

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
CAMP COURT, SWAT

Service Appeal No. 2842/2010

Date of Institution... 04.011.2010
Date of decision... 03.07.2017

Jamal Khan S/O Muhammad Umar
Constable No. 208 Resident of Tehsil Munda,
District Dir Lower.

... (Appellant)

Versus

1. District Police Officer Dir Lower at Timergara & others.

.... (Respondents)

MR. MUHAMMAD JAVED KHAN,

Advocate ...

For appellant.

MR. MUHAMMAD ZUBAIR,

District Attorney ...

For respondents.

MR. NIAZ MUHAMMAD KHAN, ...

MR. MUHAMMAD AMIN KHAN KUNDI, ...

CHAIRMAN
MEMBER

JUDGMENT

NIAZ MUHAMMAD KHAN, CHAIRMAN: -

FACTS

The appellant was discharged from service purportedly under the Police Rules 12.21 on 06.07.2010. The appellant then moved departmental appeal against the impugned order on 08.07.2010 which was not decided by the appellate authority. The appellant then moved the present appeal on 04.11.2010 challenging the impugned order.

ARGUMENTS

2. The learned counsel for the appellant argued that before the impugned order a charge sheet was issued to the present appellant in exercise of power under Section-3 of the Removal from Service (Special Powers) Ordinance, 2000 in which the appellant was held rendering himself liable to whole or any penalty specified under Section-3 of the said Ordinance. But the impugned order has been passed under Police Rules 12.21 which is a contradictory situation.

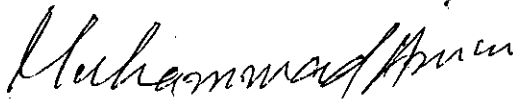
3. On the other hand learned District Attorney argued that the order was legal and he referred to the inquiry report conducted by one Behr-ud-Din Khan DSP Headquarter and Dost Muhammad Khan, S.I in which they proposed that appellant is liable to be punished under Section- 155(1)(c)(d) of the Police Order 2002. The learned District Attorney pointed out that the present appeal should have been filed within 90 days after departmental representation under Section-10 of the Removal from Service (Special Powers) Ordinance, 2000.

CONCLUSION

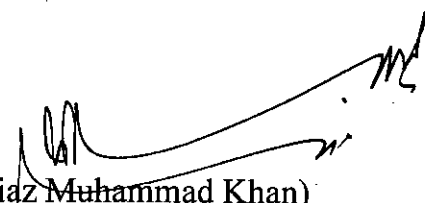
4. After hearing both the learned counsel for the parties and perusing the record this Tribunal has reached the conclusion that there can be no other paradoxical situation then the present case. The appellant was charge sheeted under Khyber Pakhtunkhwa Removal from Service (Special Powers) Ordinance, 2000 on 22.06.2010 and there is no order of appointment of any inquiry officer/enquiry committee in this charge sheet or in any other document on the file nor there is any statement of allegations on the record. The inquiry committee coming from nowhere instead of proceedings under the Removal from Service (Special Powers) Ordinance, 2000 had held the appellant liable for punishment for offences under Article 155 (1) (c)(d) of the Police Order, 2002. Ironically the

competent authority had discharged the appellant under the Police Rules 12.21 which was not mentioned in the charge sheet. Secondly in the presence of Section-11 of the Removal from Service (Special Powers) Ordinance, 2000 no penalty could be imposed under any other law or rules for the time being in force as Removal from Service (Special Powers) Ordinance, 2000 has been given overriding effect by insertion of *non-obstante* clause. Coming to the objection of the learned District Attorney regarding limitation one cannot say that the impugned order was passed under Removal from Service (Special Powers) Ordinance, 2000 rather it was passed under the Police Rules, therefore, the proviso to Section-10 cannot be taken to the detriment of the appellant as the appellant was put in a position to ponder over the paradoxical situation out of the multiple approach of the departmental authority and the inquiry committee by not following the law. The appellant could file this appeal under general period of limitation given in Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974.

