


Form-A
FORM OF ORDERSHEET

Court of _____

Case No. 1956 / 2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	15.10.2024	<p>As per direction of the Hon'ble Member Judicial the present appeal is fixed for preliminary hearing before Single Bench at Peshawar on 22.10.2024. Parcha Peshi giving to the counsel for the appellant.</p> <p style="text-align: right;"> REGISTRAR</p>

Respected Madam,

It is submitted that the present appeal was returned to counsel for the appellant for removing the deficiencies. Today i.e. 14.10.2024 the learned counsel re-filed the appeal without removing the objection no. 7.

The appeal is now submitted to your honor under rules 7 (c) of the Khyber Pakhtunkhwa Service Tribunal rules 1974 for appropriate order please.

Amir Ullah
Addl. Registrar

Hon'ble Member-J

Fix it before SB 7/8

R
15/10/24

The appeal of Mr. Muhammad Ali received today i.e. on 26.09.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- ✓ Memorandum of appeal is not signed by the appellant.
- 2- ✓ Index of the appeal is incomplete.
- 3- ✓ Check list is not attached with the appeal.
- 4- ⊕ Appeal has not been flagged/marked with annexures marks.
- 5- ✓ Affidavit is not attested by the Oath Commissioner.
- 6- Copy of Judgment of Trial Court mentioned in para-para-1 of the memo of appeal is not attached with the appeal be placed on it.
- 7- ✓ Copies of dismissal order dated 15.12.2023, departmental appeal, letter dated 05.08.2024 and enquiry report mentioned in the memo of appeal are not attached with the appeal be placed on it.
- 8- ✓ Copy of rejection order of departmental appeal attached with the appeal is illegible be replaced by legible/better one.
- 9- The documents that are to be provided must be readable/legible.
- 10- ✓ Approved file cover is not used.
- 11- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent may also be submitted with the appeal.

No. 837 /Inst./2024/KPS1,

Dt. 26/9/2024.

Amatullah
ADDITIONAL REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR

Hafiz Fateh ur Rehman Adv.
High Court at Nowshera.

*Remove all the above mentioned objection
Resubmitted the instant case.*

AsL *TIP*
14/10/24

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 195-6 /2024

Constable Muhammad Ali No.1402,
Police Force, NowsheraAppellant.

VERSUS

The Regional Police Officer,
Mardan Region.....Respondents.


INDEX

S.No.	Description of Documents	Date	Annexure	Pages
1.	Memo of Service Appeal along with Affidavit.			1-7
2.	Copy of Order / Judgment of acquittal. <i>FIR copy + Bail application</i>		A	8-11
3.	Copy of impugned dismissal order of respondent No.2	15-12-2023	B	12-13
4.	Copy of departmental appeal.		C	14-
5.	Copy of order of respondent No.1 for denovo inquiry.	05-08-2024	D	15-18
6.	Copy of recommendations of inquiry officer.		E	19-22
7.	Copy of the impugned order of respondent No.1.	26-08-2024	F	23-24
8.	Wakalat Nama			25-



Appellant

Through


Ashraf Ali Khattak
Advocate,
Supreme Court of Pakistan



Ali Bakht Mughal
Advocate,
High Court, Peshawar

Dated : 26 / 09 /2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1956/2024

Constable Muhammad Ali No.1402,
Police Force, Nowshera Appellant.

VERSUS

1. The Regional Police Officer,
Mardan Region.

2. The District Police Officer, Nowshera..... Respondents.

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 READ
WITH KHYBER PAKHTUNKHWA POLICE RULES, 1975
(Amended 2014) AGAINST THE IMPUGNED ORDER OB No.581
DATED 26-08-2024 PASSED BY RESPONDENT NO.1 TO THE
EXTENT THAT HE WHILE DISPOSING THE
DEPARTMENTAL APPEAL OF THE APPELLANT, SET ASIDE
THE IMPUGNED ORDER OF RESPONDNET No.2 VIDE OB.
No.1005 DATED 15-12-2023 AND REINSTATED THE
APPELLANT WITHOUT BACK BENEFITS.

Respected Sir,

Appellant humbly submits as to the following:-

1. That appellant is the member of Police Force, Nowshera. He was booked in case FIR No.620 dated 09-07-2023 u/s 302, 324 PPC, Police Station Pabbi, District Nowshera. He was honorably acquitted from the criminal case by the Trial Court. Copy of the Order / Judgment is attached as Annexure-A.

20

That during the course of Trial, appellant was departmentally proceeded against on the basis of criminal charges without being associating him with the inquiry proceedings and was treated Ex-Parte and resultantly, he was dismissed from service vide OB No.1005 dated 15-12-2023 by the respondent No.2. Copy of Order of impugned dismissal dated 15-12-2023 is attached as **Annexure-B**.

3. That appellant preferred departmental appeal before the respondent No.1 which was kept pending for the outcome of the criminal case. Copy of departmental appeal is attached as **Annexure-C**.

4. That after acquittal from the criminal case, appellant submitted appearance before the respondent No.1 who directed respondent No.2 to reinstate the appellant for the purpose of denovo inquiry vide Order Endst. No.2588-89/ES dated 05-08-2024. Copy of Order of respondent No.1 is attached as **Annexure-D**.

5. That the inquiry officer vide his office letter No.1 3765/PA dated 13-08-2024 submitted denovo inquiry report highlighted therein that appellant along with his other relatives have been honorably acquitted by the Learned Trial Court therefore, recommended for lenient treatment. Copy of recommendations of inquiry officer is attached as **Annexure-E**.

6. That respondent No.1 vides OB. No.581 dated 26-08-2024 set aside the impugned order of respondent No.2 dated 15-08-2023 and reinstated the appellant without back benefits. Copy of the impugned order of respondent No.1 dated 26-08-2024 is attached as **Annexure-F**.

7. That now appellant being aggrieved from the impugned order of respondent No. dated 26-08-2024 to the extent of denying back benefits prefers the instant Service Appeal inter alia on the following amongst other grounds;

G R O U N D S

A. That the penal authority has not treated the appellant in accordance with law, rules and policy and acted in violation of Articles 4, 10-A, 25 and 27 of the Constitution of Islamic Republic of Pakistan, 1973. Appellant has been penalized with major penalty on the ground of being allegedly involved in a criminal case. The Criminal case has been decided and appellant has been Honorably acquitted from the charge. In circumstance the base of charge is no more in the field, therefore the whole superstructure built upon the alleged departmental proceeding has no legal sanctity and is liable to be set aside by re-instating the appellant with all back benefits.

