


FORM OF ORDER SHEET.

Court of _____

Appeal No. 2281 / 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. Kamal Khan presented today by Mr. Amin ur Rehman Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 07.11.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No. ²²⁸¹ /2024

Kamal Khan, Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber Appellant

VERSUS

Provincial Police Officer (PPO) Khyber Pakhtunkhwa & others. Respondents

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APPELLANT

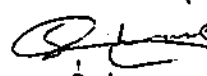
Through

Amin ur Rehman Yusufzai

Khalid Khan Mohmand

Muaz Ashraf Khalil

&


Shams ur Rahman
Advocates, Peshawar
3-A, Park Avenue, Bethani Plaza,
University Town, Peshawar
Cell No.0321-9022964, 0342-9101124

Dated: 01.11.2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No. 2281/2024

Kamal Khan S/O Malik Jan
Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber.
R/O Zakha Khel, Anai, PO & Tehsil Landi Kotal District Khyber. Appellant

VERSUS

- 1. Provincial Police Officer (PPO) Khyber Pakhtunkhwa, Central Police Office (CPO), Peshawar.
 - 2. Capital City Police Officer (CCPO) Police Lines, Peshawar.
 - 3. District Police Officer (DPO), Khyber at Shahkas. Respondents
- ⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974, READ WITH ALL ENABLING PROVISIONS OF LAW, GOVERNING THE SUBJECT, AGAINST:

- i. Order No.3407/PA-DPO Khyber, dated: 25.05.2023 of Respondent No.3, vide which major penalty of dismissal from service was imposed upon Appellant.
- ii. Order No.3660-64/PA, dated: 18.10.2023 of Respondent No.2, vide which Departmental Appeal dated: 05.06.2023 of Appellant was rejected, and
- iii. Order No.S/2790-94/24 dated: 25.10.2024 of Respondent No.1, vide which Revision Petition dated: 26.10.2023 of Appellant was rejected.

PRAYER-IN-APPEAL:

On acceptance of instant Service Appeal, impugned Orders dated: 25.10.2023 (of Respondent No.3), 18.10.2023 (of Respondent No.2) and 25.10.2024 (of Respondent No.1), alongwith pre/post proceedings thereto, may be set aside and Respondent Department may be directed to reinstate Appellant in Service with all consequential benefits.

⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄⇄

Respectfully Sheweth:

- 1. That appellant is law abiding peaceful citizen of Pakistan and permanent resident of District Khyber.
- 2. That appellant, being qualified, was enlisted as Khassadar, in erstwhile Khyber Levies Force, by the Competent Authority, in the year 2012.
- 3. That, on the strength of excellent performance, Appellant was absorbed in the Khyber Pakhtunkhwa Police, vide Notification No. SO(Police)HD/MY 2019 Merged Area/340-50, dated: 13.02.2020 (at Serial No.709). He gone through mandatory police training successfully and always performed duties with zeal, devotion and utmost satisfaction of the superiors.
(Copies of, CNIC alongwith Service Card (Annexure-A), Last posting order dated: 27.07.2022 (Annexure-B), Absorption Notification dated: 13.02.2020 (Annexure-C), Police Training Certificate dated: 02.02.2022 (Annexure-D) & Salary slips for the month of April & May 2023 (Annexure E)
- 4. That appellant has unilaterally been dismissed from service, by Respondent No.3, vide Order No. 3407/PA-DPO Khyber, dated: 25.05.2023, without either conducting regular inquiry into his guilt or providing him opportunity of proper hearing.
(Copy of dismissal from service Order dated: 25.05.2023 is attached as Annexure "F")

5. That Appellant approached Respondent No.2/Appellate Authority, through Departmental Appeal dated: 05.06.2023, however, rejected vide Order No.3660-4/ PA, dated: 18.10.2023.
(Copy of Order dated: 18.10.2023 of the Appellate Authority / Respondent No.2 alongwith Departmental Appeal dated: 05.06.2023 is attached as Annexure "G")
6. That Appellant approached Respondent No.1/IGP Khyber Pakhtunkhwa through Revision Petition, dated: 26.10.2023, which too met the same fate and rejected, vide Order No.S/2790-94/24, dated: 25.10.2024.
(Copy of Order dated: 25.10.2024 of Respondent No.1/IGP alongwith Revision Petition dated: 26.10.2023 is attached as Annexure "H")
7. That appellant being aggrieved of:
 - i. Order No.3407/PA-DPO Khyber, dated: 25.05.2023 of Respondent No.3, vide which major penalty of dismissal from service was imposed upon Appellant.
 - ii. Order No.3660-64/PA, dated: 18.10.2023 of Respondent No.2, vide which Departmental Appeal dated: 05.06.2023 of Appellant was rejected, and
 - iii. Order No.S/2790-94/24 dated: 25.10.2024 of Respondent No.1, vide which Revision Petition dated: 26.10.2023 of Appellant was rejected.

