

## REPORT

Subject: **FACT FINDING INQUIRY REGARDING THE BREACH OF DUTY BY THE PRESIDING OFFICERS AND SECURITY STAFF DURING BYE-ELECTION NA-75 SIALKOT-IV HELD ON 19<sup>TH</sup> FEBRUARY, 2021.**

The Election Commission of Pakistan (ECP) decided to conduct bye-election for the National Assembly Constituency NA-75 Sialkot-IV on 19<sup>th</sup> February, 2021 after the death of the incumbent member. Mr. Abid Hussain, Regional Election Commissioner (REC), Lahore Division was notified as District Returning Officer (DRO) whereas Mr. Athar Abbasi, District Election Commissioner (DEC), Narowal was appointed as Returning Officer (RO) for conducting aforesaid bye-election vide ECP, Islamabad's Notification No.F.8(10)/2020-Cord dated 18<sup>th</sup> December, 2020. The schedule for said bye-election was announced vide ECP, Islamabad's letter No. F.8(10)/2020-Cord dated 21<sup>st</sup> December, 2020. Apparently, all activities were going on smoothly and in the requisite manner because the DRO and RO were fully satisfied. No complaint at any stage regarding non-cooperation by any Federal or Provincial Department was filed before the Competent Authority. The concerned branches of the office of Provincial Election Commissioner, Punjab remained in touch with those in the field and ensured their full support for the commencement of free, fair & transparent bye-election. However, what going on behind the scene was still an unknown fact. On the preceding day of the poll, the RO intimated the Competent Authority that stage was set for conducting aforementioned bye-election.

2. The polling process started right at 08:00 AM on 19<sup>th</sup> February, 2021. After three to four hours, law & order situation in the urban areas of the Constituency started deteriorating. Many incidents of aerial firing were reported. Consequently, the polling process was either entirely stopped or in some cases partially slowed down. Reporting of two murder incidents in the constituency further plunged the atmosphere into fear. With every passing minute, law & order situation even worsened and the innocent citizens/voters were left at the mercy of vagabonds which turned the performance of District Police, questionable.

3. The polling ended right at 05:00 PM while result of the first out of total 360 polling stations, on Form-45 through RTS, was received in the RO's office at 05:39 PM. Similarly, the results of 339<sup>th</sup> and 340<sup>th</sup> polling stations were received at 01:15 AM & 02:53 AM respectively. After that, office of the RO was awaiting the results of remaining 20 polling stations and adopted various means to approach the Presiding Officers (POs) of those polling stations but all their efforts remained abortive. Some of the contesting candidates alongwith their supporters gathered at the office of RO to get the finalized, un-official result that further intensified the already fragile law & order condition. When the situation got alarming, everything was brought into the knowledge of Director to the Hon'ble Chief Election Commissioner (CEC) at around 02:30 AM. The Hon'ble CEC in person called the RO at 03:00 AM and took briefing from him on the issue. Resultantly, Chief Secretary, Government of the Punjab, the Provincial Police Officer, Punjab and other concerned Officers at District Sialkot were also contacted by the Hon'ble CEC but no positive response was offered by them. The POs remained missing and nobody knew about their whereabouts. Surprisingly, the results of those 20 Polling stations, the POs of which were missing for an uncertain time, began to receive after 04:00 AM of the 20<sup>th</sup> February, 2021 while they themselves also reached the RO's office after 06:30 AM. They submitted Forms-45 & 46 of their respective Polling stations to the RO but the contesting candidate from PML (N) who was also present in the RO's office, straight away refused to accept those results terming them, fabricated. For early hours of the 20<sup>th</sup> February, 2021, the Chenab Rangers had to be deputed within the premises of RO office for security of the Election Officials, polling record and to keep the law & order situation intact. The matter was thence referred to ECP and they after hearing the case, decided a re-poll in the Constituency which was also upheld by the Apex Court.

