddler, smuggling/selling of narcotics, which fact is proved during departmental enquiry. He being a member of disciplined force and custodian of law committed gross misconduct thus rendered himself unfit for police service; hence rightly dismissed through speaking order.
- F. Incorrect, the appellant was awarded punishment strictly in accordance with law/rules. The charges against appellant already stands proved beyond any shadow of doubt.
- G. Incorrect, reply already given in preceding Paras.
- H. Incorrect, the appellant was proceeded against departmentally on the basis of cogent reasons and his involvement in illegal activities. The appellant instead of taking action against narcotics trafficking got himself involved in drug trafficking which is gross misconduct on the part of appellant.
- I. Incorrect, the appellant was treated strictly as per law/rules. Proper opportunity of personal hearing was provided but he failed to justify his position and found guilty.
- J. Incorrect, both the orders of the respondents are quite legal. The appellant was heard in person but he failed to advance a plausible reply /explanation in his defense.
- K. The respondents will present an additional grounds at the time of arguments with the prior permission of this honorable court.

Prayer: -

In view of the above, it is humbly prayed that the service appeal is devoid of merit may graciously be dismissed with costs, please.

District Police Officer,

Hangu

(Respondent No.2)

MUHAMMAD KHALID, PSP

Incumbent

Regional Police Officer, Kohat, Region Kohat (Respondent No.1)

SHER AKBAR, PSP, S.St

Incumbent



BEFORE THE HONORABLE,

SERVICE TRIBUNAL, KHYBER PAKTUNKHW, PESHAWAR

Service Appeal No.981//2024

Mr. Noor Muhammad, Ex-LHC/320 Police Lines Hangu, District Hangu

.....Appellant

VERSUS

Regional Police Officer, Kohat Region Kohat & other

..... Respondents

AFFIDAVIT

I respondent No.2, Mr. Muhammad Khalid PSP, District Police Officer Hangu and Respondent, do hereby solemly affirm on oath and declare that contents of these joint parawise comments on behalf of Respondents No.1 to 2 are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

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.



DISTRICT POLICE OFFICER, HANGU

(Respondent No.2)

(MUHAMMAD KHALID) PSP

Incumbent

CNIC # 15202-1557066-1 Cell # 0324-9191892

Tel No. 0925-623878 & Fax No. 0925-620135 Email: dpohangu8@gmall.com



SHOW CAUSE NOTICE (Under Rule 5(2) KPK Police Rules, 1975)

That you, LHC Noor Muhammad No. 320 posted at Police

Hangu have rendered yourself liable to be proceeded under Rule 5 (2) of the Khyber Pakhtunkhwa, Police Rules 1975 (Amendment 2014) for following misconduct;

- As per your reliable information routed through of. 1/C DSB Hangu regarding smuggling of 07 Kg charas on 02.12.2023 from Shahu Khel to District Karak handed over to Muhammad Israfil s/o Muhammad Ishaq r/o Shahu Khel, Hangu by the narcotic seller namely Khan Wazir s/o Said Wazir r/o District. Orakzai, IHC Umar Farooq was arrested the said smuggler/carrier at Shahu Chowk Hangu by affecting the recovery of 45 gm charas from his possession; instead of 7 kg charas.
- ii. It has reportedly been noticed that Israfil (narcotics) carrier) told to the narcotics owner that the police recovered 7 kg charas from him, but later on amount (bribe) was given to the police and consequently released him.
- iti. Actually in this matter your malicious is ascertained. You being a member of disciplined force showing your indulged in corruption such as there is zero tolerance for corruption which is untenable.
- That by reason of above, as sufficient material is placed before the undersigned, therefore it is decided to proceed against you in general. Police proceeding without aid of enquiry officer.
- That the misconduct on your part is prejudicial to good order of discipline 3 in the Police force.
- That your retention in the Police force will amount to encourage in efficient and unbecoming of good Police officers.
- That by taking cognizance of the matter under enquiry, the undersigned. as competent authority under the said rules, proposes stern action. against you by awarding one or more of the kind punishments as provided in the rules.
- You are, therefore, called upon to show cause as to why you should not: be dealt strictly in accordance with the Khyber Pakhtunkhwa Police' Rules, 1975 (Amendment 2014) for the misconduct referred to above.
- . You should submit reply to this show cause notice within 07 days of the .. receipt of the notice failing which an ex-parte action shall be taken against you.
- You are further directed to inform the undersigned that you wish to be heard in person or not.
- Grounds of action are also enclosed with this notice.

