

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

**APPEAL NO. 905/2022**

**SADIQ KHAN**

**VS**

**POLICE DEPTT:**

**INDEX**

<b>S.NO.</b>	<b>DOCUMENTS</b>	<b>ANNEXURE</b>	<b>PAGE</b>
1.	Memo of rejoinder	.....	1- 2.
2.	Affidavit	.....	3.
3.	Order dated 16.01.1988	<b>R</b>	4- 5.
4.	Standing order 06/2014	<b>R1</b>	6- 8.
5.	Other related record	<b>R2</b>	9- 13.

**APPELLANT**

**THROUGH:**

  
**MIR ZAMAN SAFI**  
**ADVOCATE**

①

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

Appeal No. 905/2022

**SIDDIQ KHAN**

**VS**

**POLICE DEPARTMENT**

**REJOINDER ON BEHALF OF THE APPELLANT**  
**IN RESPONSE TO THE REPLY SUBMITTED BY**  
**RESPONDENTS**

**R/SHEWETH:**

**Preliminary Objections:-**

Khyber Pakhtunkhwa  
Service Tribunal

Dist. No. 18044

Dated 19-11-24

All preliminary objections raised by the respondents are incorrect and baseless rather the respondents are estopped to raise any objection.

**ON FACTS:**

- 1- Admitted correct by the respondents hence need no comments. Furthermore, the Old SPL was absorbed in Frontier Armed Reserve later on absorbed as FRP vide order dated 16.01.1988. Copy of the order is attached as annexure.....R.
- 2- Admitted correct by the respondents. Furthermore, it is important to mention here that many junior colleagues of the appellant have been promoted to the rank of Head Constable in light of the Standing Order 01/2006 vide order dated 12.11.2009 while the appellant was ignored from the said benefits of promotion despite of the fact that the appellant was entitle for the same on all aspects. Copy of the Standing Order 06/2014 is attached as annexure.....R1.
- 3- Incorrect and misconceived. That the officials had been promoted to the rank of head constables purely on the basis of seniority cum fitness.
- 4- Admitted correct to the extent of promotion of the appellant to the rank of Head Constable vide order dated 25/02/2020 with immediate effect rather than retrospective effect i.e. 12.11.2009 while the rest of Para is incorrect and misconceived. It is further added that the promotion order dated 25.02.2020 clear shows malafide on the part of respondents that the respondent department promoted the appellant to the next higher rank of Head Constable with immediate effect on conditional basis subject to the CPLA pending before the Apex Court while there was no CPLA against the judgment 21.11.2017 of Peshawar High Court, Bannu Bench

2

which was declared unfit for filing CPLA vide letter dated 25.01.2018.

- 5- Incorrect and misconceived. That there was no CPLA filed against the judgment of the Peshawar High Court Bannu Bench. That it is important to mention here that the respondents filed Cr.PLA against the order sheet dated 15.01.2020 issued in COC Petition No. 396-B/2018. It is further added that the judgment of the Hon'ble Peshawar High Court, Bannu Bench has got finality, therefore, the appellant was fully entitled to be promoted to the rank of head constable on regular basis w.e.f 12.11.2009. Copies of all record is attached as annexure.....R2.
- 6- Incorrect and the departmental appeal has not been decided in accordance with law and rules.
- 7- Incorrect and not replied accordingly hence denied.


**ON GROUNDS:**

**(1 to 4):**

All the grounds of main Writ Petition are correct and in accordance with law and that of the respondents are incorrect and baseless.

It is therefore, most humbly prayed that on acceptance of this rejoinder the appeal of the appellant may be accepted as prayed for.

APPELLANT

THROUGH:   
MIR ZAMAN SAFI  
ADVOCATE

(3)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

APPEAL NO. 905/2022

SADIQ KHAN

VS

POLICE DEPTT:

**AFFIDAVIT**

I Sadiq Khan S/O Gul Akbar R/O Kajeer Abad Dhaki Kot, Qalandar Taji Kila, District Bannu, do hereby solemnly affirm that the contents of this rejoinder are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.