4. The ECP vide its Notification No.F.8(10)/2020-Cord (1) dated 5<sup>th</sup> April, 2021 appointed the undersigned to conduct a fact finding inquiry and ascertain the facts regarding breach of duty by the POs or the Security staff deputed at those polling stations where the POs appeared before the RO NA-74 Sialkot-IV in the morning of 20<sup>th</sup> February, 2021. Terms of References (TORs) of the Fact Finding Inquiry were as under:

- i. The inquiry officer may get assistance of any expert or institution, which may provide scientific evidence of place of stay of the Presiding Officers from close of poll till morning of 20<sup>th</sup> February, 2021 resulting in unnecessary delay in the receipt of results electronically and late physical appearance of Presiding Officers before the Returning Officer.
- ii. The inquiry officer can get assistance from any Federal / Provincial Government institution or call any person or official that it may deem necessary for the purpose of inquiry.
- iii. The inquiry officer shall record statements of the election officials deputed to perform election duty on the polling stations as identified for the inquiry.
- iv. The inquiry officer shall analyze transportation plan prepared for the polling staff as well as security plan prepared for security personnel with special reference to those polling stations whose results got delayed extraordinarily and record statements of relevant persons.
- v. The inquiry officer shall record his finding in the inquiry report on each aspect of the alleged corrupt or illegal practices, fix responsibility on election officials as well as other functionaries of the Government who are allegedly involved in tampering and the officials who abetted or facilitated in tampering and missing of polling staff for hours.
- vi. Any other fact which the inquiry officer may like to bring before the Hon'ble Commission.
- vii. The inquiry officer shall submit report latest by 15<sup>th</sup> May, 2021 with recommendations to guard against recurrence of such incidents in future elections.

5. In compliance to the afore referred Notification, notices dated 14<sup>th</sup> April, 2021 were issued to Mr. Abid Hussain, REC, Lahore Division / DRO, Mr. Abdul Hameed, REC, Sahiwal Division / District Monitoring Officer (DMO) and Mr. Athar Abbasi, DEC, Narowal / RO whereby they were summoned to appear before the undersigned on 16<sup>th</sup> April, 2021.

**Mr. Abid Hussain, REC / DRO**

6. He was inquired in the light of all perceived facts and available information. The crux of his reply and statement (**Page No.1**) is appended below:

He said that on account of broader administrative facilities, RO had already established his office at the office of District Election Commissioner, Sialkot rather than maintaining it at Tehsil Daska but he was satisfied with that. First meeting with district administration, Sialkot was held on 30<sup>th</sup> December, 2020 at 11:00 A.M in the Committee room of DC office which was chaired by him. The Deputy Commissioner and District Police Officer, Sialkot vowed to extend full cooperation and commitment for the conduct of said bye-election. Cooperation regarding deployment on various venues was satisfactory however, security plan was delayed. No cut of date for finalization of security plan was given in the only meeting held on 30<sup>th</sup> December, 2020 yet he repeatedly coordinated with them telephonically and through letters to expedite it. The DPO too did not brief him about the law & order situation of the Constituency. He was familiar with the political sensitivity of the Constituency while the law & order situation also seemed good except reporting of one incident where Mrs. Nausheen Iftikhar had written a letter to the DPO and a copy of the same letter was sent to him. He had asked the DPO to investigate the matter so that those incidents could be prevented in future. Being DRO, he was contented with the transportation plan as the Transportation Committee had devised/approved it and the security personnel deputed therein were also the same as nominated by the DPO. Division of vehicles in the transport plan was according to the directions of ECP. It was the responsibility of DSP Daska to deploy Police personnel with the Polling staff/material. He had positioned a Counter at the RO's office and was looking after all the matters related to the count and departure of Police Personnel from the RO's office. Only one Police personnel, in most of the cases, was being sent with the vehicle carrying polling material while the others according to their own plan, were asked to reach at their respective Polling stations. Responding to a question whether he rebuked someone for not complying with the instructions or informed the