Dated: 1 /13 /2023

DISTRICT POLICE OFFICER HANGU

N CHARGE LEGAL BRANCH



4.

DSP/HQ Hangu pair No. 33

OFFICE OF THE DISTRICT POLICE OFFICER, HANGU

Tel No. 0925-623878 & Fax No. 0925-620135 Email: dpohangu8@gmail.com

CHARGE SHEET

MR. NISAR AHMAD, PSP, OPM, DISTRICT POLICE OFFICER,

HANGU, as competent authority under Khyber Pakhtunkhwa Police Rules (amendments 2014) 1975, am of the opinion that you, LHC Noor Muhammad No 320 posted at Police Lines, Hangu rendered yourself liable to be proceeded against, as you have omitted the following act/omissions within the recaning of Rule 3 of the Police Rules 1975:-

- As per information report received from the worthy Regional Police Officer, Kohat Region, Kohat vide Endst: No.2309/C.Cell, dated 14.12.2023 regarding smuggling of 07 Kg charas on 02.12.2023 from Shahu Khel to District Karak handed over to Muhammad Israfil s/o Muhammad Ishaq r/o Shahu Khel, Hangu by the narcotic seller namely Khan Wazir s/o Said Wazir r/o District Orakzai, IHC Umar Farooq was arrested the said smuggler/carrier at Shahu Chowk Hangu by affecting the recovery of 45 gm charas from his possession instead of 7 kg charas.
- ii. It has reportedly been noticed that Israfil (narcotics carrier) told to the narcotics owner that the police recovered 7 kg charas from him, but later on amount (bribe) was given to the police and consequently released him.
 - i. Actually in this matter your malicious is ascertained.
- iv. You being a member of disciplined force showing your indulged in corruption such as there is zero tolerance for corruption which is untenable.
- 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.
- You are, therefore, required to submit your written statement within 07days 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.

A statement of allegation is enclosed.

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OF CHARGELEGAL BRANCH

DISTRICT POLICE OFFICER HANGU



OFFICE OF THE ANALYSIS OFFICER, HANGU AND THE STATE OFFICER,

Tel No. 0925-623878 & Fax No. 0925-620135 Email: dpohangu8@gmail.com

DISCIPLINARY ACTION

MR.NISAR AHMAD.PSP.OPM, DISTRICT POLICE

OFFICER, HANGU, as competent authority, am of the opinion that you, LHC Noor Muhammad No. 320 have rendered yourself liable to be proceeded against departmentally under Khyber Pakhtunkhwa Police Rule, 1975 (Amendment 2014) as you have committed the following acts/omissions:

- As per information report received from the worthy Regional Police Officer, Kohat Region, Kohat vide Endst: No.2309/C.Cell dated 14.12.2023 regarding smuggling of 07 Kg charas on 02.12.2023 from Shahu Khel to District Karak handed over to Muhammad Israfil s/o Muhammad Ishaq r/o Shahu Khel Hangu by the narcotic seller namely Khan Wazir s/o Said Wazir r/o District Orakzai, IHC Umar Farooq was arrested the said smuggler/carrier at Shahu Chowk Hangu by affecting the recovery of 45 gm charas from his possession instead of 7 kg charas.
- ii. It has reportedly been noticed that Israfil (narcotics carrier) told to the narcotics owner that the police recovered 7 kg charas from him, but later on amount (bribe) was given to the police and consequently released him.
 - iji 🔛 Actually in this matter your malicious is ascertained. 🤲
 - iv You being a member of disciplined force showing your indulged in corruption such as there is zero tolerance for corruption which is untenable.

