


FORM OF ORDER SHEET

Court of _____

Appeal No. 2282/2024


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/11/2024	<p>The appeal of Mr. Rehan Ullah resubmitted today by Mr. Ashraf Ali Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 06.11.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

The appeal of Mr. Rehan Ullah received today i.e on 29.10.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Copy of departmental appeal is unsigned and undated.

No. 1002 /Inst./2024/KPST,

Dt. 20/10 /2024.


ADDITIONAL REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Ashraf Ali Khattak Adv.
High Court at Peshawar.

The objections raised has been removed, it is requested that appeal may placed before Tribunal for preliminary arguments.

31/10/2024
A. Ullah

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 2282 /2024

SI Rehan Ullah No.114/K,
Police Force, Distirct Karak.....Appellant.

VERSUS

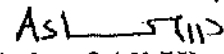
The Regional Police Officer,
Kohat Region & others.....Respondents.


INDEX

S.No.	Description of Documents	Date	Annexure	Pages
1.	Memo of Service Appeal along with Affidavit.			1-10
2.	Copies of Commendation Certificates.		A	11-19
3.	Copy of the charge sheet and statement of allegations.	11-03-2024	B	20-21
4.	Copies of reply to the charge sheet along with Medical report of the surgery of the mother of the appellant.		C	22-27
5.	Copy of inquiry report along with other relevant record.		D	28
6.	Copy of impugned order.	04-04-2024	E	29
7.	Copy of Departmental Appeal.		F	30-31
8.	Copy of impugned rejection order.	26-07-2024	G	32
9.	Wakalat Nama.			33-34

Through


Appellant


Ashraf Ali Khattak
Advocate,
Supreme Court of Pakistan

&

Ali Bakht Mughal
Advocate,
High Court, Peshawar

Dated : ___ / ___ /2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 2282 /2024

①

SI Rehan Ullah No.114/K,
Police Force, Distirct Karak.....Appellant.

VERSUS

1. The Regional Police Officer,
Kohat Region.
2. The District Police Officer, Karak.....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 RESPONDENT NO.1 ENDST. No.6118/EC DATED 26-07-2024 WHEREIN HE REJECTED THE DEPARTMENTAL APPEAL OF THE APPELLANT PREFERRED AGAINST THE IMPUGNED ORDER OF RESPONDENT No.2 VIDE OB No.165 DATED 04-04-2024 WHEREBY HE AWARDED MAJOR / MINOR PENALTY OF FORFEITURE OF 02 YEARS APPROVED SERVICE.

Respected Sir,

Appellant humbly submits as to the following:-

1. That appellant was enrolled in Police Force in the way back 2010. He has got more than 23 years service at his credit and during this longstanding service career he has never been rated as inefficient or otherwise negligent and non-professional in the discharge of his official obligations rather he has awarded numerous commendation certificates for his best performance beyond the call of his duties. Copy of Commendation Certificates are attached as Annexure-A.

2. That vide charge sheet Endst. No.43/ (Enq) dated 11-03-2024, appellant was charged with the following allegations; (2)

“it has been noticed with grave concern that from the perusal of the competitive statement for the month of February, 2023 and 2024 regarding arms and ammunitions, narcotics and arrest of POs your performance was found very poor and below the target although necessary instructions / directions have been issued to put up result oriented achievements but you failed to do so. This is quite adverse on your part and shows your plethoric conduct, lack of interest, inefficiency, negligence and non professionalism in the discharge of official obligations. Such act on your part is against service discipline and also amounts to gross misconduct.”

3. That DSP Headquarter Karak was appointed as Inquiry Officer and appellant was directed to submit written defense within the 07 days of the receipt of charge sheet and statement of allegations. Copy of the charge sheet and statement of allegations bearing Endst. No.43/ (Enq) dated 11-03-2024 are attached as **Annexure-B**.
4. That appellant submitted detail reply to the charge sheet and statement of allegations and denied the whole allegations in toto. Appellant vide his reply to the charge sheet brought into the notice of the Inquiry officer that he was transferred and posted at Thana Yaqoob Khan Shaheed and he assumed his charge on 15-02-2024. Appellant remained as SHO P.S Yaqoob Khan Shaheed for a limited period of 14 days i.e. upto 29-02-2024 and during this period, he recovered clashingkof, 348 gram Chars, 06 unlicensed pistols with 42 bullets, 50 gram Ice and 90 gram Heroin and got registered number of FIRs and also submitted challans in different Courts. It is also pertinent to bring into the notice of this Hon'ble Tribunal that during this short span of period, appellant also arrested 10 number of POs and moreover, number of accused were also brought before the competent court of law u/s 107, 151. During this short period of 14 days, appellant has also performed number of

miscellaneous obligations such as routine gasht of the area. It is also important to bring into the notice of this Hon`ble Tribunal that during this short span of time, the mother of the appellant was also undergone surgery for which he was on 04 days leave. All the above narrated facts explains the well oriented performance of the appellant within the period of 10 days and therefore, does not show any sort of plethoric conduct, lack of interest, inefficiency and non-professionalism in the discharge of his official obligations. Copies of reply to the charge sheet along with Medical report of the surgery of the mother of the appellant are attached as **Annexure-C**.