higher authorities that transport/security plan was not being implemented, he said that he had asked the DSP to meet the count of deployed security personnel. The DPO was contacted by him but his mobile was found switched off upon which he made a call to the RPO who had guaranteed to resolve the matter. Most of the vehicles that were engaged in the transportation plan were hired from Daska or Sialkot but he was ignorant of the vehicles sent to those 20 Polling stations with belated results. He further affirmed that besides monitoring the distribution of polling material, supervisory works were also the responsibility of a DRO. He came to know about the non-receipt of Form-45 from the Twenty Polling stations at around 02:00 AM. Resultantly, his first action was starting calling the POs of those Polling stations but their mobile phones were found switched off. Just two out of those twenty POs managed to send the results of their concerned polling stations through WhatsApp. Furthermore, after getting aware that twenty POs were missing, he asked the DSP, Daska to contact the Police Personnel deputed with them and try to find out the cause of delay. Efforts to get a connection with them through wireless and mobile phones, were carried out by the Police. In the meanwhile, situation was brought into the notice of the PEC, Punjab between 02:30 AM to 03:00 AM whereas the RO also briefed the Hon'ble CEC on telephone. At around 04:30 AM, the DSP, Daska intimated him that they happened to make contact with some POs and arrangements were being made to bring them back. There were insufficient security provisions in the office seeing which he asked the DSP, Daska to enhance the security. Wing Commander, Chenab Rangers was also called and Rangers were demanded which were provided after 04:30 AM. As the security was restored and seemed under control, he did not consider it necessary to talk to the DPO or RPO. Amongst the steps he took when law and order situation deteriorated on the polling day, he mentioned that no such complaint was filed by the Pakistan Tehreek-e-Insaf (PTI) and only

Mr. Nausheen Iftikhar pointed out some incidents at different polling stations. DSP & AC Daska were immediately directed to reach at the site. However, when between 03:30 to 4:00PM, the condition worsened, RPO, Gujranwala was informed through e-mail of DEC, Sialkot and was asked to control the ravaging situation at 19 polling stations of the constituency. The inquiry officer asked about his role as a DRO when TV channels throughout the day, were reporting the news of politicians; entering the polling station and stopping the polling. He relied on saying that the camp office of DRO & RO was established at the office of Principal, DPS, Daska where the TV was constantly being watched and the directions were issued to the DSP accordingly. Whenever an incident was reported, DSP, Daska reached at the spot and resolved the issue. The main reasons for re-poll according to him were the incidents of aerial firing in Daska city that terrorized the voters; the polling process stopped, voters could not cast their votes, turn out at various polling stations remained low. In addition, the results of 20 polling stations were extremely delayed which did not match with the original ones terming them prima facie, tampered and hence demanded a re-poll.

**Mr. Abdul Hameed, REC / DMO**

7. He in his statement told that **(Page No.31)** he reached Sialkot in the evening of 11<sup>th</sup> January, 2021 and convened three meetings with the contesting candidates. First meeting was held on 13<sup>th</sup> January, 2021 wherein they were briefed and provided with the copies of code of conduct. Similarly, second and the third meetings with the contesting candidates were held in the office of the DRO on 16<sup>th</sup>/17<sup>th</sup> January, 2021 and in the first week of February, 2021 respectively. Apart from it, Monitoring Team, the DC & DPO, Sialkot were also invited for a meeting at 6:00 PM on 25<sup>th</sup> January, 2021. The district administration of Sialkot in that meeting ensured their full cooperation which was however, never practically fulfilled in the coming days. Despite his requests, certain genuine demands like provision of documents related to Mr. Ramzan Kamboh's (DSP)

leave orders, registration of FIRs for various aerial firing incidents i.e. in the village “Hussa Jajja” on 14<sup>th</sup> January by the candidate Asjad Malhi’s gun man, on the same date in Qilla Kalar Wala and at Ch. Abdul Waheed’s Farm House, were procrastinated or excused by the DPO. A contesting candidate from TLP namely Mr. Khalil Sindhu had requested him that DC Sialkot, who was arresting his party workers under MPO-3, should be barred. DC Sialkot was persistently asked but he never responded upon which he had to approach Chief Secretary, Government of the Punjab through E-mail but his office too did not respond. He was even rendered unaccommodated with the already provided security vehicle and just two Police Personnel with a motor bike were deployed with him.