5. Consequently, the present appeal is accepted and the appellant is reinstated in service, however, the departmental authority is at liberty to hold de-novo inquiry in accordance with law, if deem fit within a period of 90 days. Parties are left to bear their own costs. File be consigned to the record room.



(Muhammad Amin Khan Kundi)
Member


(Niaz Muhammad Khan)
Chairman
Camp Court, Swat

ANNOUNCED
03.07.2017

Service Appeal No. 2842/2010

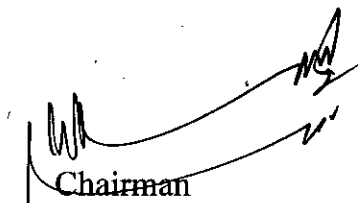
03.07.2017

Appellant alongwith counsel and Muhammad Zubair, District Attorney alongwith Mr. Zewar Khan, S.I (legal) for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today the present appeal is accepted as per detailed judgment. Parties are left to bear their own costs. File be consigned to the record room.

Muhammad Amin
Member

ANNOUNCED
03.07.2017


Chairman
Camp Court, Swat

05.10.2016

Agent of counsel for the appellant and Mr. Muhammad Zubair, Sr.GP for the respondents present. Counsel for the appellant is stated busy before the Peshawar High Court. Seeks adjournment. Adjourned for final hearing to 04.1.2017 before the D.B at camp court, Swat.



Member



Chairman
Camp court, Swat

04.1.2017

Appellant in person and Mr. Zewar Khan, S.I (Legal) alongwith Mr. Muhammad Zubair, Senior Government Pleader for respondents present. Counsel for the appellant has not turned up from Peshawar. Requested for adjournment. Adjourned for final hearing to 03.05.2017 before D.B at camp court, Swat.



Member



Chairman
Camp court, Swat

03.05.2017

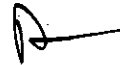
Appellant alongwith his counsel present and submitted Wakalatnama. Amir Qadar, Deputy Attorney for the respondents also present. Due to incomplete bench arguments could not be heard. To come up for arguments on 03.07.2017 before D.B at Camp Court Swat.



(MUHAMMAD AMIN KHAN KUNDI)
MEMBER
Camp Court Swat

11.02.2016

Counsel for the appellant and Asst: AG for respondents present. Counsel for the appellant requested for adjournment. To come up for ~~order and further~~ arguments on 30.05.2016.



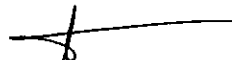
Member



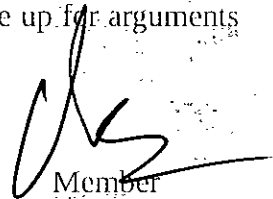
Member

30.5.2016

Counsel for the appellant and Assistant AG for respondents present. Since the appeal is pertains to the territorial limits of Malakand Division as such the same is posted to Swat. To come up for arguments on 11.7.2016 at Camp Court Swat.




Member



Member

11.07.2016

None present for the appellant. Mr. Muhammad Zubair, Sr. G.P for the respondents present. Since the appeal pertains to territorial limits of Malakand Division as the same to be heard at camp court Swat. Notices be issued to appellant and his counsel for final hearing before D.B on 05.10.2016 at camp court, Swat.



Member



Chairman
Camp court, Swat.

01.06.2015

Clerk of counsel for the appellant and Muhammad Jan, GP for the respondents present. Clerk of counsel for the appellant requested for adjournment. Request accepted. To come up for arguments on 01.09.2015 before D.B.



Member



Member



01.09.2015

Counsel for the appellant and Mr. Muzaffar Khan, S.I alongwith Mr. Muhammad Jan, GP for respondents present. Counsel for the appellant requested for adjournment. To come up for arguments on 17.12.2015.



Member



Member



17.12.2015

Counsel for the appellant and Mr. Muzaffar Khan, S.I alongwith Mr. Muhammad Jan, GP for respondents present. Counsel for the appellant requested for adjournment. To come up for arguments on 11.2.16



Member



Member

23.10.2014

Counsel for the appellant and Mr. Muhammad Adeel Butt, AAG with Saeedullah, SI (Legal) for the respondents present. Due to incomplete Bench, case is adjourned to 07.01.2015 for arguments.