Approaches this Hon'ble Tribunal, inter-alia, on the following grounds:

GROUND S:

- A. That impugned Orders, dated: 25.05.2023, 18.10.2023 & 25.10.2024 of Respondents No.3, 2 & 1 respectively, are against the law, facts and material available on file, hence untenable.
- B. That Appellant has been shunt-out from service in utter disregard to law/rules governing the subject, which has caused grave miscarriage of justice.
- C. That impugned orders have been passed in surmises and conjectures, without application of legal mind, hence Respondents No.1, 2 & 3 arrived at a wrong conclusion.
- D. That more than 12 years spotless service of Appellant has been done away on the basis of frivolous allegations of his alleged involvement in illegal extortion and providing safe passage to smuggled goods, without either conducting regular inquiry into his guilt or confronting him with the so-called allegations *ibid*, available with the department against Appellant or providing him opportunity of hearing, hence the impugned orders carry no legal weight.
- E. That appellant has neither been treated in accordance with law nor extended him equal protection of law, enshrined in Articles 4 & 10-A of the Constitution of Islamic Republic of Pakistan, 1973.
- F. That minute perusal of the impugned orders would show that major penalty of dismissal from service was imposed upon Appellant, without providing him either opportunity of hearing, issuance of charge sheet / statement of allegations, Show Cause Notice and Final Show Cause Notice, hence has been condemned unheard, which attracts the doctrine of ***Audi alteram partem***.

(3)

G. That Appellant was dismissed from service vide impugned order dated: 25.05.2023, against which departmental appeal was preferred on 05.06.2023 i.e. within stipulated time, which was rejected by Respondent No.2, vide impugned order dated: 18.10.2023, which too was assailed, vide Revision Petition dated: 26.10.2023 i.e. within the stipulated time, however, rejected by Respondent No.1, vide impugned order dated: 25.10.2024, while instant appeal has been filed today i.e. 01.11.2024, within the stipulated time (**PLD 1995 SC 546**), even otherwise separate application for condonation of delay, if any, has also been filed alongwith the titled appeal, so as to prevent the Appellant from being non-suited on the basis of technicalities, if any.

H. That any other ground, with the permission of this Hon'ble Tribunal, will be taken at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of instant Service Appeal, impugned Orders dated: 25.05.2023 (of Respondent No.3), 18.10.2023 (of Respondent No.2) and 25.10.2024 (of Respondent No.1), alongwith pre/post proceedings thereto, may be set aside and Respondent Department may be directed to reinstate Appellant in Service with all consequential benefits.

Any other relief, not specifically prayed for and deemed appropriate by this Hon'ble Tribunal in circumstances of the case, may also be granted.

کل خان
APPELLANT

Through

Amin ur Rehman Yusufzai

Khalid Khan Mohmand

Muaz Ashraf Khalil

&

Shams ur Rahman

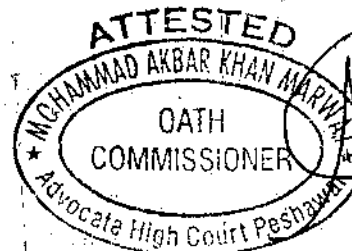
Advocates, Peshawar
3-A, Park Avenue, Bethani Plaza,
University Town, Peshawar
Cell No.0321-9022964, 0342-9101124

Dated: 01.11.2024

VERIFICATION:

Verified on oath that the content of the instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Tribunal.

کل خان
Deponent



01/11/24
Yusufzai Law Chamber

4

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No. ___/2024

Kamal Khan, Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber **Appellant**

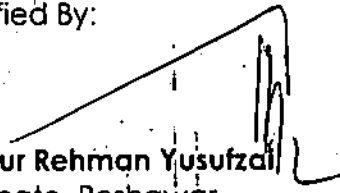
VERSUS

Provincial Police Officer (PPO) Khyber Pakhtunkhwa & others. **Respondents**

AFFIDAVIT

I, Kamal Khan S/O Malik Jan Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber R/O Zakha Khel, Anai, PO & Tehsil Landi Kotal District Khyber, do hereby solemnly affirm declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge, belief, and nothing has been kept concealed from this Hon'ble Tribunal.


Identified By:


Amin ur Rehman Yusufzai
Advocate, Peshawar

کمال خان

DEPONENT
CNIC #: 21202-4390990-7
Cell: 0337-7171349

ATTESTED
MOHAMMAD AKBAR KHAN MARWAL
OATH
COMMISSIONER
Advocate High Court Peshawar


01/11/24

5

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No. ____/2024

Kamal Khan, Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber Appellant

VERSUS

Provincial Police Officer (PPO) Khyber Pakhtunkhwa & others. Respondents

ADDRESSES OF THE PARTIES

APPELLANT:

Kamal Khan S/O Malik Jan
Ex-Foot Constable, (FC) Khyber Pakhtunkhwa Police District Khyber.
R/O Zakha Khel, Anai, PO & Tehsil Landi Kotal District Khyber.

RESPONDENTS:

1. Provincial Police Officer (PPO) Khyber Pakhtunkhwa, Central Police Office (CPO), Peshawar.
2. Capital City Police Officer (CCPO) Police Lines, Peshawar.
3. District Police Officer (DPO), Khyber at Shahkas.

کمال خان

APPELLANT

Through

Amin ur Rehman Yusufzai

Khalid Khan Mohmand

Muaz Ashraf Khalil

&

Shams ur Rahman

Advocates, Peshawar
3-A, Park Avenue, Bethani Plaza,
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Cell No.0321-9022964, 0342-9101124

Dated: 01.11.2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No. ___/2024

Kamal Khan, Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber Appellant
V E R S U S

Provincial Police Officer (PPO) Khyber Pakhtunkhwa & others. Respondents.