8. About the proportion in connection with the violation of “Code of Conduct” in the constituency, the DMO added; violation of developmental works, participation of MNAs and MPAs, aerial firing incidents and installation of oversized Pena flexes or Hoardings etc. Most of the violations were committed by the PTI workers/candidates. He held the district police and civil administration responsible for the failure of election.

**Mr. Athar Abbasi, DEC / RO.**

9. He has stated in his statement **(Page No.47)** that he was declared RO on 18<sup>th</sup> December, 2020 and the election schedule was announced on 21<sup>st</sup> December 2020. On 22<sup>nd</sup> December, 2020, Mr. Majid Sharif Doger, REC, Gujranwala Division / DRO PP-52 Wazirabad, called him on telephone and asked to join a meeting in Gujranwala with the Commissioner and the Regional Police Officer (RPO), Gujranwala Division before his departure to Sialkot. After attending that meeting on 22<sup>nd</sup> December, he left for Sialkot as he was inclined to meet the DC and DPO, Sialkot. He described the reason for establishing his office at Sialkot instead of Daska by stating that being in Siakot, he could conveniently coordinate with other departments and could also use the already developed setup of DEC, Sialkot. First informal meeting with the district administration was held on 22<sup>nd</sup> or 23<sup>rd</sup> December, 2020. No commitments or decisions were put forth in that meeting however, he had asked the DC and the DPO for their assistance regarding verification of polling stations, appointment of election staff, logistic support, preparation of security plan and categorization of polling stations. In the formal meeting on 30<sup>th</sup> December, 2020 in DC, Sialkot ‘s Committee Room that was chaired by the DRO, the district administration

had assured their full support for smooth conduct of bye-election. The RO further stated that he was satisfied with cooperation offered by the district administration, Sialkot. He had to post two letters to the DPO because the security plan was getting late by the district police. Political sensitivity of the area was in his knowledge yet deterioration of law & order situation was never reported by anyone nor did he take any briefing from DPO on that. He negated the statement given by the DRO and said that the circumstances were quite normal before election and he never requested the DRO to reach the constituency on urgent basis. Para Military forces were called for by him to get a pre-conducive environment of the election. Role of the Rangers was as a "Second tier" to assist the police and they were already deployed as "Quick Response Force" in the whole constituency. When the law & order situation worsened on the polling day, Rangers were called by him and they responded as well however, the Chenab Rangers could better explain as why & how the law & order situation still got deteriorated. Deputy Superintendent Rangers (DSR) Chenab Rangers, was present in his office nevertheless, was protection of the RO office included in the SOPs of Chenab Rangers and it was difficult to control a huge crowd there which was the reason, he intimated the authority about life threat. Being frightened, he had asked the DSR as well as the DSP to enhance the security of the office but was unaware whether they followed his directions or not. The RO affirmed that the Transportation plan was satisfactory. 272 Toyota, Hi-ace were hired for transportation of 360 Polling stations that were established in 272 buildings while a single vehicle was not covering more than two polling stations. He came to know about the non-receipt of results from the 20 polling stations at around 02:00 AM. Those polling stations were situated within the radius of 20 to 50 KMs from the RO office. About his strategy for locating missing polling staff, he said that he alongwith AC, Daska started calling the 20 missing POs but mobile phones of 19 POs were found switched off and the one (whose was on) did not attend the call. The DSP, Daska was asked between 02:00 AM to 03:00 AM to contact with the Police Personnel deployed with those missing POs who after sometime informed that some were on the way while the rest could not be contacted. Earlier, it was also brought into his knowledge that the DSP was going to bring the missing POs but they still reached his office between 05:00 AM to 06:00 AM. In the meanwhile, he also tried to make contact with **the DC, Sialkot at 02:50 AM but despite having his number, he did not attend his call.** The DPO, Sialkot attended his call and