B. That it has been repeatedly held by the Hon,ble Supreme Court of Pakistan, Service Tribunals and High Court that when an accused is acquitted of the charge on which the departmental proceedings have been initiated; re-instatement of civil servant is a rule. Wisdom may derived from reported Judgment as to the following:-

When facts and circumstances of the criminal case and disciplinary proceeding are the same..... Civil Servant entitle for re-instatement... (2011 TD 164). Acquittal from criminal charge. Re-instatement is a Rule under Article 4 and 25 of the Constitution, 1973, 1997 PLC (CS) 752.

Dismissal... Registration of FIR... Acquitted... Such dismissal could not be insisted to be retained in field (2009 PLC (CS) 471, 1986 PLC (CS) 130.

Acquittal of civil servant from a criminal case. Civil servant in case of acquittal was to be considered to have committed no offence because the competent criminal court had freed/cleared him from accusation or charge of crime. Such civil servant, therefore, was entitled to grant of arrears of his pay and allowances in respect of the period he remained under suspension on the basis of murder case against him. 1998 SCMR 1993.

Where the departmental proceedings were initiated only on the basis of criminal charge, which was not subsequently proved in the competent court of law and resulted in acquittal, Order of service Tribunal upholding the order of compulsory retirement by the department was

set aside by the Supreme Court and reinstated the appellant with all back benefits. . PLD 2003 SC 187.

C. That the basic concept of penal order was the formation of issues, its determination and reason for determination but the same are absolutely missing as evident from the context of the impugned order, which is against the provisions of Section 24-A of the General Clauses Act, 1897 and Order XX Rule 4 of CPC, 1908.

D. That appellant is jobless since his dismissal order and under heavy financial burden therefore liable to be re-instated with all back benefits.

Re-instated employee would be entitled to back benefits as a matter of course unless employer is able to establish by cogent evidence that concerned employee had been gainfully employed elsewhere. In this respect, initial burden would lie upon the employer and not upon the employee to prove that such employee was gainfully employed during period of termination from his service. 2010 TD (Labour) 41.

Civil servant who was dismissed from service through arbitrary and whimsical action of the government functionaries and re instated through judicial order of Service Tribunal would have every right to recover arrears of salaries by way of back benefits due to them during the period of their dismissal and re instatement. It would be very unjust and harsh to deprive them of back benefits for the period for which they remained out of job without any fault on their part and were not gainfully employed during that period.....Supreme Court allowing their appeal and directing payment of back benefits to the appellant. 2006 T D (SERVICE) 551 (a).

Citation Name : 2018 SCMR 376 SUPREME-COURT

Side Appellant : KHALID MEHMOOD

Side Opponent : STATE LIFE INSURANCE CORPORATION OF PAKISTAN

Sched., S.O 12(3)--- Permanent employee---Dismissal without assigning reasons---**back benefits**, entitlement to---Appellant's services were terminated without assigning any reason whatsoever, which termination was found illegal by the Labour Court as well as by the Labour Appellate Tribunal---In terms of Standing Order 12(3) of the Schedule to the Industrial and Commercial Employment (Standing Orders) Ordinance, 1968, the services of a permanent employee could be terminated only by giving explicit reasons---Supreme Court ordered payment of **back benefits** to the appellant for the intervening period between his date of termination and date of his reinstatement in service.

Citation Name : 2018 PLC 182 SUPREME-COURT

Side Appellant : KHALID MEHMOOD

Side Opponent : STATE LIFE INSURANCE CORPORATION OF
PAKISTAN

Reinstatement in service---**back benefits** ---Employer obtaining consent from employee to forgo **back benefits** as a condition for reinstatement---Practice of obtaining such consent from employee was deprecated by the Supreme Court.

Burden of proof:-

Burden of proof lie is on authority to prove misconduct. [1997 SCLR 1543].

Burden of proof lies on the department for communication of orders. [1994 PLC (CS) 46].

Burden of proof on the prosecution to prove the charge.

The law in the country is still unchanged and is governed by law of Qanoon-e-Shahadat in Vogue and by virtue of the same, we have to see, that it is for the prosecution to establish the guilt of the person and if it fails to do so, the result is that benefit goes to the accused of the said failure.

If the allegation against the accused civil servant/employee is of serious nature and if he denies the same, a regular inquiry cannot be dispensed with. In such a case, the initial burden on the department to prove the charge, which cannot be done without producing evidence [1983 PLC (CS) 211 + 1997 PLC (CS) 817 (S.C) + 1997 SCLR 1543].

Standard of proof.....To be akin to one required in criminal cases.

It is significant that while referring to civil servant, who is being proceeded against under the Govt: Servant (Efficiency and Discipline) Rules the word "accused" has been used which indicates that the proceedings conducted by the inquiry officer are akin to a criminal trial [1996 SCLR 127]. A person is presumed to be guilty of misconduct if evidence against him establishes his guilt. The use of the word "guilty" is indicative of the fact that the standard of proof should be akin to one required in criminal cases [PLD 1983 SC (AJ & K) 95].

Prosecution to stand on its legs to prove the allegations.

Accused is stated to be a favorite child of law and he is presumed to be innocent unless proved otherwise and the benefit of doubt always goes to the accused and not to the prosecution as it is for the prosecution to stand on its own legs by proving all allegations to the hilt against the accused. Mere conjectures and presumption, however strong, could not be made a ground for removal from service of civil servant [1999 PLC (CS) 1332 (FST)]..... Unless and until prosecution proves accused guilty beyond any shadow of doubt, he would be considered innocent [1983 PLC (CS) 152 (FST)].

That appellant would like to seek the permission of this Hon'ble Tribunal to advance more grounds at the time of arguments.