APPLICATION FOR CONDONATION OF DELAY, IF ANY.

Respectfully Sheweth:

1. That the titled Appeal has been filed today before this Hon'ble Tribunal wherein no date of hearing has yet been fixed for onward proceedings.
2. That Appellant was dismissed from service vide impugned order dated: 25.05.2023, against which departmental appeal was preferred on 05.06.2023 i.e. within stipulated time, which was rejected by Respondent No.2, vide impugned order dated: 18.10.2023, which too was assailed, vide Revision Petition dated: 26.10.2023 i.e. within the stipulated time, however, rejected by Respondent No.1, vide impugned order dated: 25.10.2024, while instant appeal has been filed today i.e. 01.11.2024, within the stipulated time (PLD 1995 SC 546); even otherwise separate application for condonation of delay, if any, has also been filed alongwith the titled appeal, so as to prevent the Appellant from being non-suited on the basis of technicalities, if any.
3. That facts and grounds of the titled appeal may please be considered as integral part and parcel of instant application.
4. That delay, if any, in filing of the titled appeal, is not deliberate rather occasioned inadvertently, hence the instant application.
5. That valuable rights of appellant/applicant are involved into the matter and the delay, if any, if not condoned, he will suffer irreparable loss.
6. That applicant/appellant has got good prima facie case in his favour and is very much sanguine of its success. Moreover, balance of convenience also lies in his favour.

It is, therefore, most humbly prayed that on acceptance of instant application, condonation of delay, if any, in filing of the titled appeal is occasioned, the same may be condoned, in the best of interest of justice and equity.


APPELLANT

Through

Amin ur Rehman Yusufzai

Khalid Khan Mohmand

Muaz Ashraf Khalil

&


Shams ur Rahman
Advocates, Peshawar

Dated: 01.11.2024.

7

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No.____/2024

Kamal Khan, Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber **Appellant**

VERSUS

Provincial Police Officer (PPO) Khyber Pakhtunkhwa & others: **Respondents**

AFFIDAVIT

I, Kamal Khan S/O Malik Jan Ex-Foot Constable (FC) Khyber Pakhtunkhwa Police District Khyber R/O Zakha Khel, Anai, PO & Tehsil Landi Kotal District Khyber, do hereby solemnly affirm declare on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge, belief and nothing has been kept concealed from this Hon'ble Tribunal.

Identified By:

Amin ur Rehman Yusufzal
Advocate, Peshawar

کمال خان

DEPONENT
CNIC #: 21202-4390990-7
Cell: 0337-7171349



01/11/24.

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District Police Officer (Special Duty)
Issuing Authority

Khyber Pakhtunkhwa Police

Constable
KANAL KHAN

Card No. 0111918




212034309507

Date of Birth: 01-01-1989

Date of Issue: 05-05-2022

Date of Expiry: 05-05-2025

Emergency Contact: 033711349

Address: Khyber Pakhtunkhwa Police, Landi Kotal, Khyber

QR Code

212034309507

INIC #

If the cardholder loses the card, they should report to the nearest police station. If found, please hand it over to the nearest police station. Contact No. 011-910447

PAKISTAN National Identity Card

Name: Kamal Khan

Father Name: Malik Jan

Gender: M, Country of Birth: Pakistan




Identity Number: 21203-430950-7

Date of Birth: 01.01.1989

Date of Issue: 29.03.2019

Date of Expiry: 29.03.2029

Holder's Signature

212034309507

QR Code

212034309507

Handwritten text in Urdu: کمرال خان کی شناختی کارڈ

Annex A (8)

OFFICE OF
THE DISTRICT POLICE OFFICER
KHYBER



Annex B

ORDER

9

The following Transfers/postings are hereby ordered with immediate effect.

S.No	Name & Ranks	From	To
1	FC Shams Zaman No.1425	PS Shalman	Gunner Senior Civil Judge Imran Khan Jamrud Court
2	FC Karzem Ullah No.3751	Police Lines Khyber	Gunner Senior Civil Judge Imran Khan Jamrud Court
3	FC Wazeed Gul No.3232	Gunner Senior Civil Judge Imran Khan Jamrud Court	Police Lines Khyber
4	FC Zaheer Ullah No.1028	Gunner Senior Civil Judge Imran Khan Jamrud Court	PS Shalman
5	FC Saeed Gul No.1776	Police Lines Khyber	PS Landi Kotal
6	FC Shah Zameer No.1140	Police Lines Khyber	PS BZK
7	FC Muhammad Wali No.3691	Police Lines Khyber	PS BZK
8	FC Muhammad Ullah No.1347	PS Landi Kotal	Police Lines Khyber
9	FC Kamal Khan No.2532	Police Lines Khyber	PS Landi Kotal
10	FC Hameem Khan No.1605	Police Lines Khyber	PS Landi Kotal
11	FC Suliman No.1761	Police Lines Khyber	PS Landi Kotal
12	FC Zeeshan No.727	Gunner MPA Alhaj Shafiq Sher	Police Lines Khyber
13	FC Gul Nawab No.770	Police Lines Khyber	Gunner MPA Alhaj Shafiq Sher
14	FC Ameer Jan No.762	Police Lines Khyber	Gunner MPA Alhaj Shafiq Sher
15	FC Asmat Ullah No.1753	City Traffic Khyber	PS Shalman
16	FC Zinat Ullah No.3545	Police Lines Khyber	PS Shalman
17	FC Sajid Khan No.3289	Investigation Wing Khyber	Closed To Police Lines Khyber

IMRAN KHAN (PSP)
District Police Officer,
Khyber

OB.No: 724
Dated: 27/07/2022

No. 4142-48-10HC-Khyber dated 27-07/2022.