MEMBER

07.1.2015

Appellant in person and Mr. Muhammad Adeel Butt, AAG with Fazal Ghafoor, SI (Legal) for the respondents present. The Tribunal is incomplete. To come up for the same on 10.4.2015.



READER

2015-01-07

10.4.2015

Appellant with counsel and Mr. Muhammad Jan, GP with Muzafar Khan, SI (Legal) for the respondents present. Since the court time is over, therefore, case is adjourned to 01.06.2015 for arguments.



MEMBER



MEMBER

4

7.10.2013.

Clerk to counsel for the appellant and Mr. Muhammad Jan, GP with Muhammad Yaqub, SI (Legal) for the respondents present. Counsel for the appellant is not available. To come up for arguments on 25.11.2013.

MEMBER

MEMBER

25.11.2013

None for the parties present. However Mr. Muhammad Adeel Butt, AAG present. Notice be issued to appellant/his counsel as well as respondents positively. To come up for arguments on 11.2.2014.

MEMBER

MEMBER

11.2.2014

Junior to counsel for the appellant and Muhammad Jan, GP with Muzafar Khan, SI (Legal) for the respondents present. Senior counsel for the appellant is not available. To come up for arguments on 10.6.2014.

MEMBER

MEMBER

10.6.2014.

Appellant with counsel, and AAG with Fazal Ghafoor, ASI for the respondents present. Counsel for the appellant needs time. To come up for arguments on 23.10.2014.

MEMBER

MEMBER

Counsel for the appellant and Mr. Arshad Alam, AGP for the respondents present. Mr. Fareedullah Khan, learned Member is on leave, therefore, case is adjourned to 3.1.2013 for arguments.


MEMBER

3.1.2013

Appellant in person and AAG with Muhammad Muzafar, S.I (Legal) for the respondents present. Counsel for the appellant is not available. To come up for arguments on 14.5.2013.


MEMBER


MEMBER

14.05.2013.

Appellant in person and Mr. Muhammad Jan, GP for the respondents present. Counsel for the appellant was stated to be ill. Appellant requested for adjournment. To come up for arguments on 12.7.2013.

Member


Reader to
Member

12.07.2013.

Appellant in person and Mr. Muhammad Jan, GP for the respondents present. In pursuance of Promulgation of Khyber Pakhtunkhwa Service Tribunal (Amendment) Act 2013, the Tribunal is incomplete. To come up for the same on 7.10.2013.


READER

10.1.2012.

Clerk to counsel for the appellant and Mr. Tahir Iqbal, AGP alongwith Muzafar Khan, S.I (Legal) for the respondents present. Counsel for the appellant is not available due to general strike of the Bar. Counter affidavit, if any, in the meantime and case to come up for arguments on 17.2.2012.


MEMBER

17.2.2012.

Counsel for the appellant and Mr. Sheragan Khattak, AAG for the respondents present. Counsel for the appellant needs time. To come up for arguments on 4.6.2012.


MEMBER


MEMBER

04.06.2012

Counsel for the appellant along with appellant and AAG present. Mr.Noor Muhammah, Advocate submitted fresh Wakalat Nama for the appellant and requested for adjournment. To come up


MEMBER


MEMBER

20.4.2011

Appellant in person, Sher Afgan Khattak AAG
alongwith Muzaffar Khan S.I. for the respondents
present. Written reply placed on file and copy
delivered to the appellant. Case adjourned to 5.7.2011
for arguments. The appellant may submit rejoinder in
the mean while.

Member.

Member.

5.7.2011

Appellant present and requested for
adjournment. Case adjourned to 3.10.2011 for
arguments.

Member.

Member.

3.10.2011

Appellant in person and Mr. Sherafgan Khattak,
AAG alongwith Muzafar Khan S.I (Legal) for the
respondents present. Rejoinder received and placed on
file. Copy handed over to the learned AAG. Respondents
are directed to file counter affidavit, if any, in the
meantime and case to come up for arguments on
10.1.2011.

MEMBER

MEMBER.

