

If approved, comments may be called for

**IN THE SUPREME COURT OF PAKISTAN**  
(Original Jurisdiction)

**PRESENT**

Mr. Justice Iftikhar Muhammad Chaudhry, CJ.

**HUMAN RIGHTS CASE NO.2905 OF 2006.**

(Complaint of Ghulam Qadir, Pakpattan)

**Attendance.**

Mr. Khadim Hussain Qaiser, Addl. AG(Pb)  
Raja Riffat Mukhtar, DPO Pakpattan.

Date of hearing : 05-06-2006

**ORDER**

Instant case pertains to connected case bearing H.R. No.225-L (250) of 2005 (Syed Altaf etc vs. DPO Pakpattan) which is pending at Lahore.

Let the office requisition the same from Lahore Branch Registry and fix both these cases in Chamber on 16<sup>th</sup> June 2006.

Registrar

SRO

If approved, comments may be called.



**IN THE SUPREME COURT OF PAKISTAN**  
**(ORIGINAL JURISDICTION)**

**Criminal Misc. Application No.255-L/05**(Syed Altaf Hussain Vs.DPO Pakpattan)

**And H.R.C. 2905 of 2006**(Complaint of Ghulam Qadir)  
(Anonymous Application)

**Present**

Mr. Justice Iftikhar Muhammad Chaudhry, HCJ.

**Attendance:**

Mr. Khadim Hussain Qaiser, Addl. A.G. (Pb.)

Mr. Munir Ahmad Chishti, DIG Operations Multan

Raja Rifat DPO Pakpattan

Mr. Manzoor Sarwar Chaudhry, SSP Regional Investigation Multan

Mr. Muhammad Khalid Dogar, DSP Investigation Multan

Mr. Muhammad Aslam, DSP Investigation, Pakpattan.

Date of hearing: 16.6.2006

**ORDER**

Let these cases be fixed on 23<sup>rd</sup> June, 2006 in Court. Police Officers are not required to attend the Court except Additional Advocate General, Punjab.

Registrar

19.6.06

SRO

**IN THE SUPREME COURT OF PAKISTAN**  
**(ORIGINAL JURISDICTION)**

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**Present:** "

**Mr. Justice Iftikhar Muhammad Chaudhry, CJ.**

**Mr. Justice Muhammad Nawaz Abbasi**

**Human Right Case No.2905 of 2006 and Crl. Misc. 255-L of 06**  
**(Complaint of Ghulam Qadir)**

**On Court Notice:**

Mr. Khadim Hussain Qaiser, Addl. A.G. Punjab

Raja Rifat Hussain, DPO, Pakpattan

Date of hearing: 3.10.2006

**ORDER**

In pursuance of order dated 16.6.2006, the report submitted by learned Additional Advocate General is not satisfactory. The perusal of the report shows that instead of effecting recovery of abductee, a minor girl, and tracing the accused, the father of the abductee has been held responsible for the misplacement of the minor.

Raja Rifat Hussain, DPO stated that some more time be given to him to ~~coordinate DIG and to~~ trace the minor alongwith culprits.

Adjourned to a date **after four weeks.**

Islamabad, the  
3rd October, 2006  
Nisar/\*

AR  
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**In the Supreme Court of Pakistan.**  
(Appellate Jurisdiction)

**PRESENT:**

Mr. Justice Iftikhar Muhammad Chaudhry, CJ  
Mr. Justice Muhammad Nawaz Abbasi  
Mr. Justice Saiyed Saeed Ashhad

**HUMAN RIGHTS CASE NO.2905 OF 2006**

Complaint of Ghulam Qadir

Complainant: In person

On Court notice: Mr. Khadim Hussain Qaisar, Addl. A.G.  
Raja Riffat, DPO, Pakpattan  
Sadia Naz alias Sahiba (Minor)