Prayer:


On acceptance of this Service Appeal, this Hon'ble Tribunal may kindly be pleased to;


- (i) Declare the impugned orders dated OB No.581 dated 26-08-2024 passed by respondent No.1 and Order 15-12-2023 passed by respondent No.2 as illegal, unlawful, against law and rules on policy on subject and set aside the same to the extent of denying back benefits.
- (ii) Direct the respondents to reinstate the appellant into service with all back benefits.
- (iii) Any other relief as deemed appropriate in the circumstances of the case not specifically asked for may also be granted in favour of the appellant.


Appellant

Through


Ashraf Ali Khattak
Advocate,
Supreme Court of Pakistan


Ali Bakht Mughal
Advocate,
High Court, Peshawar

&

Hafiz Fateh Ur Rehman
Advocate,
High Court, Peshawar

Dated: 26/09/2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____/2024

Constable Muhammad Ali No.1402,
Police Force, NowsheraAppellant.

VERSUS

The Regional Police Officer,
Mardan Region.....Respondents.

AFFIDAVIT

I, Constable Muhammad Ali Belt No.1402, Police Force, Nowshera do hereby solemnly affirm and declare on oath that the contents of this service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from the notice of this Hon'ble Tribunal.



DEPONENT

پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ
ابتدائی اطلاعاتی رپورٹ

ابتدائی اطلاعاتی رپورٹ جس کا تعلق ہے ایف ڈی ایف کے خلاف رپورٹ شدہ زبردستی ۱۵۲ نمبر ضابطہ ایف ڈی ایف ۹۸۸۹۶۶۰۱۴

قائل

صفحہ نمبر ۱۰۰۰ (۱۰۰۰) / ۱۰۰۰ / ۱۰۰۰
تاریخ ۰۹/۰۷/۰۰

تاریخ ۰۹/۰۷/۰۰	وقت ۲۳:۳۵ بجے	وقت ۰۹/۰۷/۰۰	وقت ۲۳:۵۵ بجے
پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ		پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ	
۳۰۲-۳۴		۳۰۲-۳۴	
پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ		پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ	
پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ		پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ	
پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ		پبلشرز آف پاکستان (پرائیویٹ) لمیٹڈ	

ابتدائی اطلاع خفیہ ذریعہ سے حاصل ہوئی ہے۔ اس وقت صدر ایف ڈی ایف کے قریبی سربراہان نے اپنے ہاں
ASD برقی کنٹرول ڈیویژن سے ۱۹۸۰ء اور ۱۹۸۱ء کے دوران میں سرکاری طور پر ایف ڈی ایف کے خلاف رپورٹیں
اس وقت تک نہیں کی تھیں۔ وہ آؤٹ ریسچرچ کے دوران میں سرکاری طور پر ایف ڈی ایف کے خلاف رپورٹیں
کنڈے تازہ میں سرکار سے منگوا کر اس کے تحت ایف ڈی ایف کے خلاف رپورٹیں تیار کی گئیں۔
کنڈے تازہ میں ایف ڈی ایف کے خلاف رپورٹیں تیار کی گئیں۔ اس وقت تک ایف ڈی ایف کے خلاف
رپورٹیں تیار نہیں کی گئیں۔ اس وقت تک ایف ڈی ایف کے خلاف رپورٹیں تیار نہیں کی گئیں۔
اس وقت تک ایف ڈی ایف کے خلاف رپورٹیں تیار نہیں کی گئیں۔ اس وقت تک ایف ڈی ایف کے خلاف
رپورٹیں تیار نہیں کی گئیں۔ اس وقت تک ایف ڈی ایف کے خلاف رپورٹیں تیار نہیں کی گئیں۔
اس وقت تک ایف ڈی ایف کے خلاف رپورٹیں تیار نہیں کی گئیں۔ اس وقت تک ایف ڈی ایف کے خلاف
رپورٹیں تیار نہیں کی گئیں۔ اس وقت تک ایف ڈی ایف کے خلاف رپورٹیں تیار نہیں کی گئیں۔

ATTACHED

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

PRESENT:

Mr. Justice Sardar Tariq Masood
Mr. Justice Yahya Afridi
Mrs. Justice Ayesha-A-Malik

Criminal Petition No: 1271 of 2023

(On appeal against the order dated 30.10.2023 of the Peshawar High Court, Peshawar passed in Cr. Misc. H.A. No. 1686-P of 2023)

Muhammad Ali

Petitioner

Versus

The state through and another

Respondents

For the petitioner: Syed Iqbal Hussain Shah Gillum, ASC
Mr. Noman-ul-Haq, ASC
Syed Rifaqat Hussain Shah, AOR

For the state: Mr. Atif Khan, Addl.A.G., KPK
Saifullah, DSP
Talawat Shah, Inspector

For the complainant: Mr. Shah Paisal, ASC

Date of hearing: 08.12.2023

ORDER

SARDAR TARIQ MASOOD, J. Post-arrest bail was declined to the petitioner through the impugned order dated 30.10.2023 passed by the Peshawar High Court, Peshawar in case FIR No.620 dated 09.07.2023 registered under sections 302 and 34 PPC at police station Pabbi, District Nowshera.

2. We have heard the learned counsel for the petitioner as well as the learned Additional Advocate General, KPK and perused the available record alongwith the impugned order and observed that the dead body of Atif Ullah was found lying at the place of occurrence and no eye-witness was mentioned in the FIR and the whole prosecution case rests upon the circumstantial evidence. On query, learned counsel for the complainant and the learned Additional Advocate General, KPK contend that Uzma, wife of petitioner, made statement under section 164, Code of Criminal Procedure, 1898 that due to her suspected relations with Atif Ullah deceased, her brothers, family members and husband are against her and she apprehends danger from their hands. As there is no direct evidence, hence case of the petitioner calls for further inquiry who is lying in the jail and his person is no more required for the purpose of any investigation, and the circumstantial evidence relied upon by the learned Additional Advocate General, KPK will be appreciated by the trial court after recording the evidence. Consequently, this petition is converted into an appeal and is allowed. Appellant Muhammad Ali is enlarged on bail, in the instant case, subject to his furnishing bail bond of Rs.200,000/- (Rupees Two Hundred

ATTESTED

Senior Court Associate
Supreme Court of Pakistan
Islamabad

درواںہ صفا - (2)

(10)

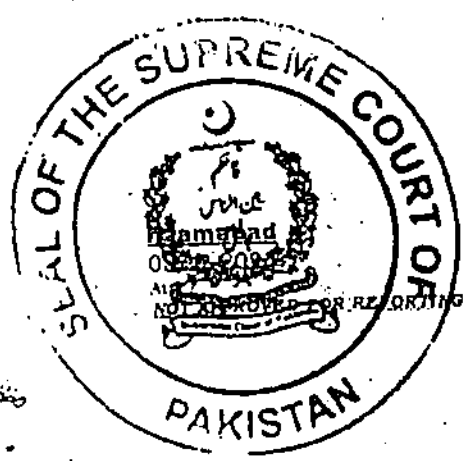
Crl. P. No. 1271 of 2023

Thousand only) with one surety in the like amount to the satisfaction of the trial court:

Sd/-J
Sd/-J
Sd/-J

Certified to be True Copy

Senior / Court Associate
Supreme Court of Pakistan
Islamabad.