SADIQ KHAN S/O GUL AKBAR  
(APPELLANT)



8

"R"  
"P"

(4)

GOVERNMENT OF N.W.F.P.  
Home and TRIBAL AFFAIRS  
DEPARTMENT.

DATED PESHAWAR THE 16. 1. 1988

O R D E R

NO.SO(P.II)HD/8-10/146-149 ✓. Sanction of the Govt; of NWFP is hereby accorded to the raising of Armed Reserve Police force in NWFP comprising the following units of N.W.F.P Police.

1. Additional Police.
2. Special Police Levy.
3. P.A.F. Contingent.
4. Range Reserve Platoons.
5. Provincial Armed Reserve Platoons
6. Frontier Armed Reserve
7. Campus Peace Corps Peshawar University.
8. Special Task Force and Anti-Terrorist Squad.
9. Mounted Police.
10. Standing Guards and Police Escorts etc;etc including those provided to private bodies/ persons.

2. As a result of the said re-organization, sanction is accorded to the creation of the following posts with effect from 1.10.87, at a total cost of Rs.29,89,170/- as detailed below:-

6-222-000-Total Estt:Charges		26,53,650/-
6-222-010-Total Basic Salary.		18,23,760/-
6-222-011-Basic Pay of Officers		3,39,680/-
One DIG (Commandant) (BPS-19)		33,040/-
Five Supdts: of Police (BPS-18)		1,08,400/-
Twelve DSPs (BPS-17)		1,98,240/-
6-222-012-Pay of Other staff		14,84,080/-
Nineteen Inspectors (BPS-14)		1,67,200/-
Sixty Sub Inspectors (BPS-11)		4,36,800/-
Seventy one Head Constables (BPS-3)		3,69,200/-
One Office Supdt (BPS-16)		10,600/-
One Stenographer (BPS-15)		9,320/-
Five Steno Typists (BPS-12)		38,800/-
Twelve Assistants (BPS-11)		87,360/-
Fifteen Sr:Clerks (BPS-7)		90,000/-
Twenty four Jr:Clerks (BPS-5)		1,34,400/-
Five Daftaries (BPS-2)		25,000/-
Twelve Naib Qasids (BPS-1)		57,600/-
Twelve Bahishties (BPS-1)		57,600/-
6-222-020-Total Regular Allowances.		7,89,090/-
022--House Rent Allowance		5,47,330/-
027--Washing Allowance.		14,300/-
028--Dress Allowance.		2,300/-
029--Ration Allowance.		1,30,580/-
029--Medical allowance		94,800/-
6-222-030-Total other Allowances		40,800/-
034--Medical charges		1,800/-
036--Out fit allowance		24,000/-
039--Other Allowances		15,000/-
6-222-500-Total Commodities and Services.		3,35,520/-
511-TA(Others)		3,35,520/-
	TOTAL	29,89,170/-

3. Sanction of the Govt: of NWFP is also accorded to the Up-gradation of 1020 posts of Special Police Levy from Basic Pay Sc 1 to Basic Pay Scale 2 as Constables with effect from 1.10.1987.

Contd.....(2) \*r\*

*M. J. Khan*  
**ATTESTED**

Better Copy: 84

GOVERNMENT OF N.W.F.P

Home and TRIBAL AFFAIRS

DEPARTMENT.

DATED PESHAWAR THE 16 1.1988

ORDER.

NO. SO(P.11)HD/8-10/146-149. Sanction of the NWFP is hereby accorded to the raising of Armed Reserve Police force in NWFP comprising the following units of N.W.F.P Police.

1. Additional Police.
2. Special Police Levy.
3. P.A.F. Contingent.
4. Range Reserve Platoons.
5. Provincial Armed Reserve Platoons
6. Frontier Armed Reserve
7. Campus Peace Corps Peshawar University.
8. Special Task Force and Anti-Terrorist Squad.
9. Mounted Police.
10. Standing Guards and Police Escorts etc;etc including those provided to private bodies/persons.