Appellant's solicitor
 Sec. 180/181
 attached with the
 order

tion. The appeal is admitted to full hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply on 7.3.2011.


MEMBER

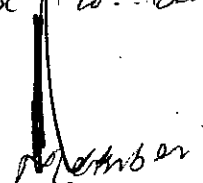
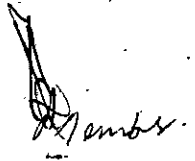
4. 6.1.2011

This case be put up before the Final Bench II for further proceedings.


CHAIRMAN

5. 7-3-11

Appellant in person, Sher Afgan Khattak AAL, along with Muzaffar S-1 (legal) for the respondents present. The latter requested for adjournment. Case adjourned to 20-4-2011 for reply.

 Member
 Member

FORM OF ORDER SHEET

Court of.....
 Case No.....of.....

| Serial No. of Order or Proceedings 1 | Date of Order or Proceedings 2 | Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary 3 |
|---|-----------------------------------|--|
|---|-----------------------------------|--|

1.

23.11.2010

The appeal of Mr. Jamal re-submitted by Muhammad Saeed Khan Shangla Advocate may be entered in the Institution Register and put up to the Worthy Chairman for preliminary hearing.

[Signature]
 REGISTRAR

2.

25.11.10

This case is entrusted to Primary Bench for Preliminary Hearing to be put up there on 13-12-10

[Signature]
 CHAIRMAN

3.

13.12.2010

Junior to counsel for the appellant present. Counsel for the appellant is not available to-day. To come up for preliminary hearing on 4.1.2011.

[Signature]
 MEMBER

4.

4.1.2011

Counsel for the appellant present. He contended that the appellant has not been treated in accordance with the law. The appellant has been discharge from service on 6.7.2010, without proper enquiry. The appellant filed departmental appeal on 8.7.2010. The appellant has received no reply within the stipulated time. Hence the present appeal. Points raised need to


The appellant was appointed as Constable on 6.4.09. Due kidney problem the appellant remained absent from 3.8.09, as he was admitted in LRH, Feshwar. The appellant was served with charge sheet on 22.6.10.

The appeal of Mr. Jamal Khan received to-day i.e. on 04.11.2010 is incomplete which is returned to the counsel for the appellant on the following scores for completion and re-submission within 15 days:-

- 1- Appeal may be got signed by the appellant
- 2- Copy of show cause notice mentioned in para -4 of the memo of appeal is not attached

NO. 2737 /S.T

Dt. 16/11/ /2010.


Registrar
KPK Service Tribunal
Peshawar:

Muhammad Saeed Khan Shangla Advocate.

Sir, as in para 4 the word notice was mentioned in account of misconception which was a fact charge sheet which is corrected as desired pleage. Submitted please.



BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTUN
KHWA, PESHAWAR

Service Appeal No. 2842/2010

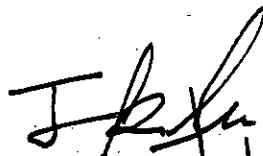
Jamal Khan. Appellant

Versus

DPO, Dir Lower at Timergara & others. Respondents

I N D E X

| S.No | Description of Documents | Annex | Pages |
|-------------|---------------------------------------|--------------|--------------|
| 1. | Service Appeal | | 1-5 |
| 2. | Affidavit | | 6 |
| 3. | Addresses of the parties | | 7 |
| 4. | Copy of dismissal order dt: 06.7.2010 | | 8 |
| 5. | Departmental Appeal | | 9-10 |
| 6. | Charge Sheet dated 22.06.2010 | | 11 |
| 7. | Copy of Reply | | 12-13 |
| 8. | Naqal Mad No.31 | | 14 |
| 9. | Clearance Certificate | | 15 |
| 10. | Wakalatnama | | 16 |