GR No. 23048/23 Civil Criminal
 Date of Presentation: 09-12-23
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 Date of Delivery of Copy: 14/12/23
 Compared by/Prepared by: [Signature]
 Received By: [Signature]

AMENDED

بیان اداں محمد علی ۱۴۵۳

جناب عالی

کہ میں نے گورنمنٹ ہسپتال میں جوائنٹ ڈیپارٹمنٹ میں ملازمت کیا ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔ ۹ ماہ کے اندر میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔ ۳۶۵ روپے پر ۵۹ ماہ کے اندر میں نے ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

365 روپے پر 59 ماہ کے اندر میں نے ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

BBA کے ساتھ ساتھ میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

میں نے گورنمنٹ ہسپتال میں ملازمت کی ہے اور میں نے اپنی ملازمت کو جاری رکھا ہے۔

Mob : 0314-9148060

محمد علی ۱۴۵۳ مستند ہو کر لائق کو مستند

ATTACHED

FINAL SHOW CAUSE NOTICE

Whereas, you Constable Muhammad Ali No. 1403, while posted at PS Pabbi, charged in a criminal case registered vide FIR No. 620 dated 09.07.2023 u/s 302/34 PPC PS Pabbi.

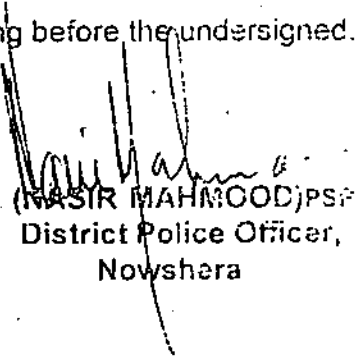
On account of which, you were suspended; closed to Police Lines and proceeded against departmentally through SDPO Akora, who after fulfillment of legal formalities submitted his report to the undersigned, wherein he found you guilty and recommended you for awarding punishment.

Therefore, it is proposed to impose Major/Minor penalty including dismissal as envisaged under Rules 4(b) of the Khyber Pakhtunkhwa Police Rules 1975.

Hence, I, Nasir Mahmood, PSP, District Police Officer, Nowshera, in exercise of the powers vested in me under Rules 5(3) (a) & (b) of the Khyber Pakhtunkhwa Police Rules 1975, call upon you to Show Cause finally as to why the proposed punishment should not be awarded to you.

Your reply shall reach this office within 07 days of the receipt of this notice, failing which, it will be presumed that you have no defense to offer.

You are at liberty to appear for personal hearing before the undersigned.


(NASIR MAHMOOD) PSP
District Police Officer,
Nowshera

No. 385 /PA,
Dated 30/10 /2023



بیلان اذالہ کے لیے 1483 پولیس سٹیشن پر عمل درآمد ہوا ہے

حکومت عالیٰ بحال ہائوس شوٹنگ رینج پر 385/386 صورت 30¹⁰ 23 کے تحت عملدرآمد ہو رہا ہے

سروس میں ترقی

کہ میں گزشتہ دنوں دارالحکومت میں علیحدہ علیحدہ سروسوں کی تشکیل کے لیے کام کر رہا ہوں
سروس اور سروس میں ترقی کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
جنہاں میں ترقی کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
پیش کی ہے (دوسرے سروسوں میں ترقی کے لیے کام کر رہا ہوں)

حکومت عالیٰ

میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں

امدادی سروسوں کی تشکیل کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
اور اس میں ترقی کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
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حکومت عالیٰ

میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
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میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
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حکومت عالیٰ

میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
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میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں
میں جو کام بھی ہو گا اسے میں اس کے لیے مختلف سروسوں کی تشکیل کے لیے کام کر رہا ہوں

ATTACHED

مذکورہ بالا بیان کے مطابق اس شخص کی شناخت اور اس کی شناخت کے لئے اس کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔ اس شخص کے لئے ایک نوٹ لکھا گیا ہے۔

(M)

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Fu

(19) Annex-(C)

خدمت جناب RPO صاحب مزدان ڈویژن مردان اپیل بمزاد بجالی سروس

جناب علی!

مذکورہ گزارش کیجانی ہے کہ مجھے بحولہ آرڈر بک نمبر 1005 مورخہ 2023/12/15 جناب DPO صاحب نے بوجہ نامزدگی مقدمہ عدلت نمبر 620 مورخہ 2023/07/09 PPC 34/302 تھانہ پی نوکری سے برخاست کیا گیا ہے۔

جناب عالی!

