

IN THE SUPREME COURT OF PAKISTAN
(Original Jurisdiction)

Present:

Mr. Justice Gulzar Ahmed, HCJ
Mr. Justice Ijaz ul Ahsan

HUMAN RIGHTS CASE NO.13316-P OF 2018

(In the matter regarding Colossal Losses
incurred by Pakistan Railways)

On Court Notice

For Federation of Pakistan : Ch. Aamir Rehman, Addl. Attorney General

For M/o Railways : Mr. Habib-ur-Rehman Gillani, Secretary
Mr. Dost Muhammad Leghari, CEO/SR/GM
Mr. M. Liaqat Memon, Member Finance
Mr. Farrukh Tamur, Secy., Railway Board
Mr. M. Saleem Khan, Joint Director
Mr. Mazhar Ali Shah, D.G. (Planning)
Mr. Zubair Shafi Ghorri, AGM-I
Mr. Shoaib Adil, DS, Multan
Mr. Nisar Ahmed, AGM-I
Mr. Suffain Dogar, CPO/HQ
Mr. Sajjad Butt, ASC/D.G. (Legal)
Syed Rifaqat Ali Shah, AOR
Mr. Khurram Shahzad, Legal Advisor
Mr. Imran Hayat, Dy. Legal Advisor

For M/o Planning, Development and Special Initiatives : Syed Waqar-ul-Hassan, Additional Secretary
Mr. Zohair Fazil,
Chief (Transport & Communication)

For Auditor General of Pakistan : Mr. Moeed Ali, D.G. (RA)
Mr. Kashif Farooq Ch., A.O.

For Government of Sindh : Mr. Muhammad Qasim Mirjat, ASC/AOR

Date of Hearing : 09.07.2020

ORDER

A report has been submitted by the Secretary/Chairman, Ministry of Railways, Islamabad, wherein, reference has been made to the up-gradation of Railways through ML-I, under the China Pakistan Economic Corridor (**CPEC**) and also to the Karachi Circular Railway (**KCR**).

2. As regards ML-I, it is informed that PC-I is now pending with ECNIC for approval and as soon as the said approval is received, work will be started. We expect that ECNIC shall consider and have PC-I approved, as per rules within a period of one month.

3. As regards KCR, it has been stated that considerable work on the ground has been done and that there are bottlenecks because of a *Nala* near Urdu University and Green Line near Nazimabad. The Secretary Railways states that if the Government of Sindh takes immediate action and makes way for the Railways at these two bottlenecks, the remaining work of KCR will be completed and it will be made operational.

4. The Secretary Railways also states that there are railway crossings at which the Government of Sindh has undertaken to provide for construction of either overhead or underground roads/paths, so that there is no eventuality of any one crossing the railway line.

5. We direct the Chief Secretary, Government of Sindh to ensure that the above three items of work are expeditiously completed to enable KCR to run in Karachi. Let a report, in this regard, be submitted by the Chief Secretary, Government of Sindh within a period of two weeks. The Chief Secretary, Government of Sindh so also the Commissioner, Karachi shall be present on the next date of hearing.

6. We have noted that the overall Railways in Pakistan is not being operated in a way it should be operated; more so, in accordance with the Rules and Manuals of Railways, on account of which accidents are taking place frequently, in which precious lives are being

lost and great damage to the Railways is caused. There seems to be nothing in sight by which the operation of the Railways in Pakistan could be improved, as not only is the infrastructure of the Railways altogether bad and non-workable but also its employees are apparently not fit to operate the Railways. There needs to be serious thinking on the part of the Government of Pakistan regarding the operation of the Pakistan Railways and overhauling the Secretariat from top to bottom to ensure that the Railways operate in Pakistan safely. We expect that such measures will be taken by the Government of Pakistan immediately to ensure that the Railways do not play with the lives of the people and its properties are not lost. A report, in this regard, may be made available to the Court by the Government of Pakistan through the Planning Commission within one month.

7. Adjourned. To be fixed after one month.

Chief Justice

Islamabad, the,
9th July, 2020
*Mahtab/**

Judge

'NOT APPROVED FOR REPORTING'