assured to make necessary measurements yet situation still remained the same. The RO told the Inquiry Officer that he did not try to make a call to any SAPO when the POs could not have been accessed. It was 02:00 AM to 03:00 AM when he felt that security situation was going to be out of control. About the difference between the former and later transportation & security plan, the RO apprised that he did not find any considerable difference except the number of vehicles and count of Police Personnel which was doubled in the later security plan. Moreover, four new zones were also added where an SP rank officer was made in-charge of each zone. Addition of pickets and vintage points were also found in the new security plan which were never part of the old security plan. He was neither sure nor remembered the actual number of Police Personnel present at the polling station or those who were being sent with vehicle. He said that he was not certain whether or not all the police personnel deputed with the 20 missing POs, returned to the RO's office nor did he inquire the POs about them. POs' statement regarding the reason for late coming was nothing but the excuse of dense fog or their coming from far flung areas of the constituency. Their body language however, represented them tired and flabbergasted. The RO did not remember if he informed the authority when the missing POs reached his office. He came to know about the manipulation or fabrication of results when the contesting candidate of PML (N) displayed reservations and also submitted an application before him in this regard at 4:25 AM. She was asked to present proofs to justify her claim which she provided in the form of WhatsApp documents. Furthermore, she requested the ECP for issuance of appropriate orders to stop the announcement of result so that Original "Form-45 could be compared with those submitted by the POs. Afterwards, it was prima facie proved that the Forms-45 were tampered. He further stated that he could not restrict the visits of various politicians to his office but had asked the Police personnel to expel them but they did not do so. The RO in the end said that if there were better security conditions, situation could have been quite different.

10. The RO and DEC, Sialkot was directed to provide this office the Security / Contingency and Transportation Plan. The needful was done by them.

11. Dwelling deep in the matter and in order to investigate the matter with the commitment to find the truth behind the whole episode, the undersigned decided to expand the circle of Inquiry by adding more people who were suspected to be involved in the heinous game of distortion of the said Bye-election. Firstly, 10 POs alongwith their respective Naib Qasids were issued notices dated 16<sup>th</sup> April, 2021 wherein they were summoned for inquiry proceedings in District Election Commissioner, Sialkot's office on 20<sup>th</sup> April, 2021. Similarly, rest of the 10 POs appeared before the Inquiry Officer on 22<sup>nd</sup> April, 2021 while the 20 Senior Assistant Presiding Officers (SAPO) and 32 Police Personnel were called on 24<sup>th</sup> & 25<sup>th</sup> April, 2021. The DEC, Sialkot served the notices to the relevant persons through their concerned departments.

12. The Inquiry Officer adopted the method of handing questionnaires to the persons called for the inquiry as per pattern below:

- i. A comprehensive questionnaire for the Presiding Officers consisted of 31 questions; and
- ii. For the Police Personnel, the questionnaire consisted of 25 questions.

13. The above mentioned persons in response to their relevant questions and the polling stations where they were deputed, submitted their replies, which have been summarized hereunder:

**Polling station No.2-Government Boys Primary School, Hanjra (Combined)**

14. **Mr. Umar Farooq Dogar, Presiding Officer** replied (**Page No.79**) that nobody except the election managers contacted him before or on the poll day. He reached his polling station one day before the poll that took him two hours. On 18<sup>th</sup> February, 2021 they departed for the polling station alone. The reason for his mobile phone being found powered off, was low-charging. After close of the poll, the polling agents of his polling station left without obtaining the result. The result could not be sent through WhatsApp because battery of his mobile phone was already dead. The designated Police Personnel, when he left the station, were accompanying him. He did not have the number of the RO so he could not be contacted. The Police had asked them to move in a convoy hence

they reached the RO office in 9 hours. Being PO, Police was his subordinate. It was the Police's will that had forced them to stay at Sialkot as they were waiting for some other vehicles.

