

## **DECISION**

**Complaint No.** : POS / 8431 / 2023 / 99 / KHS

**Name and address of the complainant** : Mr. Abdul Aziz S/o Adam, residing at Liaquat Colony, Street No. 05, Adam Manzil, Plot No. 413, Lyari Town, P.S. Kalri, Karachi.

**Name of the Agency Complained against** : Police Department

**Name & Designation of Investigating Officer** : Syed Maqsood Haider, Regional Director (South).

**Vetted by** : Mr. Asad Ali Khan, Director General - I.

**Subject** : COMPLAINT AGAINST SI SHAHID AND OTHERS FOR TORTURING THE SON OF THE COMPLAINANT, DISPLAYING WEAPONS, LOOTING RS. 30,000/-, A MOBILE PHONE, HOUSEHOLD ITEMS, AND ENCROACHING UPON THE FLAT. FURTHER, THEY ALLEGEDLY SNATCHED RS. 12,600/-, TWO CHEQUES, AND THE ORIGINAL CNIC OF THE COMPLAINANT, WHICH HAVE NOT BEEN RETURNED TO DATE.

### **COMPLAINT**

Mr. Abdul Aziz filed a complaint on 18-10-2023, alleging that on 24-03-2023, at approximately 11:27 PM, a police officer, Sub-Inspector Shahid, along with 8-10 individuals, forcibly entered the residence of his son, Taimur. They allegedly assaulted him, stole Rs. 30,000/-, a mobile phone, and household items. Additionally, the complainant stated that P.S. Kalri initiated proceedings to register an FIR against him and his son. He further alleged that the police confiscated Rs. 12,600/-, two original cheques, and his CNIC from his wallet, which have yet to be recovered. He requested the intervention of the Provincial Ombudsman Sindh in this matter.

### **PROCEEDINGS**

2. The complaint was admitted under Section 10 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991 (as amended), by condoning the delay after receipt of an affidavit on Form "A." The matter was subsequently taken up with the agency for a report.

3. In response, the Station House Officer (SHO) of Kalri Police Station, South Karachi, via letter dated 03-12-2023, reported that on 25-03-2023, a complaint was lodged by Ms. Aatka at the police station. She alleged that Abdul Aziz and his son, Taimur, had threatened her and her brother. FIR No. 92/2023 under Sections 452, 354, 506-B, 337/A(i), and 34 of the Pakistan Penal Code was registered against Abdul Aziz and his son by Sub-Inspector Ishrat Abbas of the Investigation Branch, Kalri Police Station, who is conducting the investigation.

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4. The SHO further reported that during the investigation, both accused were arrested, and upon its completion, the Investigating Officer (IO) submitted charge sheet No. 104/2023 dated 10-04-2023 to the Honourable Court. The case is currently pending trial. The SHO clarified that at the time of arrest, only the original CNIC was recovered from the possession of the accused.

5. The complainant, in his rejoinder dated 16-01-2024, confirmed that FIR No. 92/2023 has been challaned by the police. He stated that he and his son are actively defending themselves against the false charges. He further alleged that the SHO, P.S. Kalri, failed to register his FIR regarding the incident he reported.

6. To resolve the issue, a series of hearings were held. During the hearing on 23-09-2024, attended by Sub-Inspector Latif on behalf of the Investigation Branch at Kalri Police Station, it was confirmed that the challan for FIR No. 92/2023 had been submitted via charge sheet No. 104/2023, and the case is currently pending trial before Judicial Magistrate – X. The complainant corroborated this information.

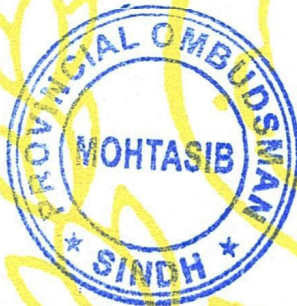
#### FINDINGS

7. Given that FIR No. 92/2023, registered at P.S. Kalri against the complainant and his son Taimur, has been formally charged and is currently pending trial before a competent court of law, as confirmed by the complainant, it is deemed appropriate to close this matter at this stage, as the matter is sub-judice.

#### DECISION

8. In view of the facts narrated above, the complaint is rejected and consigned to record, as the matter is sub-judice before the competent court of law.

**Given under my hand and seal of this office.**



**Sd /-  
(Muhammad Sohail Rajput)**

Sitara-e-Imtiaz, PAS  
Ombudsman Sindh

Karachi, dated 27<sup>th</sup> January 2025