For the purpose of scrutinizing the conduct of said accused with reference to the above allegations DSP HQ/CA is appointed as enquiry officer. The enquiry officer shall in accordance with provision of the Police Rule-1975, provide reasonable opportunity of hearing to the accused official record his findings and make, within twenty five days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused official.

The accused official shall join the proceeding on the late time and place fixed by the enquiry officer.

No. 253 /EC dated 29 / 12 /2023.

Copy of above to:The _____:- The Enquiry Officer for initiating proceedings against the accused under the provisions of Police Rule-1975.

The Accused official:- with the directions to appear before the Enquiry Officer, on the date, time and place fixed by him, for the purpose of enquiry proceedings.

Affice Lyde 2021 Stake (IC/Engustes/Mr. Miser Ahmed, PSP/CPM/Charge Street

IN CHARGE LEGAL BROWN

ing in the children.

مشلعهم) مورفت<u>ه 1-7-1</u> ا

دفتر الیں۔ڈی۔ پی۔او۔ ٹی منکو نمبر <u>7۔2 /</u>SDPO

انكوائزى ربورشازال LHC لورمحر غير 320 متعينر بوليس لائن بهنكو

جناب عال

بحوالہ مشمولہ شوکاز نوٹس نمبری 200مور ند 12.11.2023، چارج شیٹ نمبری 253مور ند 29.12.2023 وڈائیری نمبر 2309/C Cell وڈائیری نمبر 181 مور ند 2309/C Cell وڈائیری نمبر 181 مور ند 2309/C Cell کمپلینٹ سیل ریجنل پولیس آفیسر کوہاٹ ریجن اور ڈائیری نمبر 2309/C Cell مور ند 14.12.2023 کوایک انفارمیشن رپورٹ ہنگو نے مور ند 2023.04.12 کوایک انفارمیشن رپورٹ بناب DPO صاحب منگو کوارسال کی تھی نقل انفارمیشن رپورٹ لف بذا ہے۔

1_ انفارميشن ربورث كامتن: ـ

باوثوق ذرائع ہے معلوم ہوا ہے کہ سمی خان وزیر ولدسیدوزیر سکنداور کزئی نے 07 کلوچرس محمد اسرافیل ولدمحمد اسحاق سکند شاہوخیل کو خطع کرک سمگل کرنے کے لئے حوالہ کی ۔بعدہ 'مور خد 02.12.2023 کو نورمحمد اللہ متعینہ پولیس لائن کی انفار میشن پرعمر فاروق اللہ اللہ اللہ خوالہ کی ۔بعد میں گرفتار کر کے جس کے تبضہ ہے 45 گرام چرس برآ مدہوکہ OA CNSA میں مقد مدورج کیا۔ معلوم ہوا ہے کہ اسرافیل نے مالک چرس سمی خان وزیر کو ہتلایا کہ 07 کلوچرس اس سے پولیس نے برآ مدکر کے بعد میں ایک رشتہ دار پولیس والے کے ذریعے رقم حوالہ کر کے جان چیٹرائی ہے ۔معاملہ ہذا میں LHC نورمحد نمبر 320 کی بدخی معلوم ہوئی ہے ۔لہذا اس بارے میں DSP یا DSB

2۔ اس انفار میشن رپورٹ پرالزام علیہ پولیس آفیسرنور محد LHC کو جناب DPO صاحب ہنگو کی طرف سے شوکا زنوٹس جاری ہوکر جو بندا ہے۔