15. In the light of his answers to the above referred questionnaire, he was further probed and each statement of him was also recorded **(Page No.85)**. The core of those statements is also summarized as under:

He stated that at the instance he collected the polling material from the RO office, he was accompanied by one polling officer and two Police Personnel. The vehicle in which they went and returned after close of the poll, was same. The Police Personnel who accompanied him while departing and arriving, too were the same. Earlier, the PO had stated that his polling agents had left the polling station before he could provide them with Form-45 however, when confronted for contradiction of his Form-45 with that of polling agents', he was of the view that he was responsible for the only Form-45 that contained his signature.

16. The PO was unaware of the place of his stay when he was told that he, as per authentic record, remained in Sialkot till the morning of 20<sup>th</sup> February, 2021. To a question he told that he took 09 hours to reach the RO office because of Police who told him that when rest will come then they will move, however, he was unable to provide concrete reason for waiting to move in the group and shifted the responsibility on the police deployed with him from the RO office. On a question that why did you stay at Sialkot at your accord if the Police was your subordinate. He flatly replied that it was not his will and police detained him. He reiterated the reason that they were waiting for other vehicles to come.

17. **Mr. Ghulam Abbas, Senior Assistant Presiding Officer** during the question-answer session **(Page No.89)** he stated that he was not accompanying the PO for the collection of polling material (from the RO office) because the PO had asked him so. The PO was of the view that the Polling Officer would accompany him for the collection of said material while he might join them on the next day. The counting process began at

05:30 PM and the Polling agents as well as Police Personnel remained present during the process. He had signed 5 to 6 copies of blank Form-45. Signing of the said Forms in the evening of 18<sup>th</sup> February, 2021, was not his initiative but the direction of PO as they had intended to save the time on the next day. Though he had signed those Forms yet did not place his thumb impression on them. He stated that the PTI had won by securing 496 votes and the polling agents were also provided Form-45 by them. When shown a Form-45 obtained from a polling agent, and asked to identify his own signature, he recognized his own but could not confirm that the other signature on that Form belonged to the PO. The polling bag was not sealed after the counting was completed because the PO had received a call during that closing process. He then intimidated them about the security risk and asked that they would have to leave the polling station and put each and everything in the polling bag.

18. Moreover, when he asked the PO as if they would leave in the official vehicle, he was replied, "There are security threats around, you may leave and I will manage by myself". Afterwards, a black car arrived and the PO alongwith a Police man (who had a long beard) sat in that car whereas the other policeman, bestriding on his motorcycle, also went away. When he tried to accompany the PO in that car, he was asked that there was no need as Police was with him. The remaining election material was sent to the RO office through an official vehicle provided by ECP. He never received a call from the RO's office or elsewhere where he would have been asked for the whereabouts of PO.

19. **Mr. Zaheer Ahmad, C/2064, Police Personnel** stated (**Page No.99**) that he reached the polling station alongwith the PO and other staff on 18<sup>th</sup> February, 2021 at 05:00 PM. The polling process remained peaceful throughout the day. After close of the poll, they left the polling station at 09:30 PM and reached the RO office alongwith other staff in an official vehicle, at nearly 01:00 AM.

20. During the supplementary question-answer session held for further investigation (**Page No.107**), he repeated the same story and told that the PO alongwith his one staff and three Police Personnel left for his polling station on official vehicle around

at 03:00 PM through Daska Pasrur Road. On the next day, they all reached the RO office nearly at 01:00 AM and during the travel, they did not stay at anywhere.

21. **Mr. Muhammad Mushtaq, C/399, Police Personnel** gave stereotyped replies to the questionnaire (**Page No.111**) resembled those given by Mr. Zaheer Ahmad C/2064, hence have not been reproduced.