سائل کو نوشہرہ پیر پانی، اضلاع جیل پر و قوعہ بالا کی اطلاع بذریعہ فون دی گئی اور ساتھ یہ کہا گیا کہ آپ کو بھی مقدمہ میں نامزد کیا ہے۔ میری CDR اور لوکیشن چیک کی جاسکتی ہے۔ میں نے اپنے آپ کو مقامی پولیس کو حوالہ کیا۔ کیونکہ مجھے پختہ یقین تھا کہ میں بے گناہ ہوں۔ میں جیل چلا گیا اور جو اپنی ضمانت پر رہا کیا گیا۔ میں ڈیوٹی جانے کرنے کے لئے پولیس لائن نوشہرہ آ گیا، یہاں پر معلوم ہوا کہ مجھے تو 2023/12/15 کو نوکری سے برخاست کیا گیا ہے۔

اور میرا کیس ٹرائل شروع ہونے والا ہے، تو کیس کا فیصلہ آنے سے پہلے مجھے نوکری سے برخاست کیا گیا۔

سائل پر غلط اور من گھڑت طور پر مقدمہ بالا میں نامزد کیا گیا ہے کیونکہ بددی مقدمہ کے ساتھ کوئی دلہدی اور وجہ عطا نہیں تھا۔ میں بے گناہ ہوں اور انشاء اللہ عدالت نے بھی انصاف کی امید ہے کہ میں مقدمہ سے بری ہو جاؤں گا۔

اپ صاحبان کی خدمت میں ہمدردانہ استدعا کرتا ہوں کہ من سائل کو نوکری پر دوبارہ بحال کیا جائے۔ سائل عمر بھر تک دعا گو رہے گا۔

مورخہ 01.01.2024

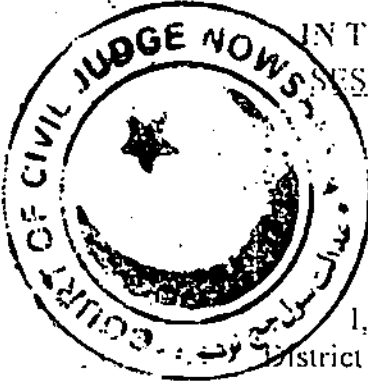
العارض۔

EX-CONSTABLE محمد علی نمبر 1403

ڈسٹرکٹ پولیس ضلع نوشہرہ

شناختی کارڈ/سوباگل نمبر 1720131405379/03149148060

ثقل از سہالت بناب ارباب سہیل حمید ADJ-1
Annex D (15)



IN THE COURT OF ARBAB SOHAIL HAMID ADDITIONAL
SESSIONS JUDGE-I, TEHSIL PABBI, DISTRICT NOWSHERA

CHARGE

The State Vs Muhammad Ali and others

FIR No: 620 dated: 09.07.2023 U/S: 302-34 PPC PS: Pabbi

I, Arbab Sohail Hamid, Additional Sessions Judge-I, Tehsil Pabbi,
District Nowshera, do hereby charge you accused:

- 1) Muhammad Ali aged about 36 years,
- 2) Jamshaid Ali aged about 41 years, &
- 3) Hazrat Ali aged about 40 years sons of Ali Rehman residents of
Kandi Taza Din, Tehsil Pabbi, District Nowshera, as follows:

That you accused named above on 09.07.2023 at unknown time at
the under construction house of Jamshaid situated at Kandi Taza Din,
within the criminal jurisdiction of Police Station Pabbi, District
Nowshera, you accused named above along with your absconding co-
accused Wilayat Shah s/o Feroz Shah, in furtherance of your common
intention have committed Qatl-i-Amd of deceased Atif Ullah by
slaughtering him through a cleaver, thus, you accused have committed an
offence punishable under section 302/34 PPC and within the cognizance
of this Court.

And I hereby direct, that you be tried by this court for the said
offence.

NOTE:

Charge has been read over and explained to the accused.

- Q Have you heard and understood the charge?
Ans: Yes.
Q Do you plead guilty or claim trial?
Ans: We do not plead guilty and claimed trial.

R.O. & A.C.
01.02.2024

Accused:

- 1) Muhammad Ali MAI
- 2) Jamshaid Ali JAI
- 3) Hazrat Ali HA

Sohail

ATTEST (ARBAB SOHAIL HAMID)
Additional Sessions Judge-I,
Tehsil Pabbi, Nowshera.
15 AUG 2024
Examiner Copying Agency
B-10/11/12/13/14/15/16/17/18/19/20/21/22/23/24/25/26/27/28/29/30/31/32/33/34/35/36/37/38/39/40/41/42/43/44/45/46/47/48/49/50/51/52/53/54/55/56/57/58/59/60/61/62/63/64/65/66/67/68/69/70/71/72/73/74/75/76/77/78/79/80/81/82/83/84/85/86/87/88/89/90/91/92/93/94/95/96/97/98/99/100/101/102/103/104/105/106/107/108/109/110/111/112/113/114/115/116/117/118/119/120/121/122/123/124/125/126/127/128/129/130/131/132/133/134/135/136/137/138/139/140/141/142/143/144/145/146/147/148/149/150/151/152/153/154/155/156/157/158/159/160/161/162/163/164/165/166/167/168/169/170/171/172/173/174/175/176/177/178/179/180/181/182/183/184/185/186/187/188/189/190/191/192/193/194/195/196/197/198/199/200/201/202/203/204/205/206/207/208/209/210/211/212/213/214/215/216/217/218/219/220/221/222/223/224/225/226/227/228/229/230/231/232/233/234/235/236/237/238/239/240/241/242/243/244/245/246/247/248/249/250/251/252/253/254/255/256/257/258/259/260/261/262/263/264/265/266/267/268/269/270/271/272/273/274/275/276/277/278/279/280/281/282/283/284/285/286/287/288/289/290/291/292/293/294/295/296/297/298/299/300/301/302/303/304/305/306/307/308/309/310/311/312/313/314/315/316/317/318/319/320/321/322/323/324/325/326/327/328/329/330/331/332/333/334/335/336/337/338/339/340/341/342/343/344/345/346/347/348/349/350/351/352/353/354/355/356/357/358/359/360/361/362/363/364/365/366/367/368/369/370/371/372/373/374/375/376/377/378/379/380/381/382/383/384/385/386/387/388/389/390/391/392/393/394/395/396/397/398/399/400/401/402/403/404/405/406/407/408/409/410/411/412/413/414/415/416/417/418/419/420/421/422/423/424/425/426/427/428/429/430/431/432/433/434/435/436/437/438/439/440/441/442/443/444/445/446/447/448/449/450/451/452/453/454/455/456/457/458/459/460/461/462/463/464/465/466/467/468/469/470/471/472/473/474/475/476/477/478/479/480/481/482/483/484/485/486/487/488/489/490/491/492/493/494/495/496/497/498/499/500/501/502/503/504/505/506/507/508/509/510/511/512/513/514/515/516/517/518/519/520/521/522/523/524/525/526/527/528/529/530/531/532/533/534/535/536/537/538/539/540/541/542/543/544/545/546/547/548/549/550/551/552/553/554/555/556/557/558/559/560/561/562/563/564/565/566/567/568/569/570/571/572/573/574/575/576/577/578/579/580/581/582/583/584/585/586/587/588/589/590/591/592/593/594/595/596/597/598/599/600/601/602/603/604/605/606/607/608/609/610/611/612/613/614/615/616/617/618/619/620/621/622/623/624/625/626/627/628/629/630/631/632/633/634/635/636/637/638/639/640/641/642/643/644/645/646/647/648/649/650/651/652/653/654/655/656/657/658/659/660/661/662/663/664/665/666/667/668/669/670/671/672/673/674/675/676/677/678/679/680/681/682/683/684/685/686/687/688/689/690/691/692/693/694/695/696/697/698/699/700/701/702/703/704/705/706/707/708/709/710/711/712/713/714/715/716/717/718/719/720/721/722/723/724/725/726/727/728/729/730/731/732/733/734/735/736/737/738/739/740/741/742/743/744/745/746/747/748/749/750/751/752/753/754/755/756/757/758/759/760/761/762/763/764/765/766/767/768/769/770/771/772/773/774/775/776/777/778/779/780/781/782/783/784/785/786/787/788/789/790/791/792/793/794/795/796/797/798/799/800/801/802/803/804/805/806/807/808/809/810/811/812/813/814/815/816/817/818/819/820/821/822/823/824/825/826/827/828/829/830/831/832/833/834/835/836/837/838/839/840/841/842/843/844/845/846/847/848/849/850/851/852/853/854/855/856/857/858/859/860/861/862/863/864/865/866/867/868/869/870/871/872/873/874/875/876/877/878/879/880/881/882/883/884/885/886/887/888/889/890/891/892/893/894/895/896/897/898/899/900/901/902/903/904/905/906/907/908/909/910/911/912/913/914/915/916/917/918/919/920/921/922/923/924/925/926/927/928/929/930/931/932/933/934/935/936/937/938/939/940/941/942/943/944/945/946/947/948/949/950/951/952/953/954/955/956/957/958/959/960/961/962/963/964/965/966/967/968/969/970/971/972/973/974/975/976/977/978/979/980/981/982/983/984/985/986/987/988/989/990/991/992/993/994/995/996/997/998/999/1000