- 5. That it is a common parlance in a prudent mind that a person having efficient and result oriented achievements for a long period of more than 23 years can be presumed to become inefficient and negligent toward his service obligations and that too only for 10 days.
- 6. That a slipshod inquiry was conducted by the inquiry officer and even then he failed to bring an iota of evidence from which it can be safely presumed that appellant is / was an inefficient person towards his legal obligations.
- 7. That the worthy Inquiry Officer vide concluding para of the Inquiry Report has only recommended that the appellant may be issued warning and nothing more.
- 8. That the competent authority (respondent No.2) failed to serve the appellant with final show cause notice and also ignored his obligation to scrutinize the material available in shape of inquiry report. He failed to determine as to whether any misconduct has been committed by the appellant in reference to the allegations against him. He also failed to provide the appellant with opportunity of personal hearing and thus committed material irregularity in the discharge of his official / legal obligations which is nullity in the eyes of law and cannot be ignored.

Copy of inquiry report along with other relevant record are attached as Annexure-D.

- 9. That vide Order OB No.165 dated 04-04-2024 appellant was awarded major / minor punishment of forfeiture of 02 years approved service without any legal reason. Copy of impugned order is attached as Annexure-E.
- 10. That appellant being aggrieved from the impugned penal order of respondent No.2 dated 04-04-2024, preferred departmental appeal before respondent No.1 who vide Endst. No.6118/EC dated Kohat the 26th /07/2024 rejected the same but the same was communicated to the appellant vide dated 23-10-2024. Copies of the departmental appeal and order of respondent No.1 are attached as Annexures-F & G.
- 11. That appellant being aggrieved from the impugned orders and finding no adequate and efficacious remedy is constrained to file this service appeal on the following amongst other grounds.

GROUND S

- A. That the respondents 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. The appellant has been charged with flimsy and concocted allegation which has no base and are without any legal and factual support therefore, needs interference on the part of this Hon`ble Tribunal to set aside the same and reinstate the appellant on his original position with all back benefits.
- B. That Section 16 of the Civil Servants Act, 1973 provides that a civil servant is liable for prescribed penalties in accordance with the prescribed procedure. The Hon`ble Supreme Court of Pakistan in lathora of Judgments has laid down the doctrine that when law

prescribes something to be done in a particular manner the same shall be done accordingly and any deviation from the prescribed procedure would rendered the penal order as illegal, unlawful and without lawful authority. In the instant case, neither the competent authority has paid honor to the statutory provisions of law and procedure which is evident from the record of the instant case therefore, the whole disciplinary action is nullity in the eyes of law and is liable to be struck down.

C. That the Charge Sheet and Statement of Allegations are flimsy in nature and does not provide specification of offence. Appellant has neither been confronted with any sort of documents and has not been provided an opportunity to scrutinized the alleged allegations of the competitive statement for the month of February, 2023 and 2024. The alleged charge sheet being not specific in its nature therefore, has caused and occasioned injustice. Charge sheet must be specific in its nature and shall provide the accused official a comprehensive understanding so that he could not be made prejudice in his defense, on this score alone; the impugned order is liable to be set aside.

D. That the inquiry officer has failed to comply with the mandatory provisions of law and statutory rules governing the subject. The whole inquiry procedure has been conducted in the absence and at the back of the appellant. The inquiry officer has failed to collect an iota of evidence, which could provide and enable a prudent mind to act upon the supposition that appellant is guilty of the alleged charges therefore, the impugned order is nullity in the eyes of law and is liable to be set aside.

E. That the law provides that after submission of inquiry report before the competent authority; the competent authority is / was under legal obligation to scrutinize all the material and record attached with inquiry report and shall determine as to whether the charge against the appellant has been proved or otherwise. In the instant case, it is evident from the available record that neither the inquiry officer has paid heed to the

(4)

prescribed mandatory procedure nor has collected an iota of evidence which could establish that the appellant is guilty of the charges leveled against him.

- F. That it is worth mentioning that the inquiry officer vide his inquiry report has recommended that the appellant may be issued warning only but the penal authority in violation of the recommendations of the inquiry officer has imposed upon the appellant the impugned major penalty, which is against the provisions of law and therefore, liable to be struck down.
- G. That it is also worth mentioning that the competent authority has failed to serve the appellant with final show cause notice along with copy of the inquiry report and documentary evidence which are mandatory requirements of law. The non-provision of final show cause notice shall have the effect to render the whole procedure as nullity and more so any penal order without serving of final show cause notice cannot be held to be a valid order. On this score alone the impugned order is liable to set back.
- A. That the well-known principle of law "Audi altram Partem" has been violated. This principle of law was always deemed to have embedded in every statute even though there was no express specific or express provision in this regard.

....An adverse order passed against a person without affording him an opportunity of personal hearing was to be treated as void order. Reliance is placed on 2006 PLC(CS) 1140. As no proper personal hearing has been afforded to the appellant before the issuing of the impugned order, therefore, on this ground as well the impugned order is liable to be set aside.

- H. 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

(7)

against the provisions of Section 24-A of the General Clauses Act, 1897 and Order XX Rule 4 of CPC, 1908.

- I. 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 lies on authority to prove misconduct. [1997 SCMR 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 SCMR 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 SCMR 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)].

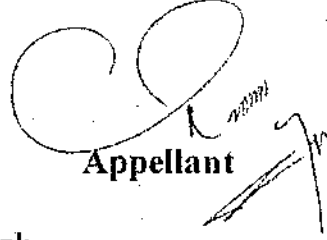
- J. That appellant would like to seek the permission of this Hon'ble Tribunal to advance more grounds at the time of arguments.

