

Form No: HCJD/C-121
ORDER SHEET.
IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Writ Petition No.1070 of 2020

Ghulam Rabbani.

VS

Inspector General of Police, Islamabad and another.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	08.04.2020.	Malik Qammar Abbas, Advocate for the petitioner.

The petitioner, in the instant petition, has made the following prayer:-

“It is therefore most respectfully prayed that instant writ petition may very graciously be accepted by issuing the necessary writ and direction to the respondent to proceed in accordance with the terms of Article 18(6) of Police Order, 2002 and to change the investigation of the case F.I.R. No.46/20, dated 18.02.2020 U/s 324/34/109/337-C/337-F(ii) P.P.C. from existing Investigation Officer of Police Station Shehzad Town, Islamabad to any other well reputed Senior Police Officer of Police Station CIA, Islamabad, in accordance with law.

It is further prayed that the respondent may graciously be directed to conduct fact finding inquiry in respect of 7 days delay in lodging of F.I.R., disappearing of first statement of the petitioner taken by the I.O. at the time of occurrence in PIMS, criminal negligence in conducting of investigation of case, deliberately destroying of evidence/Safe City Camera footages and thereafter, taking disciplinary action against

all the concerned and to submit the report before this Honourable Court.

Any other relief, which this Honourable Court deems F.I.R. and appropriate, may also be granted.”

2. The bare perusal of the prayer shows that the petitioner seeks change of the investigation in case F.I.R. No.46/20, dated 18.02.2020 under Section 324, 34, 109, 337-C, 337-F(ii) P.P.C.

3. Learned counsel for the petitioner, *inter-alia*, contended that the Investigating Officer of Police Station Shahzad Town, Islamabad is not conducting the investigation in diligent manner and is favouring the accused. It was further contended that due to the poor investigation on part of the Investigating Officer, the city camera footage has not yet been taken.

4. Malik Naeem Iqbal, SP (Rural Circle), Islamabad as well as the S.H.O Police Station Shahzad Town, Islamabad as well as learned State Counsel were present in Court in Criminal Misc. No.209-B of 2020, whereby the accused Ch. Muhammad Rafique sought bail before arrest. The S.P. concerned stated that he is personally looking into the matter and shall be passing orders for transfer of the

investigation to a senior and competent officer.

5. In view of the statement made by Malik Naeem Iqbal, SP (Rural Circle), Islamabad, the instant petition has become infructuous and is **disposed of**, however the petitioner if has any further grievance in the matter may approach the Court.

(AAMER FAROOQ)
JUDGE

M. Zaheer Janjua