مندرجہ بالا حالات وواقعات کے علاوہ کمی تتم کے دیگر کہانی کے متعلق أے علم نہیں ہے۔ ہوسکتا ہے کہ محمد اسرافیل نے خود چی خرد برد کرک منشیات کے اصل مالک خان وزیر سے چیس اپنے تصرف میں لانے اور مزیدان سے درج شدہ FIR کو جواز بنا کر مبلغ 20لا کھروپ پر بڑے کی منصوبہ بندی کی ہو۔ اُسے بحسثیت بولیس آفیسر علم ہوتا تو ضرور اپنے سینئر انسران کے نوٹس میں لاتا۔ وہ حلفا قرآن پاک پر ہاتھ رکھ کر کہر سکتا ہے کہ ذایں نے 7 کلوو چیس پکڑی ہوا ور نہ بی رقم بڑور نے میں اسرافیل کا ساتھ دیا ہے۔ اُس نے کسی تنم کی رقم بطور رشوت یا چیس ک

M CHARGELEGAL BHUNCH
HANGU

خرد برد میں محمد اسرافیل کا بالواسطہ یا بلا واسطہ ساتھ نہیں دیا ہے۔

4- الزام علیہ LHC کے بیان سے جناب DPO صاحب منگو نے مطمئن نہ ہوکر جاری شیٹ جاری کیا۔ نجاری شیٹ لف انگوائزی ہذا ہے۔ جس میں من DSP کوائکوائزی آفیسر مقرر کر کے اس بارے میں انگوائزی کرنے کا تھم صادر فر مایا۔ جوذیل انگوائزی پراسس عمبل میں آ لائے صحیح ہیں۔

انگوائری پراسس:۔

1- الزام علية لورجمة LHC:

نے دوران انکوائری پیش ہوکرا پناتح ربی بیان پیش کر کے جوشائل انکوائری ہے بیان کرتا ہے کہ اس کا وہی بیان ہے جو اس نے شوکا نہ نوٹس کے جواب میں دیا تھا۔ جس پر کراس سوالات بھی کیے۔ دوران کراس سوالات بیان کیا کہ بیددرست ہے کہ اس نے ملزم اسرافیل کو گرفتاری کا انفار میشن فاروق IHC کو دیا تھا۔ البتداس کے گرفتاری کے بعداس کے عقب تھانہ بیس کیا تھا۔ اور نہ بی اس نے ملزم اسرافیل کو کیکلہ پر چھڑ وایا تھا۔ چلکہ پر موجود اپنے دستخط سے انکاری ہے البتہ مجلکہ پر موجود شاختی کارڈ نمبر کے متعلق بیان کیا کہ بیشاختی نمبرا سکا ہے۔ اسرفیل ملزم کے متعلق بیان کیا کہ اس کے ماتحکی تھی کہ تعلق بیان کیا کہ اس کو حوالے نہیں کی ہے۔ اس ڈراے کے متعلق اس پر سوال کیا کہ بیڈرا مداس نے کہاں تیار کیا تھا۔ جس کے جواب پر اس نے بیان کیا کہ اس کو کو کی علم نہیں ہے۔ اس ڈراے کے متعلق اس پر سوال کیا کہ بیڈرا مداس نے کہاں تیار کیا تھا۔ جس کے جواب پر اس نے بیان کیا کہ اس کو کو کی علم نہیں ہے۔ اس پر الزام لگایا گیا ہے۔

2- محمد اسرافيل ولد محمد اسحاق سكندشا مووام ملكو:

نے دوران انکوائری پیش ہوکرا پناتح رہی بیان پیش کر کے جوشافی انکوائری ہے بیان کرتا ہے کہ مورخہ 02.12.2023 کو بنقام شاہوتوئے سے خان وزیرتو مشتی نے 07 کلو چری جو کہ 07 پیکٹوں پرمشمل تھے حوالہ کر کے جو کہ جہانزیب نامی شخص سکنہ سرکی پیالہ کو حوالہ کرنے کا کہا گیا۔ جب وہ شاہو چوک نز دریسکیو 15 گاڑی ہے انز کرد کشہ بیں سوار ہور ہا تھا تو اس دوران فاروق تھا نیدار نے گرفتار کر کا وال کر سے میں میں میں میں میں میں میں کے ۔ اُس نے فاروق تھا نیدار کو کہا کہ نور مجمد کو نون کر سے جو فاروق تھا نیدار نے نور مجمد کو فون کر کے نور مجمد آئی ان میں میں ہوا۔ اُسے جس آدی نے اُسے چلکہ پر ہاکیا اور اُسے کہا کہ اُس نے 20 الکھ 20 ہزار رو بے دیے ہیں۔ اگلی میں ابلے جم کرنے کے بعدوہ رہا ہوا۔ اُسے جس آدی نے چیس دیا تھا اہمی کیا ہے نے موقع پر رتم نور تھر نے دیا تھا اہمی اُسے کہ رہا ہے کہ رقم کا بندہ بست کرو۔

3_ HC مرفاروق 16متعینه تفانه کی منکو: _

OUR DESIGNATION BUNNON

کیا۔جوکہ مچلکہ ریکارڈ پرموجودہے۔

4- LHC شعيب خان 797 محردريسكو 15:-

نے دوران اکوائری پیش ہوکر اپناتح بری بیان پیش کر کے جوشائل انکوائری ہے بیان کرتا ہے کہ مورخہ 02.12.2023 کو وہ صبح کے اور رات کو بھی ریسکیو 15 چوکی ٹی بیس موجود تھا۔ فاروق IHC نے کسی ملزم کوریسکیو 15 چوکی ٹی بیس لایا تھا۔ جبکہ دوران کراس بیان کیا کہ ملزم کوریسکیو 15 ہنگونہیں لایا گیا تھا۔

- 5۔ ملزم محمد اسرافیل کی بجرم 9A CNSA میں گرفتاری ہوئی تھی جسکونور محمد LHC نے خود ذاتی مچلکہ پرضانت پر رہا کیا تھا۔لہذا تھانہ ریکار ڈے وہ مچلکہ حاصل کر کے شامل انکوائزی ہے۔
- 6۔ جس شخص نے ملزم اسرافیل کو 07 کلوچرس حوالہ کی تھی اُس کو بھی مقامی پولیس نے گرفتار کر کے اُس کے خلاف مقدمہ علت 1038 مور نے۔ 03.12.2023 جرم CNSA تھا نہ تی ہنگاو درج کیا گیا ہے۔ جس میں اُس سے مزید 3250 گرام چرس برآ مد ہوئی تھی نقل FIR شامل انکوائزی ہے۔
- 7۔ دوران انکوائری مالک چرس خان وزیر کابیان لینا ضروری سمجھاجس کے عقب میں جیل جا کر گرجیل حکام نے تحریری طور پر لکھ کر دیا کہ وہ مور خہ 09.12.2023 کور ہاہو چکا ہے۔ سپر نٹنڈنٹ ڈسڑ کٹ جیل کارپورٹ شامل انکوائری ہے۔

فائترنگ:

جناب عالى!

کی گئی انکوائری و بیانات سے پایا گیا۔ کہ 7 کلوچرس جوخان وزیر ولدسید وزیر سکندا ورکزئی نے محمد اسرافیل نامی شخص کو بغرض پہنچانے جہانزیب نامی شخص سکندسری پیالہ علاقہ تھا نہ ٹی ہنگو حوالہ کی تھی۔ جو کہ ایک منصوبہ بندی کے تحت چرس غائب کر کے کرایہ کئے محمد اسرافیل کے خلاف منشیات کے کم مقدار میں مقدمہ کا اندراج نورمحمہ LHC کے انفاز میشن پر کیا گیا۔ اور بعد میں نورمحمہ کا اندراج نورمحمہ کے انفاز میشن پر کیا گیا۔ اور بعد میں نورمحمہ کا اندراج نورمحمہ کا اندراج نورمحمہ کے انفاز میشن پر کیا گیا۔ اور بعد میں نورمحمہ کا میں کا مجلکہ وضانت بھی خود کیا۔