Prayer:

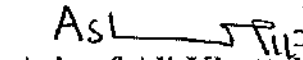
9

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


- (i) **Declare** the impugned orders of respondent No.1 vide Endst. No.6118/EC dated 26-07-2024 and order of respondent No.2 vide OB No.165 dated 04-04-2024 as illegal, unlawful, without lawful authority, against law and rules on policy on subject and set aside the same.
- (ii) **Direct** the respondents to reinstate the appellant on his original position 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

Dated : ___/___/2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

(10)

Service Appeal No. _____/2024

SI Rehan Ullah No.114/K,
Police Force, Distirct Karak.....Appellant.

VERSUS

The Regional Police Officer,
Kohat Region & others.....Respondents.

AFFIDAVIT

I, SI Rehan Ullah No.114/K Police Force, District Karak, 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

SUPERINTENDENT OF POLICE INVESTIGATION



ANX (A) (B)

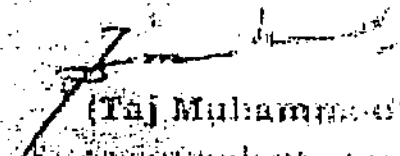
Commendation Certificate III

Is awarded to

REHAN KHAN OI PS JUNGLE KHEI

On account of his Extra-Ordinary performance in following Case FIR No. 808, dated 27.12.2020, U/S 9DCNSA PS Jungle Kheh accused has been convicted for 18 months imprisonment and Rs. 80 thousand.

C.O. No. 67 /Inv
Dated 28/3 /2024


(Taj Muhammad)
Superintendent of Police
Investigation, ...

~~ATTESTED~~

(21)

RECOMMENDATION CERTIFICATE



CLASS III

Granted to SI REHAN ULLAH SHD

Police Station KARAK

In recognition of Keen interest in official duties

District KARAK

Cash Received Rs 500/-

O.B No 404

Dated 24-09-2019

District Police Officer
KARAK

RECOMMENDATION CERTIFICATE



CLASS III

GRANTED TO SI. REHMAN ULLAH SHO

POLICE STATION KARAK

IN RECOGNITION OF Kam Individual in official duties

DISTRICT KARAK

CASH RECEIVED IN 500/-

P.B. No. 404

DATED 24.09.2019

District Police Officer
KARAK

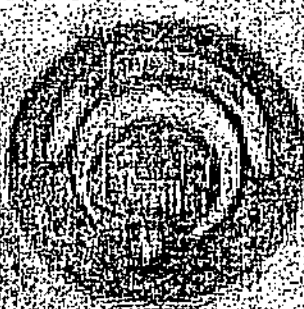
ATTEST

Notary Public for the State of New York
 My Commission Expires on _____
 A. B. C. D. E. F. G. H. I. J. K. L. M. N. O. P. Q. R. S. T. U. V. W. X. Y. Z.

I hereby certify that _____
 is the true and correct copy of _____
 as the same appears from the records of _____

Notary Public for the State of New York
 My Commission Expires on _____

Notary Public for the State of New York
 My Commission Expires on _____



(65)

NOTARY PUBLIC

INSTITUTIONAL LETTERHEAD
INSTITUTIONAL LETTERHEAD
INSTITUTIONAL LETTERHEAD

ON 3/15

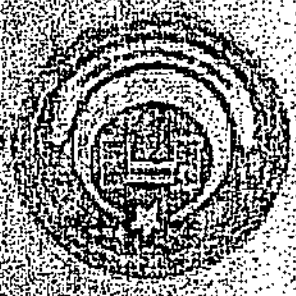
Committee with various contributions
and more 2000 Cash reward Rs 1000 -

His good performance during duty

In recognition of

SI Ramesh Ullas S/O P S Pillay

Commissioner, Coimbatore III
is awarded to



DISTRICT COMMISSIONER
COIMBATORE III

16



N.W.F.P. POLICE

COMMENDATION CERTIFICATE

awarded to Rehan Ullah 114 K PASI Course

_____ of _____ age _____

Police Station _____ District _____

awarded for good turn-out in General Parade

131
25/4/2011
Signature: _____
Date: _____

Note - (1) If a Police Officer rank and number in Final
(2) Cash reward if any to be specified

ATTESTED



No. 165
 Dated 9-2-18
 Deputy Inspector General of Police, Kohat Region, Kohat

Cash Reward Rs. 2000/- (Two thousand only)

Station Kohat

dt. 15.6.2019 U/S 324/353/ISA/05 Exp. Police

His good performance in Case F.I.R. No. 346

In recognition of

Police Station Isakals District Isakals

Resident of Mohallah / Village

Son of

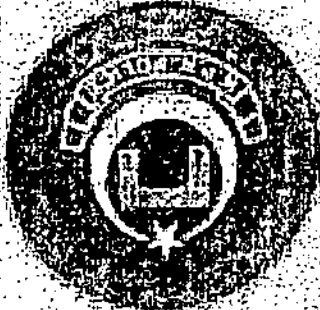
To Rehman Ullah SHO

Deputy Inspector General of Police, Kohat Region

Mr. Iqbal Hafeez Cheema PSP

Granted By

Commendation Certificate
 CLASS II



PAKISTAN POLICE
 KHAYBER PAKHTUNKHWA

(17)