Copy of above is forwarded for information to the:-

1. District & Session Judge Khyber.
2. SP/Investigation Khyber.
3. DSP HOs Khyber.
4. Concerned SHO to ensure their presence.
5. R/In-charge Officer, Khyber.
6. All Concerned

Attested by the true

Annex "C"

10

**GOVERNMENT OF THE KHYBER PAKHTUNKHWA
HOME AND TRIBAL AFFAIRS DEPARTMENT.**

NOTIFICATION

Peshawar dated the, 13/2/2020.

No.SO(Police)HD/SMY 2019 Merged Area/340-50 In pursuance of the provisions contained in section 9 of the Khyber Pakhtunkhwa Levies Force Act, 2019 (Khyber Pakhtunkhwa Act No.XXXV of 2019) read with rule 3 of the Levies Force (Absorption in the Khyber Pakhtunkhwa Police) Rules, 2019, the Home and Tribal Affairs Department, with the prior approval of the Cabinet and on the recommendation of the Provincial Police Officer, hereby orders absorption of the following members of Levies Force of Khyber Tribal District in the Khyber Pakhtunkhwa Police with effect from the date of the initial appointment of the said members:

S.#	Names	Father Names	Previous Rank	Rank in which Absorbed
1.	Gul Wali	Khyber Shah	N/Subedar (BS-11)	ASI (BS-11)
2.	Nasim Khan	Faqir Khan	N/Subedar (BS-11)	ASI (BS-11)
3.	Muhammad Nafees	Gulat Khan	N/Subedar (BS-11)	ASI (BS-11)
4.	Abdul Marjan	Ghaffar Khan	N/Subedar (BS-11)	ASI (BS-11)
5.	Yar Habib	Fazal Khan	N/Subedar (BS-11)	ASI (BS-11)
6.	Muhammad Ayaz	Khair Zaman	N/Subedar (BS-11)	ASI (BS-11)
7.	Muhammad Ibrahim	H.Jaffar Khan	N/Subedar (BS-11)	ASI (BS-11)
8.	Muhammad Hafiz	H.Manzoor	N/Subedar (BS-11)	ASI (BS-11)
9.	Yar Jan	Mirgha Jan	N/Subedar (BS-11)	ASI (BS-11)
10.	IslamudDin	Nasib Khan	N/Subedar (BS-11)	ASI (BS-11)
11.	Niamatullah No. 01	Jamil Khan	N/Subedar (BS-11)	ASI (BS-11)
12.	Janab Shah	Khaista Shah	N/Subedar (BS-11)	ASI (BS-11)
13.	Hajat Khan	Muhammad Alam	N/Subedar (BS-11)	ASI (BS-11)
14.	Ajar Khan	Hazar Khan	N/Subedar (BS-11)	ASI (BS-11)
15.	Mula Dad	Stana Gul	N/Subedar (BS-11)	ASI (BS-11)
16.	Niamatullah	Dir Alam Khan	N/Subedar (BS-11)	ASI (BS-11)
17.	Rehman Sher	Hunar Khan	N/Subedar (BS-11)	ASI (BS-11)
18.	Tawab Khan	Shehzaid Gul	N/Subedar (BS-11)	ASI (BS-11)
19.	Ghaffar Khan	Zulfiqar Khan	N/Subedar (BS-11)	ASI (BS-11)
20.	Umar Khan	Zamin Dar	N/Subedar (BS-11)	ASI (BS-11)
21.	Said Rasool	Lalmir Khan	N/Subedar (BS-11)	ASI (BS-11)
22.	Abdullah	Payo Khan	N/Subedar (BS-11)	ASI (BS-11)
23.	Saida Khan	Zanjeer Khan	N/Subedar (BS-11)	ASI (BS-11)
24.	Ibrahim	Khiyal Baz	N/Subedar (BS-11)	ASI (BS-11)
25.	Arman Gul	Wazir Gul	N/Subedar (BS-11)	ASI (BS-11)