2. As a result of the said re-organization, sanction is accorded to the creation of the following posts with effect from 1.10.1987, at a total cost of Rs.29,89,170/- as detailed below:-

6-222-000-Total Estt: Charges		26,53,650/-
6-222-010-Total Basic Salary		18,23,760/-
6-222-011-Basic Pay of Officers		3,59,680/-
One DIG (Commandant)	(BPS-19)	33,040/-
Five Supdts: of Police	(BPS-18)	1,08,400/-
Twelve DSPs	(BPS-17)	1,98,240/-
6-222-012-Pay of Other staff		14,84,080/-
Nineteen Inspectors	(BPS-14)	1,67,200/-
Sixty Sub Inspectors	(BPS-11)	4,36,800/-
Seventy one Head Constables	(BPS-3)	3,69,200/-
One Office Supdt	(BPS-16)	10,800/-
One Stenographer	(BPS-15)	9,320/-
Five Steno Typists	(BPS-12)	38,800/-
Twelve Assistants	(BPS-11)	87,360/-
Fifteen Sr:Clerks	(BPS-7)	90,000/-
Twenty four Jr:Clerks	(BPS-5)	1,34,400/-
Five Daftaries	(BPS-2)	25,000/-
Twelve Naib Qasids	(BPS-1)	57,600/-
Twelve Bahishties	(BPS-1)	57,600/-
6-222-020-Total Regular Allowances.		7,89,090/-
022-House Rent Allowance		5,47,330/-
027-Washing Allowance.		14,300/-
028-Dress Allowance.		2,300/-
029-Ration Allowance		1,30,560/-
029-Medical allowance		94,800/-
6-222-030-Total other Allowances		40,800/-
034-Medical Charges		1,800/-
036-Out fit allowance		24,000/-
039-Other Allowances		15,000/-
6-222-500-Total Commodities and Services.		3,35,520/-
511-TA(Others)		3,35,520/-
	Total	29,89,170/-

3. Sanction of the Govt: of NWFP is also accorded to the Up-gradation of 1020 posts of Special Police Levy from Basic Pay Sc 1 to Basic Pay Scale 2 as Constables with effect from 1.10.1987

Contd....(2) \*\*

*M. Saeed*  
**ATTESTED**

9

(3)

(5)

(2)

4. The Govt; of NWFP is further pleased to abolish the posts of 7 ASIs and 279 Constables with effect from 1.10.1987 to neutralize the addl cost of 255 posts created as above. The details of posts abolished are given in Annexure-A.

5. The location of the staff created are shown in Annexure-B. The duties and responsibilities of the new set up will be the same as those of Regular Police elsewhere and its services will be governed by the Police Rules on any other Rules applicable to their counter-parts in regular Police.

6. The expenditure involved is debitable to the Function 6-222- Provincial Police(Police Proper) and shall be met out of the existing budget grant for the current financial year 1987-88.

7. A token grant of Rs.10/- is sanctioned to regularise the incurrence of above expenditure during the current financial year 1987-88. The different conditions imposed and other instructions issued by Finance Deptt; in connection with the implementation of the above scheme will be adhered to strictly.

HOME SECRETARY GOVERNMENT OF NWFP HOME AND TAS DEPTT.

NO.7/12-B.III/PD/

Dated Peshawar the 16.1./1988

Copy forwarded for information and necessary action

to:-

- 1. The Accountant General NWFP Peshawar.
- 2. All Districts Accounts Officer in NWFP.

(MALIK SHUJEAT HUSSAIN)  
BUDGET OFFICER-III  
FINANCE DEPTT.

NO.SO(P.II)HD./8-10/146-149 Dated Peshawar the 16.1./1988

Copy of above is forwarded for information and necessary action to:-

- 1. The Inspector General of Police, NWFP Peshawar.
- 2. The Budget Officer-III Govt; of NWFP Finance Deptt; Peshawar.
- 3. The Dy:Secretary Regulation-I Govt; of NWFP Finance Deptt; Peshawar.
- 4. The Section Officer(Police-I)Govt; of NWFP Home and TAS Deptt; Peshr;

(TAJ GHAFOR)  
SECTION OFFICER(POLICE-II)  
HOME DEPARTMENT.