District Police Officer
Kohat

ATTEST

13-05-20

345

commendation with contiguous coverings
Pandemic 2020 Cash reward Rs. 1000/-

His good performance during duty

In recognition of

SI Rehan Ullah SHO P S Piltora

Commendation Certificate III
is awarded to



DISTRICT POLICE KOHAT

(18)

18/10/20
10/11/20

District Police Officer
Kohat

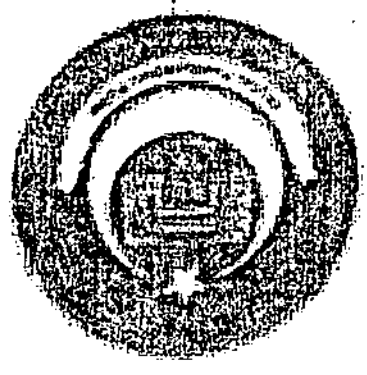
ATTACHED

2020, Cash reward Rs. 1000/-
His good performance during 19/11/2020

In recognition of

Ref. No. 580 P.S. Peshawar

Commendation Certificate III
is awarded to



DISTRICT POLICE OFFICER
KOHAT

(19)

DSP HQ's Karak

No. 43 / (Enq)
Dated 11 / 03 / 2024

Anx: B
(20)

CHARGE SHEET

I, MUHAMMAD WAQAS KHAN (PSP), District Police Officer, Karak as a competent authority, hereby charge you SI Rehah Ullah, SHO PS YKS follow:-

"It has been noticed with grave concern that from the perusal of comparative recovery statement for the month of February-2023 & 2024 regarding arms & ammunitions, narcotics and arrest of POs your performance was found very poor and below the target although necessary instructions/directions have been issued to put up result oriented achievements but you failed to do so. This is quite adverse on your part and shows your lethargic conduct, lack of interest, inefficiency, negligence and non professionalism in the discharge of official obligations. Such act on your part is against service discipline and also amounts to gross misconduct."


1. This act on your part is against the service discipline and amounts to gross misconduct. By the reason of your commission/omission, constitute miss-conduct under Police disciplinary Rule-1975 (amendment Notification No. 3859/Legal, dated 27.08.2014) Govt. of Khyber Pakhtunkhwa, Police Department, you have rendered your-self liable to all or any of the penalties specified in Police Rule-1975 ibid.

2. You are, therefore, required to submit your written defense within 07-days of the receipt of this charge sheet. to the Enquiry Officer DSP HQ's Karak is hereby appointed for the purpose of conducting enquiry.

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

3. Intimate whether you desire to be heard in person.

4. A statement of allegation is enclosed.


District Police Officer, Karak

~~REGISTERED~~

(21)

DISCIPLINARY ACTION


I, MUHAMMAD WAQAS KHAN (PSP), District Police Officer, Karak as a competent authority, is of the opinion that SI Rehan Ullah, SHO PS YKS has rendered himself liable to be proceeded against on committing the following act/commission within the meaning of Police Disciplinary Rule-1975 (as amendment in 2014) vide Notification No. 3859/Legal, dated 27.08.2014) Govt. of Khyber Pakhtunkhwa, Police Department.

STATEMENT OF ALLEGATIONS

"It has been noticed with grave concern that from the perusal of comparative recovery statement for the month of February-2023 & 2024 regarding arms & ammunitions, narcotics and arrest of POs his performance was found very poor and below the target although necessary instructions/directions have been issued to put up result oriented achievements but he failed to do so. This is quite adverse on his part and shows his lethargic conduct, lack of interest, inefficiency, negligence and non professionalism in the discharge of official obligations. Such act on his part is against service discipline and also amounts to gross misconduct."

1. The Enquiry Officer, in accordance with provision of the Police Disciplinary Rules-1975 (amendment 2014 vide Notification No. 3859/Legal, dated 27.08.2014) Govt. of Khyber Pakhtunkhwa, Police Department may provide reasonable opportunity of hearing to the accused official, record his finding and make within 10-days of the receipt of this order, recommendation as to punishment or other appropriate action against the accused.

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


District Police Officer, Karak

A copy of the above is forwarded to:-

1. The Enquiry Officer for initiating proceedings against the accused under the provisions of Police Disciplinary Rules, 1975 (as amended in 2014).
2. SI Rehan Ullah, SHO PS YKS. The concerned officer with the directions to appear before the Enquiry Officer, on the date, time and place fixed by the Officer, for the purpose of the enquiry proceedings.

~~NOTED~~

No
enquiry
officer
nominated

RECEIVED

5 H.O. P.S. 4125

Handwritten text in Urdu script, appearing to be a list or a series of entries. The text is written in a cursive style and is somewhat difficult to decipher due to the handwriting and the high contrast of the scan. It appears to contain names, dates, and possibly administrative or financial information.

Handwritten signature or name at the bottom of the main text block.