ATTACHED

S.#	Names	Father Names	Previous Rank	Rank in which Absorbed
708.	Jan Afzal	Khyber Jan	Sepoy (BS-05)	Constable (BS-07)
709.	Kamal Khan	Malik Jan	Sepoy (BS-05)	Constable (BS-07)
710.	Khar Muhammad	Khamil	Sepoy (BS-05)	Constable (BS-07)
711.	Amin Khan	Yousaf	Sepoy (BS-05)	Constable (BS-07)
712.	Qamar Gul	Shana Gul	Sepoy (BS-05)	Constable (BS-07)
713.	Zafar ul Haq	Fazal Haq	Sepoy (BS-05)	Constable (BS-07)
714.	Zima Khan	Muhammad Jan	Sepoy (BS-05)	Constable (BS-07)
715.	Suliman	Inayat Ullah	Sepoy (BS-05)	Constable (BS-07)
716.	Qadeer Khan	Ghalib	Sepoy (BS-05)	Constable (BS-07)
717.	Kumandun	Gujar Khan	Sepoy (BS-05)	Constable (BS-07)
718.	Abdul Basir	Tehsildar	Sepoy (BS-05)	Constable (BS-07)
719.	Hanzala	Lahor Khan	Sepoy (BS-05)	Constable (BS-07)
720.	Ghulam Muhammad	Abdul Ghafoor	Sepoy (BS-05)	Constable (BS-07)
721.	Asim Gul	Payo Gul	Sepoy (BS-05)	Constable (BS-07)
722.	Abdul Latif	Robia Khel	Sepoy (BS-05)	Constable (BS-07)
723.	Feroz Khan	Askar Khan	Sepoy (BS-05)	Constable (BS-07)
724.	Qudrat Ullah	Warikhmin	Sepoy (BS-05)	Constable (BS-07)
725.	Sadam	Fazal Rehman	Sepoy (BS-05)	Constable (BS-07)
726.	Asmat Ullah	Roza Gul	Sepoy (BS-05)	Constable (BS-07)
727.	Masaud Khan	Yara Khan	Sepoy (BS-05)	Constable (BS-07)
728.	Muhammad Din	Doobi	Sepoy (BS-05)	Constable (BS-07)
729.	Abdul Ghafar	Amal Khan	Sepoy (BS-05)	Constable (BS-07)
730.	Shah Nawaz	Shadal Khan	Sepoy (BS-05)	Constable (BS-07)
731.	Jehan Zeb	Sailoon Khan	Sepoy (BS-05)	Constable (BS-07)
732.	Musharaf	Haya Gul	Sepoy (BS-05)	Constable (BS-07)
733.	Khan Wali	Maskai	Sepoy (BS-05)	Constable (BS-07)
734.	Suliman	Armeer Khan	Sepoy (BS-05)	Constable (BS-07)
735.	Walayat Shah	Widan Shah	Sepoy (BS-05)	Constable (BS-07)
736.	Jehangir Khan	Room Khan	Sepoy (BS-05)	Constable (BS-07)
737.	Bakhtaj Alami	Muhammad Alami	Sepoy (BS-05)	Constable (BS-07)
738.	Kazim Ali	Kam Wali	Sepoy (BS-05)	Constable (BS-07)
739.	Matiullah	Misri Khan	Sepoy (BS-05)	Constable (BS-07)
740.	Saleem Khan	Minar Khan	Sepoy (BS-05)	Constable (BS-07)
741.	Allah Noor	Muhammad Noor	Sepoy (BS-05)	Constable (BS-07)
742.	Gul Badshah	Khan Zamer	Sepoy (BS-05)	Constable (BS-07)
743.	Ikramullah	Mueet Khan	Sepoy (BS-05)	Constable (BS-07)
744.	Mumtaz Ur Rehman	Saif Ur Rehman	Sepoy (BS-05)	Constable (BS-07)
745.	Mir Zada	Razi Khan	Sepoy (BS-05)	Constable (BS-07)
746.	Shamsher	Lal Faqir	Sepoy (BS-05)	Constable (BS-07)
747.	Siraj Khan	Muhammad Afzal	Sepoy (BS-05)	Constable (BS-07)
748.	Aival Jan	Mian Baz	Sepoy (BS-05)	Constable (BS-07)
749.	Nauman Ali	Hisab Gul	Sepoy (BS-05)	Constable (BS-07)
750.	Ikramullah	Zahid Khan	Sepoy (BS-05)	Constable (BS-07)
751.	Zaheer Ahmed	Haji Perviz	Sepoy (BS-05)	Constable (BS-07)
752.	Ali Yar	Hidayatullah	Sepoy (BS-05)	Constable (BS-07)
753.	Zeeshan	Ahmad Khan	Sepoy (BS-05)	Constable (BS-07)
754.	Aamir Khan	Imran Hussain	Sepoy (BS-05)	Constable (BS-07)
755.	Salim Khan	Nawab Khan	Sepoy (BS-05)	Constable (BS-07)