\*\*\*I\*\*\*

**ATTESTED**

*Budget Cops 5*

4. The Govt of NWFP is further pleased to abolish the posts of the ASI,s and 279 Constables with effect from 1.10.1987 to neutralize the Addl cost of 255 posts created as above. The details of post abolished are given in Annexure-A

5. The Location of the staff created are shown in Annexure-B. The duties and responsibilities of the new set up will be the same as those of Regular Police elsewhere and its services will be governed by the Police Rules or any other Rules applicable to their counter-parts in regular Police.

6. The expenditure involved is debitable to the Function 6-222-Provincial Police (Police Proper) and shall be met out of the existing budget grant for the current financial year 1987-88.

7. A token grant of Rs.10/- is sanctioned to regularize the incurrence of above expenditure during the current financial year 1987-88. The different conditions imposed and other instructions issued by Finance Deptt; in connection with the implementation of the above scheme will be adhered to strictly.

**HOME SECRETARY GOVERNMENT OF  
NWFP HOME AND TAS DEPTT.**

No. 7/12-B. III/FD/\_\_\_\_\_ Dated Peshawar the 16.1./1988

Copy forwarded for information and necessary action  
to:-

1. The Accountant Genral NWFP Peshawar.
2. All Districts Accounts Officer in NWFP.

**(MALIK SHUJEAT HUSSAIN)  
BUGHET OFFICER-III  
FINANCE DEPTT:**

NO. SO(P. II)HD /8-10/146-149 Dated Peshawar the 16.1./1988

Copy of above is forwarded for information and necessary  
action to:-

1. The Inspector General of Police, NWFP Peshawar
2. The Budget Officer-III Govt; of NWFP Finace Deptt;Peshawar.
3. The Dy:Secretray Regulation-1 Govt; of NWFP Finace Deptt;Pwhawar
4. The Section Officer (Police-1)Govt; of NWFP Home and TAS Deptt; Peshawar

**( TAJ Ghafoor)  
SECTION OFFICER (POLICE-II)  
HOME DEPARTMENT.**

*M. Ghafoor*  
**ATTESTED**





"R1" (6)  
27-11-2014 P  
8959  
28-9-14

**OFFICE OF THE  
THE INSPECTOR GENERAL OF POLICE,  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar**

**STANDING ORDER NO. 6 /2014**

**Promotion of Constables as C-ii Head Constables**

This Standing Order is issued under Article 10(3) of Police Order 2002 in pursuance of the Police Policy Board decision taken in its 11<sup>th</sup> meeting held on 21<sup>st</sup> August 2014.

2. **Aim:-**This Standing Order aims to streamline and standardize the criteria and procedure of placement of Constables on promotion List C-ii and their subsequent promotion as C-ii Head Constables
3. **Placement on C-ii List:-**Those Constables who have crossed the age limit prescribed for A-1/B-1 Exams without qualifying the same may be considered for placement on promotion List C-ii.
4. A Selection Board at the District level, constituted by CCPO or RPO, as the case may be, and consisting of the DPO concerned (SSP Operations in case of District Peshawar) and two other officers not less than the rank of SP, may consider Constables for placement on C-ii list as per the following criteria:
  - a. Outstanding performance:
  - b. Good general reputation.
5. **Procedure:-**Seniority of Constables placed on List C-ii shall be determined from the date of entry into the promotion List C-ii.
6. The Selection Board constituted under section 4 above may recommend to CCPO or RPO, as the case may be, Constables placed on C-ii List for promotion as Head Constables in accordance with the following criteria:

M. A.  
**ATTESTED**

(7)

- a. Seniority-cum-outstanding performance;
- b. Good general reputation.

7. After approval of CCPO or RPO, as the case may be, the DPO (SSP Operations in case of Peshawar) shall promote such Constables as C-ii Head Constables.

8. Promotion of Constables as C-ii Head Constables on reaching superannuation:-  
A large number of Constables retire without being promoted as Head Constables. Such Constables deserve to be promoted as C-ii Head Constables, before their superannuation, in recognition of their long-standing services for the police department.