Appellant
Through

Muhammad Saeed Khan Shangla
Advocate, Peshawar

Dated: 04.11.2010

BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTUN
KHWA, PESHAWAR

A.W.P. Province
Service Tribunal
Diary No. 2803
Dated 4-11-10

Service Appeal No. 2842/2010

Jamal Khan S/O Muhammad Umar

Constable No.208 resident of Tehsil Munda,

District Dir Lower. Appellant

Versus

1. District Police Officer Dir Lower at Timergara.
2. Deputy Inspector General of Police,
Malakand Range at Saidu Sharif Swat.
3. Inspector General of Police/ Provincial Chief Police Officer,
Khyber Pukhtun Khwa, Peshawar. Respondents

Filed to-day
Registrar
23/11/10

<=>⇔<=>⇔<=>⇔<=>⇔<=>⇔<=>

**APPEAL U/S 4 OF SERVICE TRIBUNAL ACT TO
THE EFFECT THAT THE ORDER OF DISMISSAL
PASSED BY RESPONDENT NO.1 DATED
06.07.2010, WHEREBY APPELLANT HAS BEEN
DISCHARGED FROM SERVICE AND 10 MONTHS
PAY HAS BEEN ORDERED TO BE RECOVERED
FROM THE APPELLANT.**

<e-submitted to-day
and filed.

Registrar
23/11/10

PRAYER: On acceptance of this appeal, the impugned order of discharged dated 06.07.2010 passed by respondent No.1 be set aside and the appellant be reinstated to service with all back benefits and on setting aside impugned order the 10 months pay recovery from appellant be also set aside.

**Any other relief, deemed fit in the
circumstances may also be awarded in favour
of appellant against respondents.**

<=>⇔<=>⇔<=>⇔<=>⇔<=>⇔<=>⇔<=>

Respectfully Sheweth:

The appellant submits as under:

1. That the appellant was appointed as a Constable by respondent No.1 vide appointment order dated 06.04.2009.
2. That the appellant for undergoing police training was sent to Hangu Training Centre on 05.07.2009.
3. That the appellant on account of ill health and kidney problem remained absent from 03.08.2009, as the appellant was referred to LRH and was under treatment at LRH Peshawar.
4. That as the appellant remained absent on account of illness and the appellant was served with ~~show cause~~ ^{charge sheet} ~~notice~~ ^{W/A} allegedly on 22.06.2010, whereas OB Number of the appellant was sent to Dir Upper on 20.05.2010 instead of Dir Lower.
5. That after recovery from disease the appellant attended the police line Dir Lower at Timergara, but on account sending the OB Number to Dir Upper the appellant attendance could not be marked, which was the sole reason regarding non-marking presence of the appellant.

6. That the appellant was charge sheeted on 22.06.2010 vide charge sheet No.10442/EB to which the appellant submitted reply on 24.06.2010.
7. That no opportunity of personal hearing has been provided to the appellant and vide OB No.94 dated 06.07.2010 the appellant was discharged from service. (Copy of discharge order dated 06.07.2010 is attached herewith). (A)
8. That the impugned order dated 06.07.2010 discharging appellant from service is illegal, unwarranted, inter alia, on the following grounds among others;


GROUND S:

- A. That the reason of absence of appellant was avoidable beyond control of appellant on account of ill health.
- B. That on account of sending OB instead of Dir Lower was sent under mistake to Dir Upper and the appellant being appearing in police line Dir Lower but on account of non-availability of OB the attendance of petitioner could not be made which was a matter beyond control of appellant and for which the appellant cannot be held responsible.
- C. That no opportunity of personal hearing has been provided to the appellant which is the basic right of appellant curtailing the same has resulted into material injustice.

- D. That the reason of declaring opportunity of personal hearing has not been explained in the impugned order anywhere.
- E. That the appellant submitted proper representation to respondent No.2 on 08.07.2010, which has not been responded so far. *Annex- B*
- F. That the appellant has been dealt with in violation of law and rules regulating service of the appellant.
- G. That the entire proceeding has been conducted in derogation of law and rules.
- H. That the appellant being the only bread earner of his family the entire family has been curbed vide impugned order.
- I. That the ends of justice so requires that the appellant be reinstated in service with all back benefits.
- J. That any other ground not specifically raised shall be argued at the time of arguments.