12

S.#	Names	Father Names	Previous Rank	Rank in which Absorbed
1077.	Muslim Khan	Asal Khan	Sepoy (BS-05)	Constable (BS-07)
1078.	Khalil Khan	Muqaram Khan	Sepoy (BS-05)	Constable (BS-07)
1079.	Imtiaz Khan	Naik Muhammad	Sepoy (BS-05)	Constable (BS-07)
1080.	Tahir Shah	Masood Khan	Sepoy (BS-05)	Constable (BS-07)
1081.	Muhammad Sadiq	Saidan Gul	Sepoy (BS-05)	Constable (BS-07)
1082.	Naila Jabbar	W/O Jabbar Ghori	Sepoy (BS-05)	Constable (BS-07)
1083.	Rifat	Abid	Sepoy (BS-05)	Constable (BS-07)
1084.	Mehik Pervez	Ghfar Mashhi	Sepoy (BS-05)	Constable (BS-07)
1085.	Shahbaz Khan	Daood Khan	Sepoy (BS-05)	Constable (BS-07)
1086.	Asad Khan	Awaladar	Sepoy (BS-05)	Constable (BS-07)
1087.	Jawad Ullah	Saif Ullah	Sepoy (BS-05)	Constable (BS-07)
1088.	Muhammad Younas	Farid Khan	Sepoy (BS-05)	Constable (BS-07)
1089.	Sardar Alam	Minar Gul	Sepoy (BS-05)	Constable (BS-07)
1090.	Afrasiyab	Gul Muhammad	Sepoy (BS-05)	Constable (BS-07)
1091.	Zia Ul Haq	Said Nabi	Sepoy (BS-05)	Constable (BS-07)
1092.	Fazal Karim	Abdul Rauf	Sepoy (BS-05)	Constable (BS-07)
1093.	Alif Jan	Feroz Khan	Sepoy (BS-05)	Constable (BS-07)
1094.	Islam Shah	Akhbar Khan	Sepoy (BS-05)	Constable (BS-07)
1095.	Muhammad Amin	Taimor Khan	Sepoy (BS-05)	Constable (BS-07)
1096.	Jalil Khan	Norshad	Sepoy (BS-05)	Constable (BS-07)
1097.	Nasrullah Jan	Zarmash Khan	Sepoy (BS-05)	Constable (BS-07)
1098.	Sakhi Gul	Shahzad Gul	Sepoy (BS-05)	Constable (BS-07)
1099.	GullSaeed	Khan Haider	Sepoy (BS-05)	Constable (BS-07)
1100.	Kamran Ullah	Gulab Khan	Sepoy (BS-05)	Constable (BS-07)
1101.	Shahab	Akhter Khan	Sepoy (BS-05)	Constable (BS-07)
1102.	Khubaib	Said Rasan	Sepoy (BS-05)	Constable (BS-07)
1103.	Nastem Wali	Gilas Khan	Sepoy (BS-05)	Constable (BS-07)
1104.	Ismail Khan	Jamal Khan	Sepoy (BS-05)	Constable (BS-07)
1105.	Haji Khan	Gulmat Khan	Sepoy (BS-05)	Constable (BS-07)
1106.	Mirdad	Awal Baz	Sepoy (BS-05)	Constable (BS-07)
1107.	Muhammad Karim	Qasim Khan	Sepoy (BS-05)	Constable (BS-07)
1108.	Imdad Ali	Lachi Gul	Sepoy (BS-05)	Constable (BS-07)
1109.	Ikramullah	Liaqat Hussain	Sepoy (BS-05)	Constable (BS-07)
1110.	Masawat Shah	Taj Muhammad	Sepoy (BS-05)	Constable (BS-07)
1111.	Insan Ullah	Munir Khan	Sepoy (BS-05)	Constable (BS-07)
1112.	Hazrat Bilal	Razmat Khan	Sepoy (BS-05)	Constable (BS-07)

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2. The above absorption shall be subject to the following terms and conditions:

- (i) Their services shall be governed under the Khyber Pakhtunkhwa Police Act, 2017 and the rules made thereunder.
- (ii) A member shall not be entitled for absorption, if he has resigned from Levics Force Service or has been terminated from the Service ibid on account of misconduct, inefficiency or any other grounds or has been retired from Service under the Federal Levy Force (Amended) Service

ATTACHED

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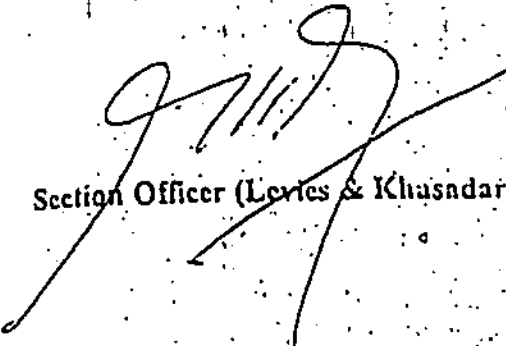


- Rules 2013, before commencement of the Khyber Pakhtunkhwa Levies Force Act, 2019 (Khyber Pakhtunkhwa Act No. XXXV of 2019).
- (iii) Their services shall be considered regular and they shall be eligible for pension and deduction of General Provident fund in terms of the Khyber Pakhtunkhwa Civil Servant Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).
 - (iv) Their seniority shall be determined in accordance with rule 6 of the Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules 2019.
 - (v) They shall undergo training as provided in rule 5 of Levies Force (Absorption in Khyber Pakhtunkhwa Police) Rules, 2019.

Secretary
to Government of the Khyber Pakhtunkhwa
Home and Tribal Affairs Department

No. & date even.
CC to:

1. Inspector General of Police, Khyber Pakhtunkhwa.
2. Accountant General Khyber Pakhtunkhwa.
3. Regional Police Officer, Peshawar
4. District Police Officer Khyber Tribal District.
5. Deputy Commissioner Khyber Tribal District
6. PS to Chief Secretary Government of Khyber Pakhtunkhwa
7. PS to Secretary, Home & TAs Department, Khyber Pakhtunkhwa.
8. PS to Special Secretary-II, Home & TAs Department, Khyber Pakhtunkhwa.
9. PS to Secretary, Establishment Department, Khyber Pakhtunkhwa
10. Manager Printing Press for notifying the same in the official gazette.
11. Office record file.


