

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

**PRESENT: MR. JUSTICE MIAN SAQIB NISAR, CJ
MR. JUSTICE IJAZ UL AHSAN**

HUMAN RIGHTS CASE NO. 1949-K OF 2018

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

In attendance: Mr. Sohail Mehmood, DAG
Mr. Faisal Siddiqui, ASC (for complainant) & w
Father of the deceased
Mr. Sultan Azam Taimuri, I.G. Islamabad
Mr. A.D. Khawaja, I.G. Sindh
Mr. Sanaullah Abbasi, Addl. I.G. Sindh
Mr. Aftab Pathan, Addl. I.G. Sindh
Mr. ~~Qazi~~ SSP
Mr. Ali Sher Jakhraji, Dir. Law
Ms. Maria Jabeen, Law Officer, CAA
Mr. Shehryar Qazi, Addl. A.G. Sindh
Mr. Anis Ahmed Hashmi, Addl. Secretary Home
Punjab.
Mr. Ayaz Swati, Addl. A.G. Balochistan
Syed Rifaqat Hussain Shah, AOR (CMA 79/18)
Mr. Salman Qayum, J.S. M/o Interior
Mr. M. AZEEM QAYUM, Assistant ECL M/o
Interior

Date of Hearing: 16.2.2018

ORDER

MIAN SAQIB NISAR, CJ.— *Vide* our order dated 13.2.2018, on the basis of a letter seemingly issued by Rao Anwar, SSP Malir (*since suspended*), we provided him an opportunity to appear before this Court and also ensured his protection by directing the Inspector General of Police, Sindh (*I.G.P. Sindh*) and the Inspector General of Police, Islamabad (*I.G.P. Islamabad*) to ensure that no harm should be caused to him enabling his presence before the Court. We have been apprised by the I.G.P. Sindh that the same evening when the order was passed, Rao Anwar got in touch with him on WhatsApp and expressed that he would be appearing before this Court. However, today he has failed to comply with the order and has lost the opportunity provided by this Court, therefore, we

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withdraw our order dated 13.2.2018. The Sindh Police is directed to continue its efforts for the arrest of the accused Rao Anwar and the others who have not so far been arrested. We repeat our earlier order and specifically direct that all agencies such as M.I., I.S.I., I.B., FIA and FC shall provide efficient, expeditious and active assistance to the Sindh Police enabling it to cause the arrest of the accused Rao Anwar and the other accused and they should file their respective reports independently mentioning therein as to what support has been provided as required by Sindh Police for the above purpose and what independent actions have been taken by them in this regard in utilization of their exceptional expertise to locate the persons who are fugitive from the process of law.

2. Besides, as we had directed Rao Anwar to appear before this Court and he has disregarded the Court's order, therefore, we issue him a show cause notice under Article 204 of the Constitution of Islamic Republic of Pakistan read with Section 17 of the Contempt of Court Ordinance, 2003 to explain as to why he should not be proceeded against for having disobeyed and disregarded the order of this Court.

3. As per our earlier order dated 1.2.2018, we had directed the Sindh Police to provide protection to all the witnesses of the case, such order shall remain in force till specifically withdrawn and I.G.P. Sindh, present in the Court, has ensured that protection has been granted and shall always remain available to the witnesses. We direct the Inspectors General of Police of all the Provinces and the ICT that wherever the witnesses seek protection from the concerned Police, they should be provided with the same.

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4. The State Bank of Pakistan is directed to freeze all the bank accounts of Rao Anwar in the meantime.

5. Re-list after 15 days.



Islamabad, the

MR. JUSTICE MIAN SAQIB NISAR, CJ
MR. JUSTICE IJAZ UL AHSAN

Certified to be True Copy

Superintendent
Supreme Court of Pakistan
Islamabad

[Handwritten Signature]
21/2/2018