8.1 The criteria and procedure given in section 3 to 7 above shall not apply to the promotion of Constables promoted as C-ii Head Constables on superannuation. Instead, such constables shall be promoted, in line with the IGP Policy Guidelines No. 04/2013 dated 5<sup>th</sup> December 2013, according to the following procedure:

- a) The District Head of Police or the Head of a Police Unit, as the case may be, shall place the name of a Constable on promotion List C-ii on the first day of the last six months before the date of his superannuation.
- b) Once the name of a constable has been placed on promotion List C-ii under section 8.1 (a), the District Head of Police or the Head of a Police Unit, as the case may be, shall promote the Constable as Head Constable (C-ii) on the first day of the last three months before the date of his superannuation.
- c) This procedure shall not apply to constables going on LPR.
- d) The District Head of Police or the Head of Police Unit, as the case may be, shall maintain a list of all Constables well before their superannuation.

9. Only upto 10% of the vacancies of Head Constables in a District or Unit, as the case may be, shall be filled through promotion from List C-ii. In any case, such promotions shall not exceed 10% of the total vacancies of Head Constables in a District or Unit.

10. Power to remove difficulties:-If any difficulty arises in giving effect to this order, the Provincial Police Officer may by notification make such provisions as deemed appropriate.

*M. Ali*  
**ATTESTED**

8


Amendment:-All previous Standing Orders on the subject, to the extent of the provisions of this order, shall stand amended.

(NASIR KHAN DURRANI)  
Provincial Police Officer  
Khyber Pakhtunkhwa  
Peshawar

No:- 428-91 199 dated Peshawar the 14<sup>th</sup> September 2014

Copy of the above is forwarded for information and necessary action to:

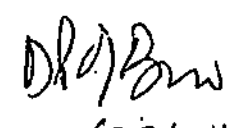
1. All Heads of Police Offices in Khyber Pakhtunkhwa;
2. PRO to PPO;
3. Registrar CPO.

  
(MUBARAK ZEB) PSP  
DIG Headquarters  
Khyber Pakhtunkhwa  
Peshawar

No 14839-48 29.9.14

9 Copies to Adh: Sd/ops Sd/inv:-  
(Call SAs P/legal, etc Ge DAS/8RC  
for information and future guidance  
Compliance

  
ATTESTED

  
26/9/14

8

"R2"

9

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
Central Police Office, Peshawar



No. 272 / Legal dated Peshawar, the 25 / 1 / 2018.

To: The Commandant,  
Frontier Reserve Police,  
Khyber Pakhtunkhwa, Peshawar.

Subject: LODGING OF APPEAL AGAINST THE JUDGMENT OF  
PESHAWAR HIGH COURT, BANNU BENCH WRIT PETITION NO.  
SS9-B/2017 FILED BY EX-CONSTABLE SADIQ KHAN NO. 6496 OF  
FRP/BANNU RANGE.

Memo:-

Please refer to your office memo No. 159/SI Legal dated 04.01.2018, on the subject noted above.

The case is not fit for lodging CPLA as the Honorable Court has not accepted the petition but has disposed of the petition with certain directions to the respondents. Therefore, details showing bio-data of petitioner, qualifications and merit for the desired promotion rank and competent unit of Police for his promotion may be forwarded to this office for further proceeding in the case.

  
AIG/Legal,  
For Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar  
24/01/2018

  
**ATTESTED**

10

From: The Superintendent of Police  
FR P, Bannu.

To: The Commandant,  
Frontier Reserve Police,  
Khyber Pakhtunkhwa, Peshawar.

No. 604 / FRP dated Bannu, the 16 / 04 / 2018.

Subject: LODGING OF APPEAL AGAINST THE JUDGMENT OF PESHAWAR HIGH COURT, BANNU BENCH WRITE PETITION NO.859-B/2017 FILED BY CONSTABLE SADIO KHAN NO.6496/7727 OF FRP BANNU RANGE

Memo:

Kindly refer to your good office Endst: No.4028/SI, Legal dated 16-03-2018 endorsed to this office on the subject noted above.

It is submitted for favor of kind information and further appropriate action that the appellant i.e Constable Sadiq Khan No.7727 has been appointed as constable in FRP Bannu with effect from 20-05-2004 against the existing vacancy of Old SPL Bannu.