Section Officer (Levies & Khasndars)



ATTESTED


S.No. 112
1823

POLICE TRAINING SCHOOL SWABI

Annex "D"

14



CERTIFICATE

This is to certify that

Mr. : Kamal Khan Father Name : Malik Jan
Belt No : Nil District : Khyber
Age : 31 Years Education : Nil

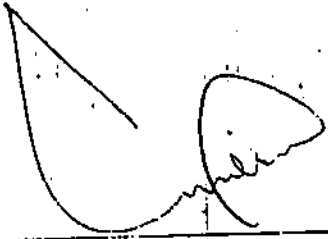
has Participated and Successfully Completed

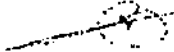
"Three Months Police Training"

held at: Army Training center 48th FF Regt Jamrud Fort. Khyber.

Under the supervision of Training Directorate
Khyber Pakhtunkhwa Police.

From: 01.11.2021 to 02.02.2022


Major Muddasir Mehmood Syed,
48th The Frontier Force Regiment
Officer In Charge Training
Jamrud Fort Khyber


Miaz Muhammad Yousaf zai
Director
Police Training School Swabi



Annex E
15

50158771 KAMAL KHAN		CNIC: 2020343909907		Desig: CONSTABLE		(80888796) Grade: 07 NTN:		Buckle No.:		Gazetted/Non-Gazetted: N	
PAYMENTS	AMOUNT	DEDUCTIONS	AMOUNT	LOAN/FUND	PRINCIPAL	REPAID	BALANCE				
							49,134.00				
0001 Basic Pay	23,590.00	3007 GPF Subscription	1,010.00-		GPF:						
1001 House Rent Allowance	2,384.00	3530 Police wel: Fud-BS-1 t	472.00-								
1210 Convey Allowance 20	1,932.00	3534 R. Ben & Death Comp F	450.00-								
1300 Medical Allowance	1,500.00										
1528 Unattractive Area A	1,000.00										
1547 Ration Allowance	681.00										
1567 Washing Allowance	150.00										
1646 Constabulary R Allow	300.00										
1902 Special Incentive-Al	-775.00										
2168 Fixed Daily Allowanc	2,730.00										
2314 Risk Allow Police -	7,400.00										
2347 Adhoc Rel Al 15% 22(2,289.00										
PAYMENTS	44,731.00	DEDUCTIONS	1,932.00-		NET PAY	42,799.00	01.04.2023	30.04.2023			
Branch Code:080125	JAMRUD BRANCH (KHYBER AGENCY)	KHYBER BANK LIMITED	JAMRUD BRANCH (KHYBER AGENCY)	KHYBER AGENCY		Accnt.No: 824003					

[Handwritten Signature]

116

50158771 KAMAL-KHAN		CNIC: 2020343909907		Desig: CONSTABLE		(80888795) Grade: 07 NTN:		Buckle No.:		Gazetted/Non-Gazetted: N					
P A Y M E N T S		A M O U N T		D E D U C T I O N S		A M O U N T		L O A N / F U N D		P R I N C I P A L		R E P A I D		B A L A N C E	
										GPF:				50,634.00	
0001 Basic Pay		23,590.00		3007 GPF Subscription		1,500.00-									
1001 House Rent Allowance		2,384.00		4200 Professional Tax		1,000.00-									
1210 Convey Allowance 20		1,932.00		3530 Police wal: Pnd BS-1 t		472.00-									
1300 Medical Allowance		1,500.00		3534 R. Ben & Death Comp F		450.00-									
1528 Unattractive Area A		1,000.00													
1547 Ration Allowance		681.00													
1567 Washing Allowance		150.00													
1646 Constabulary R Allow		300.00													
1902 Special Incentive Al		775.00													
2168 Fixed Daily Allowanc		2,730.00-													
2314 Risk Allow Police -		7,400.00													
2347 Adhoc Rel Al 15+ 22(2,289.00													
P A Y M E N T S		44,731.00		D E D U C T I O N S		3,422.00-		N E T P A Y		41,309.00		01.05.2023		31.05.2023	
Branch Code: 080125		JAMRUD BRANCH (KHYBER AGENCY)		KHYBER BANK LIMITED		JAMRUD BRANCH (KHYBER AGENCY)		KHYBER AGENCY		Acct. No: 824003					

[Handwritten Signature]
2023



Annex "G"
**OFFICE OF THE
CAPITAL CITY POLICE OFFICER,
PESHAWAR**

Phone No. 091-9210989 Fax: No. 091-9212597

(18)

ORDER.

This order will dispose of the departmental appeal preferred by Ex-Constable Kamal Khan No. 2532, who was awarded the major punishment of "dismissal from service" under KP PR-1975 (amended 2014) by DPO Khyber vide order No.3407, dated 25.05.2023.