لهذاالييصورت مين نورمحد LHC كريث پريكش خيانت مجر مانه كامرتكب پاياجا تاسېداورانكوائزى بذاسيقسوروار پاياجا تاسېد انكوائزى رپورث بمرادمناسب تكم صادر فرماسېد

سب ڈویژنل پولیس آفیسرٹی منکو

My Hotte g

OFFICE OF THE TO DISTRICT POLICE OFFICER, HANGU

Tel: 0925-623878 Fax 0925-620135

No O6 /EC, dated Hangu the 22 / 01 /2024

FINAL SHOW CAUSE NOTICE

1. I, NISAR AHMAD, PSP, QPM, District Police Officer, Hangu as competent authority, under the Khyber Pakhtunkhwa Police Rules 1975, (amended 2014) is hereby serve you, LHC Noor Muhammad No. 320 while posted at Police Lines, Hangu as fallow:-

That consequent upon the completion of inquiry conducted against you by the inquiry officer, in which you have given full opportunity of hearing, but no reasonable response could be given in your self defence and found you in corrupt practices and betrayal/treachery offences thus, held you guilty for the charges leveled against you vide finding No. 72/SDPO, dated 17.01.2024.

ii. From going, through the finding and recommendations of the inquiry officer, the material on record and other documentary proof including your defense before the inquiry officer.

I am satisfied that you have committed the following acts/omissions, specified in section 3 of the said ordinance.

i. As per information report received from the worthy Regional Police Officer, Kohat Region, Kohat vide Endst: No. 2309/C.Cell, dated 14.12.2023 regarding smuggling of 07 kg charas on 02.12.2023 from Shahu Khel to District Karak handed over to Muhammad Israfil s/o Muhammad Ishaq r/o Shahu Khel, Hangu by the narcotic seller namely Khan Wazir s/o Said Wazir r/o District Orakzai, IHC Umar Farooq was arrested the said smuggler/carrier at Shahu Chowk Hangu by affecting the recovery of 45 gm charas from his possession instead of 07 kg charas.

ii. It has reportedly been noticed that Muhammad Israfil (narcotics carrier) told to the narcotics owner that the police recovered 7 kg charas from him, but later on account (bribe) was given to

the police and consequently released him

iii. Actually in this matter your malicious is ascertained.

iv. You being a member of disciplined force showing your indulged in corruption such as there is zero tolerance for corruption which is untenable.

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you major penalty provided under the Rules ibid.

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

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

5. The copy of the finding of inquiry officer is enclosed.

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DISTRICT POLICE OFFICER, HANGU

IN CHARGE HANGU

BEFORE THE HONORABLE,

SERVICE TRIBUNAL, KHYBER PAKTUNKHW, PESHAWAR

Service Appeal No.981/2024

Mr. Noor Muhammad, Ex-LHC/320 Police Lines Hangu, District Hangu

.....Appellant

VERSUS

Regional Police Officer, Kohat Region Kohat & other

..... Respondents

AUTHORITY LETTER

Mr. Imad-Ud-Din, DSP HQrs Hangu is hereby authorized /nominated to submit para-wise comments/reply in the instant service appeal in the Hon'ble Khyber Pakhtunkhwa Service Tribunal Peshawar and also to defend instant service appeal on behalf of Respondent's No.1 and 2.

DISTRICT POLICE OFFICER,

HANGU

(Respondent No.2)

MUHAMMAD KHALID, PSP

Incumbent

Regional Police Officer, Kohat, Region Kohat (Respondent No.1)

SHER AKBAR, PSP, S.St

Incumbent