

IN THE SUPREME COURT OF PAKISTAN

(Original Jurisdiction)

PRESENT:

MR. JUSTICE IFTIKHAR MUHAMMAD CHAUDHRY, CJ

MR. JUSTICE KHILJI ARIF HUSSAIN

MR. JUSTICE SH. AZMAT SAEED

SUO MOTO CASE NO.26 OF 2007

(Deadbeats got loans of 54 billions Written off loans)'

&

HRC NO.2698/06, 133, 778-P, 13933 AND 14072-P OF 2009

On Court notice:

For HBL, UBL & NBP: Mr. S. Ahmed Sarwana, Sr. ASC

For ABL: Mr. M. S. Khattak, AOR

For ZTBL & Citi Bank: Mr. Rashid Qamar, ASC

For Bank of Khyber: Syed Zulfiqar Abbas Naqvi, ASC

For NBP: Kh. Muhammad Farooq, Sr. ASC
(In HR Cases)

Date of hearing: 20.2.2013

ORDER

On 3rd June, 2011, a three member Commission headed by Mr. Justice Syed Jamshed Ali, former Judge of this Court was constituted in respect of recovery of written off loans from 1971 onward and to compile a report in the Terms of Reference noted in the said order.

2. On completion of the proceedings, the Commission has submitted the final report, consisting of three Volumes with a supplementary paper book and nine spare sets duly sealed and connected record, consisting of 20 locked iron boxes, which has been produced in the Court by the office. The Court Associate is directed to open the Iron box No.1 and place the report/material before us. Iron Box No.1 duly locked has been opened and following material in original has been placed before us:-

Volume I: (Report of the Commission)
Volume-II: (Parts I to VII, Synopsis of individual cases)
Volume-III: (Annexures of Volume I)
Supplementary
Paper Book: (Containing Different Correspondence)

3. A note attached with Volume II (Part I) appended with is reproduced herein below:-

“The Commission had received 672 loan files for the period 1992-2009. 620 files were examined by the Commission (listed in Books No.2 to 7 of Vol-II). Out of the remaining 52 files, 49 cases had been taken over by the Corporate and Indusruction Restructuring Corporation under Ordinance No.L of 2000, One duplicate file (Larkana Woolen Mills) was taken away by the concerned bank. One file contained the evaluation report of the properties subject matter of settlement of Younis Habib and the NAB. It is being submitted to the August Supreme Court alongwith the record of the Commission. The two files of M/s MAK Dyeing and Finishing Mills Limited had been listed at one Sr. No.i.e. 369.”

4. The report of the Commission is ordered to be made public, which is available for inspection according to the Rules to all and sundry. However, the procedure for allowing inspection of the report shall be regularized by the office. The locked iron boxes are ordered to be kept in safe custody alongwith their keys.

5. Notice be issued to all the learned counsel appearing in the case and all concerned for a date in office after three weeks.

Chief Justice

Judge

Judge

Islamabad, the
20th February, 2013.