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ORDER SHEET.
IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT

W.P.No.3508/2018
Javed Abbasi
Versus
M/s Bharia Town (Private) Limited and others

S. No. of order / proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
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10.01.2019	M/s Saleem Akhtar and Ms. Robina Shaheen, Advocates for the petitioner.	
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Through the instant writ petition, the petitioner, Javed Abbasi, has sought multiple reliefs including a direction to respondents No.4 to 6 to implement the recommendations made by the One Man Inquiry Commission ("O.M.I.C.") in its report dated 14.12.2012 submitted to the Hon'ble Supreme Court of Pakistan pursuant to the orders passed in *Suo Moto* Case No.5/2012.

2. Learned counsel for the petitioner submitted that the Federal Tax Ombudsmen had been appointed by the Hon'ble Supreme Court as a O.M.I.C. to inquire into the matters which were the subject matter of *Suo Moto* Case No.5/2012; that the three inquiry reports submitted by the O.M.I.C. were most adverse to the interests of Dr. Arslan Iftikhar as well as Malik Riaz Hussain; that in the said reports, Malik Riaz Hussain was alleged to have deprived the exchequer of Rs.119 billion; that the O.M.I.C. never submitted its final report; that the petitioner came to know through newspapers that findings of the O.M.I.C. had been challenged by Malik Riaz Hussain before the President of Pakistan, who had given a "*clean chit*" to Malik Riaz Hussain; that it is a matter of public interest

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that directions be given for the implementation of the findings in the reports of O.M.I.C. submitted before the Hon'ble Supreme Court; and that it is also a matter of public interest that President of Pakistan could not annul the findings of the O.M.I.C. under the provisions of the Federal Ombudsmen Institutional Reforms Act, 2013.

3. I have heard the contentions of the learned counsel for the petitioner.

4. Since the interim reports of the O.M.I.C. had been filed before the Hon'ble Supreme Court in proceedings in *Suo Moto* Case No.5/2012, the petitioner may consider taking his grievances regarding the non-implementation of the said reports or their annulment by the President of Pakistan to the Hon'ble Supreme Court.

5. In view of the above, this petition is dismissed as not maintainable.

(MIANGUL HASSAN AURANGZEB)
JUDGE

*Sultan**