

IN THE SUPREME COURT OF PAKISTAN  
(ORIGINAL JURISDICTION)

PRESENT:

MR. JUSTICE NASIR-UL-MULK  
MR. JUSTICE ASIF SAEED KHAN KHOSA  
MR. JUSTICE SARMAJ JALAL OSMANY  
MR. JUSTICE EJAZ AFZAL KHAN  
MR. JUSTICE IJAZ AHMED CHAUDHRY  
MR. JUSTICE GULZAR AHMED  
MR. JUSTICE MUHAMMAD ATHER SAEED

**CRIMINAL ORIGINAL PETITION NO. 06 OF 2012**

**IN**

**SUO MOTO CASE NO. 04 OF 2010**

(Contempt proceedings against Syed Yousaf Raza Gillani, the Prime Minister of Pakistan regarding noncompliance of this Court's order dated 16.01.2012)

For the Prosecution: Mr. Irfan Qadir, Prosecutor/  
Attorney General for Pakistan

For the Respondent: Barrister Aitzaz Ahsan, Sr. ASC, assisted by  
Barrister Gohar Ali Khan, Mr. Shaukat Ali  
Javid, Mr. Shahid Saeed, Mr. Kashif Malik, Mr.  
Bilal Khokar, Ms. Zunaira Fayyaz, Ms. Ayesha  
Malik, Mr. Fahad Usman, Mr. Tayyab Jan, Ch.  
Babbar, Advocates with Mr. M. S. Khattak,  
AOR

Dates of Hearing: 19.01.2012, 01.02.2012, 02.02.2012,  
13.02.2012, 22.02.2012, 28.02.2012,  
07.03.2012, 08.03.2012, 21.03.2012,  
22.03.2012, 26.03.2012, 27.03.2012,  
12.04.2012, 13.04.2012, 16.04.2012,  
17.04.2012, 18.04.2012, 19.04.2012,  
20.04.2012, 24.04.2012 and 26.04.2012

**ORDER**

For the reasons to be recorded later the accused Syed Yousaf Raza Gillani, Prime Minister of Pakistan/Chief Executive of the Federation, is found guilty of and convicted for contempt of court under Article 204(2) of the Constitution of the Islamic Republic of Pakistan, 1973 read with section 3 of the Contempt of Court Ordinance (Ordinance V of 2003) for willful flouting, disregard and disobedience of this Court's direction

contained in paragraph No. 178 of the judgment delivered in the case of Dr. Mobashir Hassan v Federation of Pakistan (PLD 2010 SC 265) after our satisfaction that the contempt committed by him is substantially detrimental to the administration of justice and tends to bring this Court and the judiciary of this country into ridicule.

2. As regards the sentence to be passed against the convict we note that the findings and the conviction for contempt of court recorded above are likely to entail some serious consequences in terms of Article 63(1)(g) of the Constitution which may be treated as mitigating factors towards the sentence to be passed against him. He is, therefore, punished under section 5 of the Contempt of Court Ordinance (Ordinance V of 2003) with imprisonment till the rising of the Court today.

Judge

Judge

Judge

Judge

Judge

Judge

Judge

Islamabad  
April 26, 2012  
Shirazi/\*