2- Brief facts leading to the instant appeal are that the defaulter Constable was proceeded against departmentally on the charges that as per viral audio clip, he was discussing extortion rates with another person namely Niaz Ali in order to provide safe passage to non custom goods through his area of Jurisdiction i.e. Torkham. Moreover, he was already censured twice for the same misconduct.

3- He was issued Charge Sheet and Summary of Allegations by DPO Khyber. SP/Investigation, Khyber was appointed as Enquiry Officer to scrutinize the conduct of the accused official. The Enquiry Officer after conducting departmental enquiry submitted his findings in which he was recommended for suitable punishment. The competent authority in light of the findings of the Enquiry Officer awarded him the major punishment of dismissal from service.

4- He was heard in person in Orderly Room. During personal hearing, he was given an opportunity to prove his innocence. However, he failed to submit any plausible explanation in his defense. Therefore, his appeal for setting aside the punishment awarded to him by DPO Khyber vide order No. 3407/PA, dated 25.05.2023, is hereby rejected/filed.

"Order is announced"

**CAPITAL CITY POLICE OFFICER,
PESHAWAR**

No. 3660-64 /PA, dated Peshawar the 12 / 10/2023

Copies for information and necessary action to the:-

1. District Police Officer Khyber, along with complete inquiry file.
2. DSP/HQrs Khyber.
3. Accountant & OASI Khyber.
4. Official concerned.

[Signature]

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05/06/2023 :-

14.07.2023
for
Legal
Comm. etc. etc.

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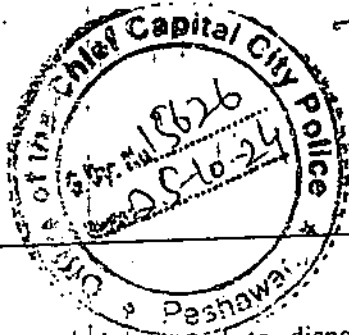
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01/07/2023
218

(19)

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OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

Annex "H"

20

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-FC Kamal Khan No. 2532. DPO Khyber dismissed the applicant from service vide Order Indst: No. 3407, dated 25.05.2023 on the allegations that as per viral audio clip, he was discussing extortion rates with another person namely Niaz Ali in order to provide safe passage to non-custom goods through his area of Jurisdiction i.e. Forkham. Moreover, he was already censured twice for the same misconduct.

The Appellate Authority i.e. CCPO Peshawar heard the appellant in OR and rejected his instant appeal vide order Indst: No. 3660-64/PA, dated 18.10.2023.

Meeting of Appellate Board was held on 10.10.2024 wherein petitioner was heard in person. The petitioner pleaded to be reinstated keeping in view the current inflation & poor financial background.

Perusal of the enquiry papers reveals that the allegations leveled against the petitioner have been proved. During hearing, petitioner failed to advance any plausible explanation in rebuttal of the charges. The Board sees no ground & reasons for acceptance of his petition; therefore, his petition is hereby rejected.

Sd/-
AWAL KHAN, PSP
Additional Inspector General of Police,
HQs: Khyber Pakhtunkhwa, Peshawar.

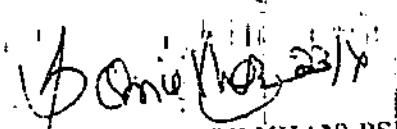
No. SI/2790-94/24, dated Peshawar, the 25-10-2024.

Copy of the above is forwarded to the:

1. Capital City Police Officer, Peshawar Khyber Pakhtunkhwa. Original Service Roll and Enquiry file of the above named Ex-FC received vide your office Memo: No. 293/KD, dated 03.01.2024 is returned herewith for your office record.
2. District Police Officer, Khyber.
3. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
4. PA to Addl: IGP/HQs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQs: Khyber Pakhtunkhwa, Peshawar.

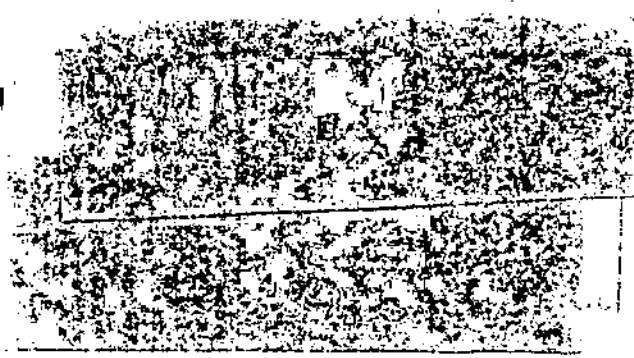
3717

29-10-24


(SONIA SHAMROZ KHAN) PSP
AIG/Establishment.
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

PA





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0337-7171349 - 10/1/23

26/10/23
58

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(18)

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Advocate
Shams ur Rahman Khattak

BC No. 19-1719
Peshawar

Advocate High Court
Muaz Ashraf Khattak

BC No. 18-1115
Peshawar

Advocate High Court
Khalid Khan Mohmand

BC-10-7562

Cell No. 0321-9022964

CNIC: 17301-3813582-3

Federal Shariat Court of Pakistan

Advocate High Court
Amin ur Rehman Yusufzai

ATTESTED & ACCEPTED:

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کمال خان

نالد خان مند

ایمن الرحمن یوسفزائی

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