22. During further investigation (**Page No.119**), he confirmed that he with two colleagues, PO, a staff member and a Naib Qasid left for polling station from the RO office at around 03:00 PM and reached there at 05:00 PM through Daska Pasrur Road. After the close of poll, during travelling to the RO office, he denied the shifting of PO to another vehicle at a place namely Hussa Jajja. He further stated that they all accompanied the PO, his Naib Qasid and reached the RO office nearly at 01:00 AM.

23. **Mr. Qadeer Ahmad, C/1512, Police Personnel** gave replies to the comprehensive questionnaire that consisted of 25 questions (**Page No.123**), were also like those provided by Mr. Zaheer Ahmad C/2064 & Mr. Muhammad Mushtaq C/399 so they were not reproduced.

24. During further investigation (**Page No.131**), he said that they had departed from the RO office for their respective polling station in the official vehicle and the PO with his one staff member, were accompanying them. The Polling process stopped at 05:00 PM while the counting completed at 09:00 PM.

25. In the day hours, Mr. Muhammad Ali, SHO, PS Qila Kalar Wala and Mr. Abid, ASI had come to the polling station for security checking. They did not stop anywhere on the way back after close of the Poll and reached the RO office at 01:00 AM. The PO, his staff and the polling material were safely escorted to the RO office yet what happened afterwards, was unknown to him.

26. **Mr. Rafique Ahmad, Driver, LXP-9388** in his statement (**Page No.135**) told that they all had left the RO office at 04:00 PM of 18<sup>th</sup> February, 2021 via Daska-Pasrur Road. Two members of the polling staff & two Police Personnel were with him in the vehicle whereas one Police man was riding on his motorcycle. They reached

the polling station, 10 minutes after the Maghrib prayer. At the close of poll, two Rangers' personnel also came to the polling station. They had left the polling station at Esha prayer where the three masters (polling staff members) and a police man sat in his vehicle however, one policeman went on his own motorcycle. On their way back, they had stopped at a village called "Hussa Jajja" where a master alongwith one police personnel alighted from his vehicle and sat in a black colored, private car. He reached the RO office in the midnight at nearly 12 o' clock.

### **Polling Station No.3-Government Girls High School, Hussa Jajja (Combined)**

27. **Mr. Atif Shaheen, Presiding Officer** was given the same questionnaire (Page No.141) whereby he stated that nobody contacted him nor was there any irregularity in the election process and he was never visited by an unauthorized person. Due to internet problem, result, through RTS, could not be sent to the RO office. He travelled to the RO office alone, after the close of poll. Longer route was adopted so as to avoid the mob. He said that he had no idea if he could make use of others' mobile phones, for contacting the RO. They stopped at different places during the journey. Vehicles were also changed by the Police before they finally reached the RO office.

28. Proceeding further in the inquiry (Page No.147), it was indicated to him that he, as per official record, had actually left the polling station at 08:18 PM instead of his contradictory answer of leaving at 10:00 PM. The PO kept quiet but after a while, started stating that he was taken to the DSP, Pasrur's office where their vehicle was changed. They were asked to sit in a private vehicle. He also found some other POs there while M/s Umar Farooq Dogar, Shah Jahan & Salman Khalid, POs were alongside him during his way back from the DSP, Pasrur's office. When asked about the reason for reaching the RO office at 04:00 AM where according to the official record, he had reached Sialkot at 10:18 PM, he mentioned nothing else but "he was on the way". Their vehicles were changed because of security concerns. He did not take the pictures of Forms-45 & 46 at his polling station. He did not send the result through WhatsApp at 10:18 PM when he had reached Sialkot due to poor signal and poor phone battery.