SC/237

3/11/23

29/7/24

0.3

CERTIFICATE U/S 364 (2) CR.PC.

Certified that the charge against the accused has been framed in my presence and hearing and explained to the accused and that the record contains a full and true account of the statement made by the accused.

Dated: 01.02.2024

Arbab Sohail HAMD

(ARBAB SOHAIL HAMD)

Additional Sessions Judge-I,
Tehsil Pabbi, Nowshera.

ATTEST
15 AUG 2024
Examiner Copying Agency
Branch D.S.J. Tehsil Pabbi

M.A. Khan

Arbab Sohail HAMD

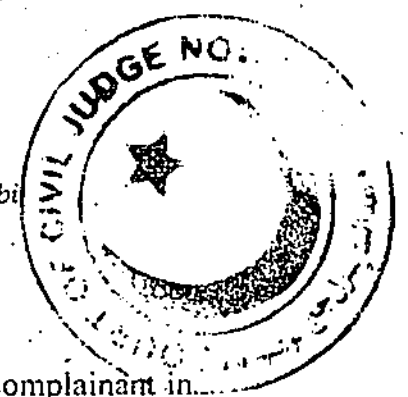
Arbab Sohail HAMD

~~CONFIDENTIAL~~

17

BEFORE THE COURT OF ARBAB SOHAIL HAMID
ADDITIONAL SESSIONS JUDGE-I,
PABBI, NOWSHERA

SC-237 / 2023
State ..Vs... Muhammad Ali and others
FIR No.620/23 u/s 302/34 PPC of PS Pabbi



ORDER--25
22ND JULY, 2024

Mr. Anwar Zeb, learned SPP for the State, complainant in person and accused facing trial with Mr. Shahzad Gul Khattak in attendance.

Arguments heard, record perused and order accordingly.

Now, vide my detailed judgment of the day, separately placed on file, it is held that the prosecution has failed to bring home charge against the accused facing trial through cogent, reliable, consistent and convincing evidence. Therefore, by extending benefit of doubts and keeping in view the lack of circumstantial evidence, the accused facing trial namely, Muhammad Ali, Jamshaid Ali, Hazrat Ali sons of Ali Rehman and Walayat Shah son of Feroz Shah, stand acquitted from the charges leveled against them, they are on bail, their bail bonds stands cancelled and their sureties are discharged from the liabilities of bail bonds.

Case property be kept intact till the expiry of period of appeal/revision and thereafter be disposed of accordingly. File be consigned to the Record Room after its compilation and completion.




Announced in open court.
22.07.2024

Sohail

(ARBAB SOHAIL HAMID)
ADDL. SESSIONS JUDGE-I,
TEHSIL PABBI, NOWSHERA

ATTESTED
15 AUG 2024
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General D.S. J. Pabbi

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(12)

BEFORE THE COURT OF ARBAB SOHAIL HAMID,
ADDITIONAL SESSIONS JUDGE-I,
TEHSIL PABBI, NOWSHERA.

Bail Application No.209 of 2023
"Muhammad Ali-VS-The State"

ORDER -05:
12th September, 2023

APP Miss Huma Murad for the State, complainant with
counsel Mr. Shah Faisal Ilyas, advocate and accused petitioner
through counsel Mr. Noman-ul-Haq, advocate in attendance.

2. Record received and arguments heard.


3. Through the instant bail petition, accused/petitioner
namely, Muhammad Ali s/o Ali Rehman r/o Kandi Taza Deen,
Tehsil Pabbi, District Nowshera, seeks post-arrest bail in case
FIR No.620 dated 09.07.2023, u/s 302/34 PPC, registered at
Police Station Pabbi, Nowshera.

