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IN THE SUPREME COURT OF PAKISTAN
(ORIGINAL JURISDICTION)

PRESENT: MR. JUSTICE MIAN SAQIB NISAR, CJ
MR. JUSTICE UMAR ATA BANDIAL
MR. JUSTICE IJAZ UL AHSAN

HUMAN RIGHTS CASE NO.1949-K OF 2018

(In the matter of murder of Naqeebullah Mahsood in alleged fake police encounter at Karachi)

On Court's call

Mr. Sohail Mehmood, DAG.
Mr. Sibtain Mehmood, AAG.
Syed Nasir Ali, Addl. Dir. Legal CAA
Air Marshal (Retd.) Asim Suleman, DG, CAA
Mr. Sher Afghan Khan, Addl. Secretary M/o Interior
Mr. Qalandar Khan, SO (ECL) M/o Interior
Mr. Gohar Ali Khan, ASC (for Bahria Town)
Mr. Noor Rehman (cousin of deceased)
Mr. Allah Dino Khawaja, IGP Sindh
Mr. Sanaullah Abbasi, Addl. IGP CTD Sindh
Mr. Aftab Ahmed Pathan, Addl. IGP Sindh
Mr. Azam Khan, DIG South Karachi
Mr. Sultan Khawaja, DIG East Karachi
Mr. Abid Qaimkhani, SSP Investigation East Karachi
Mr. I.D. Mangi, AIG Legal Sindh

Date of Hearing: 01.02.2018

ORDER

Pursuant to our order dated 27.01.2018, the Director General Civil Aviation Authority (DG, CAA) has put in appearance and also filed a report. The affidavits on behalf of all those private airlines, who have operated during the period from 10.01.2018 to 29.01.2018, verifying that Rao Anwar, SSP Malir, Karachi (since suspended), has not traveled or gone abroad on any of their aeroplanes, are annexed thereto. As far as other direction, contained in the said order, namely, to investigate and seek verification of the degrees of the pilots and cabin-crew operating from Pakistan, is concerned, we have been apprised by the DG, CAA that a committee has been constituted and around one month's time is needed for the purpose of compliance with the said

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order. Let a report be filed before this Court within the time frame mentioned above and the matter be re-listed thereafter.

2. Mr. Allah Dino Khawaja, IGP Sindh, has narrated before us the entire facts of the case, right from the day of incident dated 13.01.2018 till today, and these facts, according to him, are also part of the report submitted by the police authorities in the instant matter. However, the fact remains that the Rao Anwar, who is an accused in this case, has not been arrested, though in this regard some directions were also issued to the police authorities *vide* order dated 27.01.2018.

3. Be that as it may, the IGP Sind states that all possible efforts are being made to arrest Rao Anwar and also others involved in the matter, but requests that some time is needed to do the needful and support of the Agencies, such as I.S.I., M.I. and I.B. is required in this regard.

4. The above named Agencies are directed to ensure the best possible support to the police authorities for the purpose of locating the hideout of the accused, Rao Anwar, and also for procuring his arrest.

5. It is further directed to the IGP Sindh that full protection be provided to the witnesses and the complainant in the matter. The print and electronic media is also directed that no message of the accused, Rao Anwar, or any of his interactions with the media/personnel be broadcasted or transmitted in the electronic media or published in the print media.

6. The learned Deputy Attorney General for Pakistan has placed on record a report of the Ministry of Interior stating therein that the accused police officer has not yet left the territorial limits of Pakistan. However, all the airports and border area personnel are directed to ensure that Rao Anwar shall not be able to

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abscond or leave the territorial limits of Pakistan. The Director General, Federal Investigation Authority is directed to interact with Interpol so that all the international airports of the world could be intimated to search and locate the accused, Rao Anwar.

7. We have been requested in writing by the father of Naqeebullah Mahsood through a cousin to take action against the accused, Rao Anwar for contempt of court, suffice it to say that we have already issued directions to the accused to appear in the Court and even today we are again directing him to appear before the Court, which would be perhaps in the best interest of the accused for the purpose of protection and getting justice, however, if he decides otherwise, that shall be considered as disregard to the Court orders and at the appropriate time action of contempt of Court shall be initiated against him as per the law. Re-list on **13.02.2018.**

ISLAMABAD.
1st February, 2018.
Mudassar/

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