Ann: DC

22

43-ENG-11-3-24

63

**Armed Forces Institute of
Cardiology/National Institute of
Heart Diseases**

Operation Report



Patient ID 001102-243
Patient Tahir Ahsan M/O Lt Col
Opt. Date 06-Mar-2024

Cardiac Surgery ID	001102-2430
Consultant Cardiac Surgeon	Lt Col Mudassar Noor

Address:

The Mall
Rawalpindi, Pakistan

Report Printing Date & Time:
13-Mar-2024 12:57:37PM

~~ATTACHED~~

24

General Information

Patient Name: Tahir Ahsan M/O Lt Col
 Nationality: ENTITLED FAMILY
 Gender: Female Age: 65
 Birth Date: 06-Mar-1959
 Admission Date: 27-Feb-2024
 Operation Date: 06-Mar-2024

Patient / Opt ID: 001102-243098-1
 Priority Status: Elective
 Final Diagnosis: CABG

Cons Anaes:	Brig Imran Bashir
Anaes Incharge:	Brig Imran Bashir
Asstt. Anaes:	Lt Col Umar Gondal
Perfusionist:	Maj Zalnab
Role of Robot:	N.A.
Robot Operator:	N.A.

Consultant Surgeon:	Lt Col Mudassar Noor
Operating Surgeon:	Lt Col Mudassar Noor
Assistant Surgeon:	Dr. Shahid Iqbal Khalil

Clinical History

Pt is known KTN, had AAMI on 31 Jan 2024.

Operative Procedures & Findings

Median sternotomy was done and pericardium was opened. The left long saphenous vein was being harvested. The patient was heparinized to achieve an ACT between 400 and 600 seconds. The aorta was cannulated through two purse-strings of 4/0 PROLENE using size 24 CURVED AORTIC cannula. Another purse string suture was applied to the right atrial appendage. A double stage size 32/54 venous cannula was inserted through this purse string suture. The cardiopulmonary bypass was established and the systemic temperature was lowered to 32C. The cardioplegia cannula was inserted through another purse string suture of 4/0 polypropylene. This cannula was attached to single-port cardioplegia delivery catheter. The aorta was cross clamped and warm blood cardioplegia was delivered. The cardioplegia was repeated every 30 minutes through the aorta. GRAFTS WERE ONLY LIMA TO LAD with vein patchplasty and endarterectomy of 4 cm, SVG to OM2 & distal RCA and distal LAD. Bottom ends were anastomosed using 7/0 polypropylene continuous sutches. Rewarming was started and cross clamp was removed. Proximal ends of vein grafts were anastomosed to the ascending aorta on partial occluding clamp using 8/0 polypropylene continuous sutches. st segment elevallions were noted inall chest leads while coming off bypass for first time. The CPB was weaned off after addition vein graft to lad.

Details of Coronary Bypass Grafts

Graft	Corary Vessels	Conduit	Distal Dis.	Endart.	P.I.	Flow
1st.	LAD (mid)	LIMA	Severe	Yes		
2nd.	OM2	Saphenous Vein (Long)	N.A.	No		
3rd.	RCA (distal)	Saphenous Vein (Long)	N.A.	No		
4th.	LAD (distal)	Saphenous Vein (Long)	N.A.	No		

Cardiopulmonary Bypass Details

Height(cm): 152.00 Weight(Kg): 51.00 BSA(M2): 1.47 BMI: 22.07

Handwritten signature

5

CPB Used: <input type="checkbox"/> Yes	Aortic Cross Clamp: <input type="checkbox"/> Yes	Cardio Plegia Used: <input type="checkbox"/> Yes
Type of Cannulation: Aortic + two stage venous	Type of Plegia: Blood	
Total CPB Time (Min): 341.00	Infusion Mode: Antegrade	
Total Cx Time (Min): 190.00	Infusion Pattern: Intermittent	
Lowest Temp: 32.00	Plegia Temp: Cold	

Cardiac Venting: Aortic Root	If no Plegia: N.A.
IABP: Postop	Blood Conservation: Nil
Inotropes: Moderate	Cardioversion: 0 1-Yes,0-No
Nil	Antiarrhythmic on Leaving OR: 1 1-Yes,0-No

Closure Details

Pericardium Closed: <input type="checkbox"/> No	Pacing Wire: Double RA & Double RV
Med Drain: <input type="checkbox"/> Yes	
Pericard Drain: <input type="checkbox"/> No	
L.Pleur Drain: <input type="checkbox"/> Yes	
R.Pleur Drain: <input type="checkbox"/> Yes	L.A.Line: <input type="checkbox"/> No

Final Remarks

Heparin was reversed with measured dose of Protamine. Haemostasis was secured. Drain was inserted in the Mediastinal Left & Right pleural space. 2RV & 2RA pacing wire was inserted. Sternum was closed with steel wires. The incision was closed using 2/0 Vicryl for the subcutaneous layer and the 2/0 PROLENE for the subcuticular layer. The patient was shifted to the cardiac intensive care unit in satisfactory condition.

~~LISTED~~

Reported By:
Shahzaib
Database Operator

Lt Col Mudassar Noor
Consultant Cardiac Surgeon

26



Armed Forces Institute of Cardiology &
National Institute Of Heart Disease
The Mall, Rawalpindi

DISCHARGE REPORT

Patient Name: Tahir Ahsan M/O Lt Col Hospital No: 001102-243098-1

Personal Information

Patient Name:	Tahir Ahsan M/O Lt Col	Hospital No:	001102-243098-1
Gender:	Female	Consultant Surgeon:	Lt Col Mudassar Noor
Age:	65	Consultant Cardiologist:	Brig Zahoor Aslam Khattak
Admission Date:	27-Feb-2024	Consultant Anesthetist:	Brig Imran Bashir
Operation Date:	06-Mar-2024	Priority Status:	Elective
Discharge Date:	13-Mar-2024		
Final Diagnosis:	CABG		

Clinical History

Pt is known HTN, had AWMI on 31 Jan 2024.