It is, therefore, humbly prayed that on acceptance of this appeal, the impugned order of discharge of appellant from service dated 06.07.2010 be set aside and the appellant be reinstated in service with all back benefits the recovery of salary order from 03.08.2009 till 01.04.2010 may also be set aside and be declared of no legal effect.

Any other relief, deemed fit in the circumstances may also be awarded in favour of appellant against respondents.


Appellant
Through


Muhammad Saeed Khan Shangla
Advocate, Peshawar

Dated: 04.11.2010

BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTUN
KHWA, PESHAWAR

Service Appeal No. _____/2010

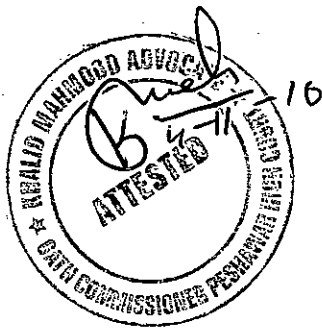
Jamal Khan. Appellant

Versus

DPO, Dir Lower at Timergara & others. Respondents

AFFIDAVIT

I, Jamal Khan S/O Muhammad Umar, Constable No.208 resident of Tehsil Munda, District Dir Lower, do hereby solemnly affirm and declare on oath that contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.



[Handwritten Signature]
DEPONENT

BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTUN
KHWA, PESHAWAR

Service Appeal No. _____/2010

Jamal Khan. Appellant

Versus

DPO, Dir Lower at Timergara & others. Respondents

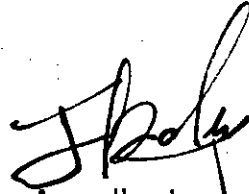
ADDRESSES OF THE PARTIES

APPELLANT:

Jamal Khan S/O Muhammad Umar
Constable No.208 resident of Tehsil Munda,
District Dir Lower.

RESPONDENTS:

1. District Police Officer Dir Lower at Timergara.
2. Deputy Inspector General of Police,
Malakand Range at Saidu Sharif Swat.
3. Inspector General of Police/ Provincial Chief Police Officer,
Khyber Pukhtun Khwa, Peshawar.



Appellant
Through



Muhammad Saeed Khan Shangla
Advocate, Peshawar

Dated: 04.11.2010

(A)

(8)

ORDER

This is a proper departmental order against constable Jamal Khan No. 208 on the charge that while he deputed for recruit training at Police Training College Hangu was returned to the District as unqualified vide commandant P.T.C Hangu signal No. 6744/GC Dated 12-09-2009, but instead reported his arrival in Police Lines Timergara. He absented himself with effect from 03-08-2009 to date. He was served charge sheet with couple of statement of allegations and a committee consisting of Mr. Bahr-Ud-din Khan DSP HQ and SI Dost Muhammad Khan Cashier Police Lines was constituted to probe into the matter and submit their findings. The enquiry committee conducted proper departmental enquiry, recorded the statement of all concerned including defaulter constable and submitted their findings. The enquiry committee in their finding mentioned that the defaulter constable Jamal Khan while in training program admitted in DHQ Hospital Hangu on 21-07-2009 and thereafter refer to LRH Peshawar for further treatment, where the Medical Superintendent advised him complete bed rest/medical leave upto 28/07/2009. He was due back to P.T.C Hangu, but he absented himself from duty with effect from 03/08/2010 to-date. The Enquiry committee in their findings established the charge leveled against him without any shadow of doubt and recommended that the pay and allowances drawn by him with effect from 3/8/2009 to 01/4/2010 i.e. 10 months and 28 days may be recovered and he may be discharged from service under P.R-12.21.

I have gone through the enquiry file, finding of the enquiry committee and have reached at the conclusion that the charge leveled against him has been proved without any shadow of doubt, therefore, I, MUMTAZ ZARIN, T:Sh: QPM(BAR), District Police Officer Dir Lower agreed with findings of the Enquiry Committee and hereby discharge the defaulter Constable from service under P.R 12.21. The pay drawn by him with effect from 03/08/2009 to 1/04/2010 should be recovered from him through local Police and credited into Govt treasury.

ATTESTED

O.B. 947
 Dated: 017 /2010.