In addition to gaining the Basic Recruit Training, he has also qualified Traffic Course. So far his educational status is concerned, the appellant is also holder of Master Degree by qualifying M.A from the UST Bannu. According to his Service Record as well CNIC, his Date of Birth is 06-07-1974, thus the official has crossed the prescribed age of 40 years since 2014, resultantly he has become illegible either to appear in B-I Examination OR under-go the Lower College Course being over age one.

It is also added that 81 Nos Constables of FRP Bannu & DI Khan Ranges including Old SPL of Bannu were promoted to the rank of Head Constables (BPS-07) during the year 2009 by the orders of Worthy Deputy Commandant, Frontier Reserve Police, Khyber Pakhtunkhwa, Peshawar bearing order Endst: No.8307-08/EC dated 12-11-2009, in which name of the appellant was ignored might for some valid reasons, against which the appellant made certain applications before the competent authority.

Hence forth the appellant put forward his case before the Honorable Peshawar High Court Bannu Bench Bannu by filing of a Write Petition before the said court on 08-11-2017, which was just decided in favor of the appellant within a short spell of a fortnight period vide judgment dated 21-11-2017 directing therein the respondents that the process of promotion be considered out and the petitioner be considered in accordance with Law, Rules and policy within shortest possible time.

It is therefore requested that the matter may kindly considered sympathetically as to avoid any contempt of court, please.

*M. S.*  
**ATTESTED**

*Y. J.*  
Superintendent of Police  
FRP, Bannu  
superintendent of Police  
FRP/ Bannu

11

7

Phone & Fax No. 0929-021164

From: The Superintendent of Police  
FRP, Bannu.

To: The Deputy Commandant, FRP,  
Khyber Pakhtunkhwa, Peshawar.

No. 896 / FRP dated Bannu, the 15 / 05 / 2018.

Subject: LODGING OF APPEAL AGAINST THE JUDGMENT OF PESHAWAR HIGH COURT, BANNU BENCH WRITE PETITION NO.859-B/2017 FILED BY CONSTABLE SADIQ KHAN NO.6496/7727 OF FRP BANNU RANGE

Memo: Kindly refer to your good office Memo: No.1334/PA dated 08-05-2018 on the subject noted above.

The requisite information with the direction of your good office detail of the following FRP Head Constables of this Range is submitted herewith as under please:-

S.No.	Name & Belt No.	D/O Enlistment	Edu:
1.	HC Mohammad Sabir Shah 7419	02-10-04	10 <sup>th</sup>
2.	HC Naseeb Ullah 7871	02-10-04	10 <sup>th</sup>
3.	HC Javid Ali 7421	02-10-04	10 <sup>th</sup>
4.	HC Umer Zaman 7396	11-10-04	10 <sup>th</sup>
5.	HC Taimur Shah 7516	02-10-04	M.A
6.	HC Altaf Ullah 7862	02-10-04	F.A
7.	HC Umer Daraz 7410	02-10-04	10 <sup>th</sup>
8.	HC Riaz-ud-Din 7395	02-10-04	M.A
9.	HC Mohammad Riaz 7487	02-10-04	10 <sup>th</sup>
10.	HC Waheed Ullah 7865	02-10-04	M.Sc
11.	HC Imran Ullah 7518	05-10-04	10 <sup>th</sup>
12.	HC Rukh Ullah 7457	02-10-04	10 <sup>th</sup>
13.	HC Wasid Ali Shah 7882	30-12-04	M.A
14.	HC Farooq Khan 7513	02-10-04	10 <sup>th</sup>
15.	HC Abid Ullah 7394	02-10-04	10 <sup>th</sup>
16.	HC Rafi Ullah 7452	02-10-04	10 <sup>th</sup>
17.	HC Rahmat Ullah 7872	02-10-04	F.A
18.	HC Zar Nawaz 7407	02-10-04	10 <sup>th</sup>
19.	HC Habib Zaman 7393	02-10-04	P.A
20.	HC Atta Ullah Jan 7864	02-10-04	10 <sup>th</sup>
21.	HC Asmat Ullah 7520	02-10-04	10 <sup>th</sup>
22.	HC Sajad Ali 7507	02-10-04	10 <sup>th</sup>
23.	HC Usman Ali 7413	02-10-04	10 <sup>th</sup>
24.	HC Nazar Gul 7486	02-10-04	10 <sup>th</sup>
25.	HC Akhtar Nawaz 7401	02-10-04	B.A
26.	HC Farhat Ullah 7415	02-10-04	10 <sup>th</sup>
27.	HC Mohammad Ismail 7485	06-10-04	F.A
28.	HC Mohammad Javid 7868	09-10-04	10 <sup>th</sup>
29.	HC Abdul Wahid 7445	23-10-04	10 <sup>th</sup>
30.	HC Sami Ullah 7456	23-10-04	M.A
31.	HC Sabid-ud-Din 7470	23-10-04	10 <sup>th</sup>
32.	HC Mustafa Khan 7492	23-10-04	10 <sup>th</sup>
33.	HC Zia-ud-Din 7444	23-10-04	10 <sup>th</sup>
34.	HC Farid Ullah 7436	23-10-04	10 <sup>th</sup>
35.	HC Abdul Manan 7427	30-12-04	B.A
36.	HC Amir Kaboot 7481	16-08-02	2 <sup>nd</sup>
37.	HC Ghulam Sadiq 7867	26-06-86	Nil
38.	HC Radial Khan 7869	15-11-84	Nil
39.	HC Ghulam Nabi 7866	09-01-85	7 <sup>th</sup>