Preoperative Cardiovascular General Medical Information

CCS Class:	Class-II	Angina Duration:	1-6 Weeks
NYHA Class:	Class-II	Cardiac Failure:	None
ASA Class:	Class-II	Hypertension:	Controlled on medication
Rhythm Prob:	No	Pulm Hypertension:	No
Rheumatic Fever:	No	Ejection Fraction:	Moderate (30-50%)
Haemoglobin (gm/dl)	16.20	Creatinine (mg/dl)	1.010

The patient had ~~100%~~ previous Q-Wave MI.

Preoperative Medications Included :

Beta Blockers, Diuretics, ACE -1 Inhibitors, Aspirin, Clopedogril/Ticlopidine, Nitro:gs Oral, insulin,

Predicted Risk of Operative Mortality

The patient had Parsonnet Score of ~~2.0~~, Additive Euroscore of ~~5.7~~ and Logistic Euroscore of ~~7.5~~

(Which implies that the risk of dying during or immediately following this operation ranges between 5 to 9 percent)

ATTENDED



Armed Forces Institute of Cardiology &
National Institute Of Heart Disease
The Mall, Rawalpindi

27

DISCHARGE REPORT

Patient Name: Tahir, Ahsan M/O Lt Col

Hospital No: 001102-243098-1

Operative Details

The operation was performed on 08-MAR-2024 under care of LT COL MUDASSAR NOOR

(The technical details of the operation are mentioned in the separate operation report which is available on demand).

Median sternotomy was done and pericardium was opened. The left long saphenous vein was being harvested. The patient was heparinized to achieve an ACT between 400 and 600 seconds. The aorta was cannulated through two purse-string of 4/0 PROLENE using size 24 CURVED AORTIC cannula. Another purse string suture was applied to the right atrial appendage. A double stage size 32/54 venous cannula was inserted through this purse string suture. The cardiopulmonary bypass was established and the systemic temperature was lowered to 32C. The cardioplegia cannula was inserted through another purse string suture of 4/0 polypropylene. This cannula was attached to single-port cardioplegia delivery catheter. The aorta was cross clamped and warm blood cardioplegia was delivered. The cardioplegia was repeated every 30 minutes through the aorta. GRAFTS WERE onlay LIMA TO LAD with vein patchplasty and endarterectomy of 4 cm, SVG to OM2 & distal RCA and distal LAD. Bottom ends were anastomosed using 7/0 polypropylene continuous sutures. Rewarming was started and cross clamp was removed. Proximal ends of vein grafts were anastomosed to the ascending aorta on partial occluding clamp using 6/0 polypropylene continuous sutures. 31 segment elevations were noted in all chest leads while coming off bypass for first time. The CPB was weaned off after addition vein graft to lad. Heparin was reversed with measured dose of Protamine. Haemostasis was secured. Drain was inserted in the Mediastinal Left & Right pleural space. 2RV & 2RA pacing wire was inserted. Sternum was closed with steel wires. The incision was closed using 2/0 Vicryl for the subcutaneous layer and the 3/0 PROLENE for the subcuticular layer. The patient was shifted to the cardiac intensive care unit in satisfactory condition.

Postoperative Course

The patient made smooth and uneventful recovery without any complications. The mechanical ventilation was weaned off within 6 hours and was moved out of ICU within 88 hours. Patient mobilized very well and was sent home on 7th post-operative day in good clinical condition. Patient will be reviewed in the cardiac surgery clinic within 7 days, time.

Prescription on Discharge

1. Tab Loprin 75 mg 1 OD
2. Tab Mepressor 25 mg 1 BID
3. Tab Rovista 10 mg 1 HS
4. Tab Spiromide 20 mg 1 OD
5. Tab Sildenafil 25 mg 1 TDS
6. Cap Risak 40 mg 1 OD
7. Tab Eziday 25 mg 1 OD
8. Tab Ecasil 600 mg 2 Tab BID
9. Tab Nezkil 600 mg 1 BID (10 Days)
10. Cap Cefspan 400 mg 1 OD (10 Days)
11. Tab Sildenafil 50/500 1 BID
12. Tab Warfarin 5 mg 1 OD
13. Tab Onset 4 mg 1 BID

Mudassar Noor
MUDASSAR NOOR

Reported By:

Shahzaib

Database Operator

Lt Col Mudassar Noor
Consultant Cardiac Surgeon

Contact: Phone: Fax:

Anx = D

28



از دفتر

ڈپٹی سپرنٹنڈنٹ آف پولیس ہیڈ کوارٹرز ضلع کرک

ای میل dsphqrskarak@gmail.com فون نمبر 0927-291127

Dated: 02 / 04 / 2024

No 66 / HQ/PA

جناب ڈسٹرکٹ پولیس آفیسر کرک

جناب:

نگران انکوآری برخلاف سب انسپکٹر ریحان خان SHO قناد یعقوب خان شہید

عنوان:

جناب خالی

الزامات:

بخوالہ منقولہ چارج شیٹ نمبر 43 مورخہ 11.03.2024 نمبر۔ جناب ڈسٹرکٹ پولیس آفیسر صاحب کرک میں الزامات لگائے گئے ہیں۔ کہ سب انسپکٹر ریحان خان SHO قناد یعقوب خان شہید کی امانت پر اگر میں متعلقہ سواڑہ ماہ فروری 2023 اور فروری 2024 کیا گیا۔ بدوران سواڑہ یہ امر واضح ہوئی کہ الزام علیہ ریحان خان کا پورا کرنا بہت کمزور اور ناکٹ سے کم تھی۔ بلکہ جو اس کے کہ اس بارے میں اسے اسکاٹ اور ہدایات جاری ہو چکے تھے۔ کمزور پر اگر میں سے یہ ظاہر ہو رہا ہے۔ کہ مذکورہ ریحان خان اپنے ذیوبنی میں دلچسپی نہیں لیتا۔ اور غیر ذمہ داری سے کام لیتا ہے۔ اس سلسلے میں زیر دستخطی انکوآری آفیسر مقرر کیا گیا۔

انکوآری کے سلسلے میں مذکورہ ریحان خان کو دفتر طلب کر کے جس کو سنا گیا۔ اور تحریری بیان لیا گیا۔ جس نے بیان کیا۔ کہ اس کو ماہ فروری کی کمزور پر اگر میں کرنے پر چارج شیٹ دیا گیا ہے۔ چونکہ اس کا تبادلہ بحیثیت SHO قناد یعقوب خان شہید ہو کر مورخہ 15.02.2024 کو چارج سنبھالا۔ اور قناد بذمہ میں اس کا پہلا پریزنٹ۔ علاقہ سے پوری طرح واقف نہیں ہے۔ لیکن پھر بھی 4 دن میں یعنی مورخہ 29.02.2024 ذیل پر اگر میں کی ہے۔

کی گئی انکوآری:

- (1) کلاشکوف ایک عدد (2) ہسٹول 06 عدد (3) جے 340 گرام (4) آئیس 50 گرام (5) بیرو دھن 90 گرام (6) گند نجرمان اشتہاری 10 عدد (7) انسدادی کاروائی 107/151 ضف 11 عدد

مزید یہ کہ اس کی والدہ صاحبہ کی دل کی آپریشن ہو کر ان کی خدمت کے لیے ان چودہ ایام میں اس نے چار یوم چھٹی بھی گزار دی ہے۔ اس نے اپنی ذیوبنی نہایت دیانتداری اور ایمانداری سے سرانجام دی ہے۔ یہ اگر میں کو بہتر بنانے اور انسداد جرائم کی سر تقوز کو شش جاری ہے۔ انشاء اللہ آئندہ کیلئے افسراب بال کو شکایت کا سوانح نبی دیا جائیگا۔ لہذا استدعا ہے کہ اس کو اسکے بے بہتر پر اگر میں شو کرنے کا موقع دے کر چارج شیٹ ہذا امانت بد کاروائی کے داخل دفتر کیا جاوے۔

نتیجہ انکوآری:

دوران انکوآری تحریری بیان الزام علیہ SHO قناد یعقوب خان شہید ریحان خان کی پر اگر میں ماہ فروری 2023-2024 اور چارج شیٹ میں لگائے گئے الزامات کی پڑتال کی گئی۔ جس سے یہ بات سامنے آئی ہے۔ کہ الزام علیہ کی پوسٹنگ قناد یعقوب خان میں 15.02.2024 کو ہوئی ہے۔ ماہ فروری 2024 کے کل 14 دن تعیناتی میں لف شدہ سینٹ کے مطابق الزام علیہ SHO کا پر اگر میں نسبت فروری 2023 کے بہت کمزور ہے۔ چونکہ ماہ فروری میں جنرل انکیشن کے سلسلے میں پولیس انکیشن سیکورٹی ذیوبنی میں سروسف رہی۔ جو کہ کمزور پر اگر میں کی بنیادی وجہ تھی۔ بلا حقائق کو مد نظر رکھتے ہوئے الزام کی بہر زنی کرنے کے ساتھ ساتھ وارننگ ایڈو کرنے کی سفارش کی جاتی ہے۔

ڈپٹی سپرنٹنڈنٹ آف پولیس ہیڈ کوارٹرز کرک

ATTACHED

To,

The Regional Police Officer,
Kohat Region, Kohat

Anx: F

(30)

Through: PROPER CHANNE. CHANNEL

Subject: REPRESENTATION

Respected Sir,

With proforma regards appellant submitted representation against the order of learned District Police Officer Karak bearing OB No. 165 dated 04.04.2024 vide within penalty of forfeiture of two years approved service was imposed on appellant.

Facts:

1. That the appellant is serving in District Karak police as sub-inspector under your kind command and control on 15.02.2024. Appellant was posted as Station House Officer (SHO) Police Station "Yaqoob Khan Shaheed" (YKS) Takht-e-Nasrati.
2. That learned District Police Officer Karak Issued Charged Sheet to appellant alleging therein that perusal of crimes statement for the month of February, 2024 shows poor progress on the part of appellant in recovery of narcotics, arms and ammunition and arrest of proclaimed offender_{4s} (PO,s) as against the corresponding period of the year 2023.
3. That appellant submitted detailed and plausible reply response to the charge sheet contending therein that about ten days progress of the February 2024 has been compared with full month of the corresponding year 2023, because appellant was posted as SHO PS YKS on 15.02.2024 and avoided four days casual leave as mother appellant was admitted to hospital in connection with open heart sugary. Surgery
4. That it was further contended that appellant made recovery of one Kalashnikov, 06 pistols, 42 rounds, 648 gram charas, 50 gram ice and 90 gram heroin. Appellant also arrested 10 PO,s and took preventive action against 11 persons within in meaning of 107/CrPC.
5. That learned DPO and inquiry officer without considering the defense of appellant passed the impugned order, hence this departmental appeal on the following ground. ground