4. Brief facts of the case are that on 09/07/2023, the
complainant reported the matter to the local police that on the
relevant day at 16:00 hrs, his son Atif Jilal left his house, on
his search, he got to know that dead body of his son was lying
in the under constructed house of Jamshiad situated at Kandi
Taza Din, upon such information, he along with other relatives,
rushed to the spot and found that his son was murdered by
slaughtering through a sharp weapon. Thus, he charged the

Sohail
Arbab Sohail Hamid
Additional District Judge
Tehsil Pabbi, Nowshera
12.09.2023

accused/petitioner along with 03 other co-accused. Motive for the occurrence was disclosed to be previous enmity. Hence, the present case.

5. On perusal of the record and legal assistance of the Counsel, it is pertinent to mention that the accused/petitioner along with other co-accused, has been directly charged by the complainant. Learned counsel for the accused/petitioner has contended that neither the time of occurrence has been mentioned in the FIR nor the source of his satisfaction regarding involvement of the accused/petitioner with the commission of offence is disclosed. Though the occurrence is unseen one, however, on the record a DD No.14 dated 10.07.2023 indicates regarding involvement of the accused/petitioner with the commission of offence. Vide such DD, Mst. Uzma wife of Muhammad Ali (the present accused/petitioner) was recovered from the house of her father, who disclosed that her husband doubts that she was having illicit relation with the deceased Atif Ullah, her such contention is evident from her statement recorded w/s 164 Cr.PC before the court, wherein she also disclosed that she has threats from her husband and brothers with other family members, while prayed for sending her to Dar-ul-Aman, so, accordingly she was sent to Dar-ul-Aman. So,


Advocate
Asghar Ali Khan
Tehsil: 15.09.2023

(2)

the stated facts and circumstances with motive for the occurrence, connect the accused/petitioner with the commission of an offence with circumstances other in the case. The injuries on the body of the said lady as reported coupled with her recovery from the clutches of the accused/petitioner with co-accused and her statement as above to refer all that with other circumstances that she has threats to her life from her husband, the accused/petitioner with co-accused her brothers etc, connected the accused/petitioner with the commission of offence, which are facts not in denial and yet to be rebutted. It is in such circumstances not a case that simple of blind murder or unseen occurrence, but admittedly brutally killing, in the name of honour, a young chap with cutting his throat and for such reason the accused were upto causing injuries to the lady named above and the circumstances supporting the prosecution version, connecting the accused/petitioner, committing the offence. Though the report was for the motive as pervious enmity, but it was at the initial and for a blind murder with situation then and now to be cleared as above. For the bail of co-accused, it was on compromise with no objection from the complainant with other legal heirs of the deceased and nothing at par with the present accused/petitioner.

Sohail
 Additional District Magistrate
 District Police, Nowshera
 12.09.2023

[Signature]
 Page 3 of 4

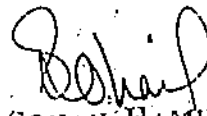
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6. Besides the above, the medical report i.e. the post-mortem of the deceased with recovery of weapon of offence i.e. bloodstained hack, bloodstained pebbles, plastic rope from the place of occurrence, also supported the prosecution version. For the offence it also falls within the ambit of prohibitory clause of section 497 Cr.PC. Moreover, the place of occurrence is undeniably also belonged to co-accused Jamshaid, which is a fact apart.

7. For the reasons so recorded, the instant petition for post-arrest bail stands turned down. Needless to mention, but observations of this court are made on tentative assessment, which shall not affect the findings of learned trial court.

8. Requisitioned record be returned to the quarter concerned along with copy of this order, while instant case file be consigned to the record room after its completion and compilation.

Announced in open Court:
12.09.2023


ARBAB SOHAIL HAMID,
ADDITIONAL SESSIONS JUDGE-I,
TEHSIL PABBI, NOWSHERA.

Arbab Sohail Hamid
Additional Sessions Judge-I
Tehsil Pabbi, Nowshera

ORDER

The order was issued in the departmental appeal preferred by Ex-... Ali No. 103 of Nowshera District against the order of District Police Officer, Nowshera, whereby he was awarded major punishment of dismissal from service vide O.O. No. 107 dated 15.12.2023 by the District Police Officer, Nowshera. The appellant proceeded against him on the allegations that he while on duty at Police Station Pabbi was charged in a criminal case vide FIR No. 620 dated 10.10.2023 S 302 of IPC Police Station Pabbi District Nowshera.

Departmental Enquiry proceedings were initiated against him on 10.10.2023 along with Statement of Allegations and Sub Divisional Officer, Nowshera. Mr. M. A. Khan, Nowshera was nominated as Enquiry Officer. The Enquiry Officer after fulfilling of the requirements submitted his findings to District Police Officer, Nowshera wherein he has recommended the delinquent Officer for...

On the findings of Enquiry Officer issued him Final Show Cause Notice and the delinquent Officer to which his reply was received/perused and found... he was awarded major punishment of dismissal from service vide O.O. No. 105 dated 15.12.2023 by the District Police Officer, Nowshera.

Being aggrieved from the order of District Police Officer, Nowshera, he filed an appeal against the said order. He was summoned and heard in person at this office on 02.07.2024.

From the perusal of the enquiry file and personal hearing of the appellant it was found that the trial of his case is sub-judice before the concerned court of law and hence, therefore, his departmental appeal was kept pending till the trial of the criminal case. As quoted above vide this office order dated 02.07.2024 by the then Regional Police Officer, Mardan.

Now the appellant has produced the court decision/order date 22.07.2024. The appellant has been acquitted from the charges on the basis of... therefore, the delinquent Officer was again summoned in orderly room... 2024 before him in person. During the course of personal hearing the appellant submitted reasons which were thoroughly perused and the same was submitted to the competent Authority for proceedings affairs. The appellant was acquitted with the direction to restate the appellant for the purpose... Superintendent of Police, Investigation, Nowshera vide... No. 103-89 dated 02.09.2024.

The Superintendent of Police, Investigation, Nowshera vide his office order No. 103-89 dated 02.09.2024... enquiry to an highlighted the... acquittal by the learned Court by... substantial evidence moreover... previously awarded major punishment of dismissal from service and...