(MUMTAZ ZARIN)
 T:Sh:, Q.P.M (BAR)
 District Police Officer,
 Dir Lower at Timergara.
 5/7

No. _____ /EB,

Copy for necessary action the:-

- | | | | |
|----|----------------|---|---|
| 1. | Pay Officer | } | The pay and allowances with effect from |
| 2. | SHO P.S. Munda | } | 03/08/2009 to 1/04/2010 should be |
| | | } | recovered from him, credited into Govt |
| | | } | treasury and report compliance. |

کنوڑ جا بڈی اس کٹر جنرل کا کہہ رہے ہیں
ملکہ کے راج مقام سے لے کر

اپیل نظر ثانی پر خلاف حکم مندر
ذیل دستخط کیے گئے ہیں اس پر دیر پور
تیمپرز فروری 1957ء کا درجہ بحال
ملازمت میں پولیس انسپشن دیر پور سے۔

ذیل کے اہل سبیل ذیل کے نام ہیں
1۔ ایم قاسم حسین دیر پولیس میں بتوئے 4/6 پوری
ہوا۔ اور پولیس ٹریننگ کورس میں داخل ہوئے۔
جس پر دو دن ٹریننگ سبیل کے گرد سے
دور رہا اور مذکورہ سبیل کو متعلقہ ایجنسیوں
ٹریننگ سنٹر سے بڑھ کر L R H 2 ریفر کیا۔
میں اس کا ٹریننگ حاصل کر کے
پندرہ ماہ زرم عدت کے لئے مذکورہ سبیل
تیمپرز فروری 1957ء کے لئے
سبیل کا 105 نمبر دیر پور میں بحال

کیج دیا گیا۔

2۔ یہ ہے اہل سبیل جو یہ صحت ہوا تو پولیس
میں تیمپرز حاضر ہوئے اور اس میں 105 نمبر
بال یعنی کے بندہ سبیل کے حاضر
کے لئے

ATT/STED

ATTESTED

Handwritten notes and signatures at the top of the page, including a signature that appears to be 'S/1' and some illegible text.

- 1- ...
- 2- ...
- 3- ...
- 4- ...
- 5- ...
- 6- ...

(11)

CHARGE SHEET.

I, MUMTAZ ZARIN T:Sh: QPM(BAR) District Police Officer, Dir Lower as competent authority, hereby charge you Recruit Jamal Khan No. 208 as follow.


That while you deputed for recruit training at PTC Hangu, was returned to the district as un-qualified vide Commandant PTC Hangu Signal No.1651/GC dated 20-05-2010 but you failed to report in Police Lines and absented yourself from duty w-e-f 11-08-2009 to-date without any leave or prior permission.

By reason of the above, you appear to be guilty of misconduct under Section-3 of N.W.F.P, Removal from Service (Special Power) Ordinance,2000 and have rendered yourself liable to all or any penalties specified in Section-3 of the said ordinance.

Your written defense if any should reach to the Enquiry Committee within the specified period, failing which it shall be presumed that you have no defense to put in and in that case ex-parts action shall follow against you.

Intimate whether you desire to be heard in person.

Statement of allegation is enclosed.


(MUMTAZ ZARIN)
T:Sh: QPM (BAR)
District Police Officer,
Dir Lower at Timergara.

No. 10462 /EB,

Dated 22/6 /2010

Rec
21/6

Copy to Recruit Jamal Khan No. 208

ATTESTED


۱۰۴۹۲/۳۵
 ۲۲/۶/۲۰۱۵
 جناب سید محمد رفیع
 صاحب
 محلہ
 ۱۰۴۹۲/۳۵
 ۲۲/۶/۲۰۱۵
 جناب سید محمد رفیع
 صاحب
 محلہ

ATTESTED

جناب سید محمد رفیع صاحب
 محلہ
 ۱۰۴۹۲/۳۵
 ۲۲/۶/۲۰۱۵

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ATTESTED

میں نے اس پر دستخط کیا ہے
2018ء میں

محمد علی

24/4/20

میں نے اس پر دستخط کیا ہے
2018ء میں