KalashanKov

~~ATTACHED~~

31
GROUNDS.

- a. That the impugned order has been passed on against facts^{on}/record. The order was passed without evaluating the actual facts and ground realities. The ten (10) working days progress has been compared with full month of the corresponding period. The ten days progress was wrongly over looked.
- b. That appellant was not associated in the inquiry proceeding. No one was examined as a witness in presence of appellant. The entire inquiry proceeding was carried on the back of appellant. The defense of appellant was not considered. The impugned order has been based on defective inquiry proceeding therefore the order is void ab-initio.
- c. That appellant has been punished for commission of no wrong. The ten days progress of appellant was worth commendable but the lower authority wrongly took adverse notice of the good work of appellant, therefore the impugned order is worth set aside.
- d. That maintenance of peace and order is the prime duty of police through area of police station YKS is notorious for law and order situation but appellant has been able to successfully handle issues leading to creation of law and order.
- e. That previous record of service of appellant is unblemished, the high ups have awarded many commendations (C3) certificate therefore the stigma of impugned penalty will prove hurdle in promotion to next rank.
- f. That failure in achieving the target of previous year in recovery of contraband etc does not fall within the ambit of commission of misconduct, therefore appellant has wrongly been punished.

It is therefore requested that the impugned order may be set aside with back benefits.

Your obediently
Rehan Hllah SI/SHO
PS YKS District Karak.

Regarding good performance

" Progress Report

RECEIVED



Annex = G

29/3
30/07/2024

38

ORDER.

This order will dispose of the departmental appeal preferred by Sub Inspector Rehan Ullah No. 114/K of district Karak against the order of District Police Officer, Karak whereby he was awarded minor punishment of forfeiture of two years approved service vide OI No. 165, dated 04.04.2024. Brief facts of the case are that Sub Inspector Rehan Ullah while posted SHO P.S Yaqoob Khan Shaheed, had displayed poor performance in the recovery of illicit arms & ammunitions, Narcotics and arrest of POs, as evident from the Comparative Recovery Statement for the month of February, 2023 & 2024, despite the issuance of necessary directions. This showed his lethargic conduct, lack of interest, inefficiency, negligence and non professionalism in the discharge of official obligations.

Proper departmental enquiry proceedings were initiated against him and Deputy Superintendent of Police HQs Karak was appointed as Enquiry Officer. The Enquiry Officer after fulfillment of codal formalities submitted his findings wherein the appellant was found guilty of the charges leveled against him.

Keeping in view the recommendations of the Enquiry Officer and the above cited circumstances, the delinquent officer was awarded minor punishment of forfeiture of two years approved service vide OI No. 165, dated 04.04.2024.

Feeling aggrieved from the order of District Police Officer, Karak, the appellant preferred the instant appeal. He was summoned and heard in person in Orderly Room held in the office of the undersigned on 23.07.2024. During personal hearing the appellant did not advance any plausible explanation in his defense.

Foregoing in view, I, Sher Akbar, PSP, S.St, Regional Police Officer, Kohat, being the appellate authority am of the considered opinion that the charges leveled against him have been fully established. The punishment of forfeiture of two years approved service awarded by the District Police Officer, Karak is justified and, therefore, warrants no interference. Hence, appeal of Sub Inspector Rehan Ullah No. 114/K is hereby rejected, being devoid of substance and merit.

Order Announced
23.07.2024

Regional Police Officer,
Kohat Region

No. 6118 /EC, Dated Kohat the 26/7/2024

Copy forwarded to District Police Officer, Karak for information and necessary wr to his office Memo: No. 1959/EC, dated 10.05.2024. Service Record and Enq: File are returned herewith.

SRE
Fav
30/7/2024

Copy handed over to Si Rehan Ullah

on dated 23/10/2024

ATTESTED

PRU/omr

WAKALAT NAMA

IN THE COURT OF Khyber Pakhtunkhwa Service Tribunal
Peshawar

SI. Rehan Ullah No. 114 K. Katak Police Appellant(s)/Petitioner(s)

VERSUS

The Regional Inspector General of Police
Kohat Region Kohat and others Respondent(s)

I/We SI Rehan Ullah No 114 K do hereby appoint Mr. Ashraf Ali Khattak, Advocate Supreme Court of Pakistan in the above mentioned case, to do all or any of the following acts, deeds and things.

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
2. To sign, verify and file or withdraw all proceedings, petitions, appeals, affidavits and applications for compromise or withdrawal or for submission to arbitration of the said case, or any other documents, as may be deemed necessary or advisable by them for the conduct, prosecution or defence of the said case at all its stages.
3. To receive payment of, and issue receipts for, all moneys that may be or become due and payable to us during the course of proceedings.

AND hereby agree:-

- a. That the Advocate(s) shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this Wakalat Nama hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this _____

Attested & Accepted by

Ashraf Ali Khattak

Ashraf Ali Khattak
Advocate,
Supreme Court of Pakistan
BC#: 10-4605
CNIC:14201-7228655-3
Cell: 0332-9931676

[Signature]
Signature of Executants