ORDER

This order will dispose-off the departmental appeal preferred by Ex Constable Muhammad Ali No 1403 of Nowshera District against the order of District Police Officer, Nowshera, whereby he was awarded major punishment of dismissal from service vide OR No 1005 dated 15.12.2023 by The District Police Officer, Nowshera. The Appellant was proceeded against departmentally on the allegations that he while posted at Police Station Pabbi was charge in a criminal case vide FIR No. 820 diled 08:07.2013 4/8 302/324 PPC Police Station Pabbi District Nowshera

Proper departmental enquiry proceedings were initiated against him, He was issued Charge Sheet alongwith Statement of Allegations and Sub Divisional Police Officer, (SOPD) Akora Khattak, Nowshera was nominated as Enquiry Officer. The Enquiry Officer after fulfilling codal formalities submitted his findings to District Police Officer, Nowshera wherein he has recommended the delinquent Officer for major punishment.

In light of findings of Enquiry Officer issued the Final Show Cause Notice to the delinquent Officer to which his reply was received/perused and found unsatisfactory. Therefore he was awarded major punishment of dismissal from service with effect from 09.07.2023 vide OB No. 1005 dated 15.12.2023 by the District Police Officer Nowshera.

Feeling aggrieved from the order of District Police Officer, Nowshera, the Appellant preferred to instant Appeal. He was summoned and heard in person in Girderly Room held in this office on 22.02.2024

From the perusal of the enquiry file and personal hearing of the Appellant has been found that since trial of the case is sub-judice before the concerned court which has not yet decided Therefore his departmental appeal was kept pending the final outcome of the that vide case FIR quoted above vide this office order endorsement No. 4907 S dated 01 03 2024 by the then Regional Police Officer, Mardan.

Now the appellant has produced the court decision/order date 22-07-2024 whereby the Appellant has been acquitted from the charges on the basis of compromise. Therefore, the delinquent Officer was again summoned in Orderly room held in this office on 31.07.2024 heard him in person During the course of personal hearing the appellant advanced some cogent reasons which needed thorough probe hence the matter was remitted back to the competent Authority for proceedings afresh through de-novo enquiry with the direction to re-instate the appellant for the purpose and any was entrust to Superintendent of Police, investigation, Nowshera vide this office order endorsement No. 2688-89/ES dated 05:08 2024.

The Superintendent of Police, Investigation, Nowshera vide his office letter No 3785/PA dated 13.08.2024 submitted de-novo enquiry report highlighted therein that the appellant alongwith his brothers/relative were acquitted by the learned Court by extending them the benefit of doubt and lack of circumstantial evidence Moreover, the appellant was previously awarded major punishment of dismissal from service and has

~~ATC/PA~~

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... from almost eight months. Therefore, a lenient view may take...
... he may be re-instated into service.

Hence, the appellant was again summoned and heard in person in Order...
... this office on 01.08.2024.

In light of fresh report (De novo enquiry) submitted by the Superintendent...
... Nowshera vide reference quoted above and poor financial background...
... of the appellant, the undersigned is constrained to take a lenient view...
... of conduct of appellant.

Keeping in view the above, I, Najeeb-Ur-Rehman Bugvi, PEP Regional...
... Mardan, being the appellate authority, hereby set aside the...
... of dismissal from service. He is re-instated into service and the interval...
... the absence period is treated as leave without pay.

Order Sentence 1

(Najeeb-Ur-Rehman Bugvi) PEP
Regional Police Officer,
Mardan.

2883-84/ES. Dated Mardan the 23 / 08 2024.

... for information and necessary action to the...
... District Police Officer. For information and necessary action, w/r to the...
... endorsement of No. 2588-28/ES dated 05.08.2024. His Secretary...
... Record is returned here...
... Superintendent of Police, Investigation, Nowshera.

PC, EC, CBC, SAC, OK

OB No: 581
DATE: 26-08-2024

For

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20/8/24

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1607/PA
01/08/24

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been appearing from almost eight months. Therefore a lenient view may taken and the enquiry is filed and he may be re-instated into service.

Hence, the appellant was again summoned and heard in person in Orderly room held in this office on 21.08.2024.

In light of fresh report (de-novo enquiry) submitted by the superintendent on Fresh Investigation, Nowshera vide reference quoted above and poor financial back groups of the appellant, it is undersigned in constrained to take a lenient view of the misconduct of appellant.

Keeping in view the above, I Najeeb ur Rehman Bugvi, PSP Regional Police Officer, Mardan, being the appellate authority, hereby set aside the major punishment of dismissal from service. He is re-instated into service and the intervening as well as the absence period is treated as leave without pay.

Order Announced.

**(Najeeb ur Rehman Bugvi) PSP
Regional Police Officer
Mardan**




No. 883-84/ES

Dated Mardan the 21.08.2024.

Copy forwarded for information and necessary action to the:-

1. District Police Nowshera for information and necessary action w/r to this office endorsement No 2586-89/ES dated 05.08.2024. His Service Record is returned herewith.
2. Superintendent of Police, Investigation, Nowshera.



57891	پشاور بار ایسوسی ایشن، خیبر پختونخواہ
ایڈوکیٹ: <i>Mahmud</i>	PESHAWAR BAR ASSOCIATION
بار کونسل ایسوسی ایشن نمبر: BC-10-3059	
رابطہ نمبر: 0331-9116728	
	

بعدالت جناب: *سرورس ٹریبونل کورٹ، کبلی کے لجاورد*

مخاطب: <i>امیر ایڈووکیٹ</i>	دعویٰ: <i>اپیل</i>
<i>محمد علی بن محمد RPO (Mardan)</i>	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

باعت تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ آن مقام *STC-RDR* کیلئے *اسٹروٹ عملی ضلع / صاحب فوج افسانہ کبلی* کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کالہ اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقریر نمائندگی فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یا کٹرفرڈ یا اپیل کی برائگی اور منسوخی، نیز دائر کرنے اپیل نمائندگی و نظریاتی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے وکیل کے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پر داخلہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانبہ التوا کے مقدمہ کے سبب سے ہوگا لاگوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب چاہندہ ہوں گے کہ پیروی مذکورہ پر میں، لہذا وکالت نامہ لکھ دیا تاکہ سدر ہے

الموقع: *Aslak* *26/09/2024*

مقام *سرورس ٹریبونل کورٹ، کبلی* کے لیے منظور ہے۔

گورنمنٹ ٹریبونل کبلی
1402