Date of hearing: 1.11.2006

**ORDER**

**IFTIKHAR MUHAMMAD CHAUDHRY, CJ.-** Learned Additional Advocate General stated that DPO Pakpattan has succeeded in recovering minor Sadia Naz alias Sahiba who was kidnapped by one Tariq Khurshid, resident of Adda Bungha Hayat, District Pakpattan. Investigation against both of them has been completed and case has been challaned. He further stated that earlier two persons namely Muhammad Munsha and Ali Sabir who were declared subsequently innocent but despite of the same they have not been released from custody so far. It is painfully noted that despite report submitted by the DPO that they are innocent it was obligatory for the Magistrate to release them immediately but still they are in custody without any justification. The District and Sessions Judge, Pakpattan is directed to look into the matter and arrange their release forthwith. He is also directed to conduct an inquiry and fix the responsibility on the judicial officers who are responsible for not releasing them on the receipt of the report from the police that they are innocent. We appreciate the effort of Raja Riffat DPO Pakpattan and his other team members who have made efforts for effecting the recovery of the abductee. It may be noted that the abductee was

kidnapped from the Shrine of Hazrat Baba Fariduddin Gunj Shakar during the days of Mela and it was of course ~~was~~ a very difficult task to effect the recovery of such abducted child but the efforts which were ~~made~~ <sup>made</sup> by the DPO alongwith with his team members had proved fruitful and at last they succeeded in effecting the recovery. We are hopeful that in future as well they would continue to investigate the case with the same zeal and efforts.

Altaf Hussain Shah complainant is present alongwith his abducted child Sadia Naz alias Sahiba and has expressed his satisfaction on the performance made by the police for effecting the recovery. Since the abductee has been recovered, challan has been submitted, therefore, no further action is called for. As such the present petition is disposed of with the observation that the trial court shall proceed with the matter independently without being influenced from the instant proceedings in any manner.

Islamabad  
1<sup>st</sup> November, 2006

Saleem\*

NOT APPROVED FOR REPORTING

*M. Saleem*  
15/11/06

بخدمت جناب چیف جسٹس صاحب آف پاکستان سپریم کورٹ اسلام آباد

2905

✓  
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19/5

جناب عالی!

سائل حسب ذیل عرض گزار ہے۔

یہ کہ سائل محلہ فریدنگر پاکستان شریف کا مستقل سکوتی ورہائشی ہے۔

یہ کہ سائل کا والد محمد بلال ولد محمد شعبان ذات جوئیہ و سائل کا بھائی علی صابر ولد محمد بلال مقدمہ نمبر

322/05 میں شک کی بنا پر تھانہ سٹی پاکستان شریف کی پولیس نے گرفتار کیا۔

یہ کہ مقدمہ ہذا میں متعلقہ پولیس نے سائل کے بھائی اور والد کا جسمانی ریمانڈ حاصل کیا اور 14 دن کے

ریمانڈ جسمانی کے بعد SHO تھانہ سٹی پاکستان شریف DSP سرکل پاکستان شریف DPO صاحب

پاکستان شریف اور DGI صاحب انوسٹی گیشن نے سائل کے بھائی اور والد کو بے گناہ لکھا۔ ڈسچارج

رپورٹ لف عرضداشت ہذا ہے۔

یہ کہ پولیس کے بے گناہ لکھنے اور سائل کے بھائی اور والد کے بے گناہ ہونے کے باوجود الزام لیہان

تا حال ساہیوال جیل میں بند ہیں۔

اندریں حالات جناب سے انصاف کی قوی امید لیکر عرضداشت پیش

کرنے کی جسارت کر رہا ہوں۔ مہربانی فرما کر سائل کے بھائی اور والد

کی رہائی کو یقینی بنایا جائے۔ سائل تازیت جناب کے بخت اقبال کو

دعائیں دے گا۔ آپ کی عین نوازش ہوگی۔

رض

غلام قادر ولد محمد بلال ذات جوئیہ مکنہ محلہ فریدنگر پاکستان شریف

M. Ghulam Qadir