

IN THE SUPREME COURT OF PAKISTAN
(Original Jurisdiction)

Present:

Mr. Justice Iftikhar Muhammad Chaudhry, CJ.
Mr. Justice Jawwad S. Khawaja
Mr. Justice Sh. Azmat Saeed

CONSTITUTION PETITION NO.33 OF 2013

Asaf Fasihuddin Khan Vardag.

Petitioner(s)

VERSUS

Government of Pakistan and others.

Respondent(s)

For the Petitioner(s)	: Mr. Asaf Fasihuddin Khan Vardag, ASC (in person)
On Court's Notice:	Mr. Munir A. Malik, AGP with Capt. Rtd. Shujaat Azeem in person.
For Respondents No.1 & 2	: Mr. Shah Khawar, Additional A.G.P. Qari Abdul Rashid, AOR
For Respondent No.3 (Air Marshal (R) Khalid Ch.)	: Syed Iftikhar Hussain Gilani, Sr. ASC Air Marshal ® Khalid Chaudhry, DG, CAA Mr. Obaid ur Rehman Abbasi, Sr. Law Officer
For Respondent No.4 (Ch. Muhammad Munir)	: Mr. Shahid Hamid, Sr. ASC Mr. M.S. Khattak, AOR
For Respondent No.5 (M/s. Louis Berger)	: Mr. Uzair Karamat Bhandari, ASC
For Technical Associates	: Mian Gul Hassan Aurangzeb, ASC
For LTH (JV)	: Kh. Haris Ahmad, Sr. ASC
For M/s. China State Construction Engineering	: Syed Ali Raza, ASC Mr. Tariq Aziz, AOR
For FWO	: Mr. Asad Rajpoot, ASC
For M/s. Sambu Construction & Sachal Engineering	: Mr. Tariq Aziz, AOR.

For Habib Construction : Syed Ali Zafar, ASC
Raja Zafar Khaliq, ASC

For M/s. Al-Tariq Construction : Mr. Tariq Mehmood, Sr. ASC

For M/s. Ciemens : Mr. Imtiaz Rasheed Siddiqui, ASC
Mr. Hasnain Ibrahim Kazmi, ASC

For M/s. Xinjiang Beixin : Mr. Shahid Kamal Khan, ASC

For M/s. Gammon Pakistan : Mr. Muhammad Munir Paracha, Sr. ASC

For M/s Izhar (Pvt) Ltd : Mr. Babar Ali, ASC

Remaining Contractors : Nemo

Date of Hearing : 25.07.2013.

ORDER

The learned Attorney General for Pakistan appeared alongwith Capt. (Retd.) Shujat Azim, Advisor to the Prime Minister on Aviation. He stated that he was appointed as the Advisor upon the desire of the Prime Minister and not by his own choice. It is also true that he had been Court-martialed upon the allegations of insubordination and not on account of any moral turpitude and further that he has resigned as the CEO of Royal Airport Services prior to occupying the office of Advisor to the Prime Minister.

2. However, in view of the controversy that has erupted regarding his appointment he has decided to tender his resignation to the Prime Minister in order to avoid being embroiled further in such controversy.

3. Be that as it may, let him tender his resignation and the learned Attorney General for Pakistan shall place on record the notification of the acceptance of his resignation in due course of time.

Chief Justice

Judge

Judge

Islamabad
25.7.2013.