



## **DECISION**

**Complaint No.** POS/8669/ROK-236/(Khp)/2023

**Name and address of the complainant** Mr. Ashiq Ali S/o Bakht Ali Gopang,  
R/o Near Technical College, Mill Colony,  
Taluka & District Khairpur.

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

**Name & Designation of Investigating Officer** **AHMED BAKHSH GHUMRO,**  
Consultant/ Incharge, Regional Office Khairpur

**Vetted by** **Mr. Muhammad Misbah Tunio, Advisor-J**

**Subject** **COMPLAINT AGAINST ASI RAHIMDAD, MOHARRAR AND TWO OTHER POLICE OFFICIALS OF PS SETHARJA WHO REFUSED TO REGISTER FIR OF THEFT OF BUFFALO.**

### **COMPLAINT**

Mr. Ashiq Ali Gopang, filed a complaint on 27-10-2023 against ASI Rahimdad, Moharrar & two other Police officials of PS Setharja, who allegedly did not register his FIR regarding theft of Buffalo and instead advised him to approach "Wadera" of the area. On his refusal, said ASI Rahimdad allegedly abused him and snatched Rs.3000/- from him on 18-10-2023. He, therefore, solicited intervention of this Institution.

### **PROCEEDINGS**

02. The complaint was admitted u/s 10 of the Establishment of the office of Ombudsman for the Province of Sindh Act, 1991 (amended up to date), by condoning the delay in filing it and subject to submission of an Affidavit on Form "A".

03. After completing codal formalities, the matter was taken up with S.S.P Khairpur, on 04-12-2023 for comments / report. In response, the S.S.P Khairpur, after enquiry and hearing complainant as well as accused ASI Rahimdad, reported on 16-01-2024 that complainant was habitual of making false complaints and that no theft of his Buffalo had taken place.

04. Said report was shared with complainant on 19-01-2024 for rejoinder, if any. The complainant filed his rejoinder on 29-01-2024 wherein he did not agree with Agency's report. He claimed that his statement was recorded by a Jr. Clerk who did not produce same before the Enquiry Officer. He further claimed that Ali Raza S/o Mir Gopang had stolen his Buffalo.

05. On 01-02-2024 further comments were called from S.S.P Khairpur. In response, the S.S.P Khairpur reported on 06-05-2024 that enquiry was entrusted to SDPO Thari Mirwah who called the complainant but he did not appear before the Enquiry Officer for recording his statement. It appears that he was not interested in the matter. Hence application should be filed.

**Continued at P/2**



06. This report of S.S.P was also shared with complainant on 10-05-2024 for rejoinder, if any. In response, the complainant submitted rejoinder on 15-05-2024 stating that SDPO Thari Mirwah called him on 19-04-2024 for enquiry. He waited at SDPO's Office whole day but the SDPO did not come to his office. Complainant Ashiq Ali claimed that SDPO Thari Mirwah was at his residence and attended office work from there.

07. Therefore, in order to resolve the matter, hearing was held on 29-05-2024 by the Investigating Officer. Both accused ASI Rahimdad of Setharja P.S and complainant were present. The Investigating Officer recorded their statements. During the hearing, accused ASI Rahimdad informed the Investigating Officer that complainant gave his Buffalo along with calf to Ali Raza Gopang "Aadhvari" – for looking after and feeding on the basis of sharing dividend fifty fifty percentage. Since Ali Raza Gopang failed to pay dividend to complainant for few months, complainant wanted to get his Buffalo back but Ali Raza demanded Rs.20000/- as feeding charges. Hence complainant sought help of Police for return of Buffalo alleging that it was stolen.

08. The accused ASI denied receiving Rs.3000/- from the complainant. He also denied to have misbehaved with the latter. According to ASI Rahimdad, complainant paid Rs.3000/- to Taxi Driver as hiring & fuel charges. The said Taxi was used by Police for transportation to house of Ali Raza Gopang. At the end, accused ASI informed that complainant also filed complaint before District & Sessions Judge Khairpur u/s 22-AB Cr.PC which resulted in settlement on payment of Rs. 20000/- by complainant Ashiq Ali to Ali Raza Gopang against the return of Buffalo. Accused ASI produced photocopy of "Iqrar Nama" dated. 04-11-2023 between the parties to this effect. The complainant in his statement merely repeated same allegations made by him in his earlier complaint and rejoinder. He failed to adduce any evidence including FIR purportedly lodged by him with PS "B" Section Khairpur about theft of his Buffalo.

#### FINDINGS

09. From the above discussions, it transpires that complainant Ashiq Ali entangled various public offices in his private matter of civil nature. He failed to substantiate his claim of Buffalo theft and extortion of Rs.3000/- by accused ASI Rahimdad. The complainant also failed to substantiate his allegation of misbehavior by Police personnel. The complainant sought help of Police for recovery of Buffalo. There was no mention of registration of FIR in both applications forwarded by S.S.P Khairpur to SHO P.S Setharja.

#### DECISION

10. The complaint is, therefore, disposed of as rejected and consigned to record.

11. The complaint No.POS/9529/ROK-262/(Khp)/2023, filed about same matter by the complainant is also disposed of, on above lines.

"Given under my hand and seal of office"



**Sd /-**  
(Muhammad Sohail Rajput)  
Sitara-e-Imtiaz. PAS  
Ombudsman, Sindh  
Karachi, dated 5<sup>th</sup> March, 2025