*M. J. Khan*  
**ATTESTED**

Superintendent of Police,  
FRP, Bannu

12

IN THE SUPREME COURT OF PAKISTAN  
(Appellate Jurisdiction)

Direct Criminal Appeal NO. 5-P /2020

Muhammad Tahir Ayub Dawar Commandant FRP,  
Peshawar & Another

Appellants

VERSUS

Sadeeq Khan

Respondent

NOTICE

To



1997

Sadeeq Khan S/o Gul Akbar Khan  
R/o Kajeerabad Dakhli Kot Qalandar Post Office Taji Kala,  
Tehsil and District Bannu

Please take notice Registered A/D post to the effect that I am filing Cr.PLA with stay application in the above titled case against the judgment of the Hon'ble Peshawar High Court, Bannu Bench dated 15/01/2020 in COC NO.396-B/2018 before the Supreme Court of Pakistan in its Branch Registry at Peshawar.

(Mian Saadullah Jandoli)  
Advocate-on-Record  
Supreme Court of Pakistan  
For Govt. /Petitioners

In person

Enter appearance

*M. Saadullah Jandoli*  
**ATTESTED**

**SUPREME COURT OF PAKISTAN**  
(Appellate Jurisdiction)

13

**PRESENT:**

Mr. Justice Syed Mansoor Ali Shah  
Mr. Justice Syed Hasan Azhar Rizvi  
Mr. Justice Shahid Waheed

**Cr.L.A.5-P/2020**

[Against the order dated 15.01.2020 of the Peshawar High Court, Hannu Bench,  
passed in COC No.396-B of 2018]

Muhammad Tahir Ayub Dawnr,  
Commandant PRP, Peshawar and another. ...**Petitioner(s)**

**Versus**

Sadeeq Khan. ...**Respondent(s)**

For the Petitioner(s) : Mr. Zahid Yousaf Qureshi,  
AOR/ASC

For the Respondent(s) : In person

Date of Hearing : 06.06.2023

**ORDER**

**Syed Mansoor Ali Shah, J:-** Respondent Sadeeq Khan has  
tendered appearance in person and submits that the contempt petition  
pending before the High Court (bearing COC No.396-B of 2018) has been  
withdrawn vide order dated 26.02.2020. Therefore, the instant matter has  
become infructuous. This criminal appeal is dismissed as having become  
infructuous.

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

**Certified to be True Copy**

**Senior Court Associate**  
**Supreme Court of Pakistan**  
**Islamabad**



12/10/2023  
GR No: \_\_\_\_\_ Civil/Criminal  
Date of Presentation: 06.6.2023  
No of Words: 300  
No of Folios: 3  
Requisition Fee No: 5  
Copy Fee In: 1.86  
Court Fee Stamps: 6.00  
101 L/13