29. **Mr. Muhammad Arshad, Senior Assistant Presiding Officer** described in his statement before the IO (**Page No.151**) that he accompanied Mr. Atif Shaheen, PO during the transportation of election material from the RO's office on 18<sup>th</sup> February, 2021. Neither any Naib Qasid was there to assist them nor was any Police Personnel in the vehicle except the one was alongside them on his motorcycle. Polling process remained calm throughout the poll day and PTI won from their polling station. As the counting was over, the PO had asked him to put unsealed envelopes in the polling bags who then left the polling station in a black, private Corolla car instead of the official vehicle provided by ECP. The Police Personnel of Special Branch had asked that he was not required to travel with PO.

30. **Mr. Muhammad Shahid, HC/750, Police Personnel** in response to his questionnaire (**Page No.159**) said that he alongwith other Police Personnel and PO had reached the polling station at 05:00 PM on the preceding day of the poll. The polling process was smooth and calm. After the counting process was closed, they had safely transported the polling staff to the RO, in official vehicle office, at 12:30 AM.

31. He in supplementary question-answer session (**Page No.167**) revealed that before attending the inquiry proceedings, they were called at DSP, City's office where Mr. Fida Hussain Shah and Rana Asif Nadeem, Inspector/SHO had marked their attendance and directed them to go to the IO's office in the form of group.

32. About his role he told that he alongwith Zulfiqar Ali accompanied the PO in official vehicle from the RO office to the polling station on 18<sup>th</sup> February, 2021. Mr. Muhammad Ali, Inspector / SHO and Aamir, TASI came at night for checking the duty. On the poll day Mr. Iqbal Khan, Inspector / SHO, Mr. Muhammad Ali, Inspector/SHO and Aamir, TASI, Police Personnel from Special branch and two security personnel from Rangers visited the polling station on poll day. The counting process was completed at around 09:30 PM. PTI won by securing 560 votes and PML (N) got 250 votes. After that the material was put in the vehicle and they left for the RO office. He never went to office of the DSP, Pasrur but they reached office of the RO at 12:30 PM and deposited the polling bags there. On a question, he told that the Police Personnel will be responsible

for the disappearance of the PO if he is lost on the way back to office of the RO from his polling station.

33. **Mr. Zulfiqar Ali, C/864, Police Personnel** also gave the same replies to his questionnaire (**Page No.175**) like Mr. Muhammad Shahid HC/750 did hence, needed not to be reproduced.

34. **Mr. Ramzan, Driver, RIR-7570** in his statement (**Page No.189**) said that two Police Personnel alongwith PO and two members of the polling staff, left RO's office around Zuhar prayer. One Police Personnel was in the vehicle and the other was on his motorcycle. They reached the polling station at 03:00 PM via Daska Pasrur Road, Mundeky, Satra and then Hussa Jajja. Once the counting process closed, the PO willingly sat in some other vehicle and left the polling station without Police. A Police Personnel alongwith two members of the polling staff sat in his vehicle. One of the polling personnel was dropped on the way. On the way back then, a Police Personnel received a call hereby he was asked to reach the office of DSP, Pasrur. Polling material as well as the polling personnel from his van were shifted to another vehicle in which some polling and Police personnel were already sitting. He had not gone to Daska as he was asked to leave perceiving that his services were no more required.

### **Polling Station No.6-Government Girls Elementary School, Shamir Pur (Combined)**

35. **Mr. Shah Jehan, Presiding Officer** answered the questionnaire (**Page No.195**) by stating that no one contacted him on the poll day. He did not send the result of the count due to poor signal quality. After completion of the counting process, they had left for the RO office at 08:00 PM. He was taken to the DSP, Pasrur's office where his van was changed. The reason of he being taken to Sialkot instead of Daska was the law & order situation. His mobile phone was on yet its battery was very low. Police stopped their vehicle at two or three places after which they were shifted to a Police van and were brought to the RO office.



36. After some time, he alongwith other colleagues submitted a confession statement (**Page No.200-A**) before the Inquiry Officer. When he was preparing result at his respective polling station, some unauthorized Police Personnel came and asked him to prepare a rough result for them. They also instigated him to sit together with them in the private vehicle. Authorized Police Personnel were also accompanying but he was not allowed to send the result through WhatsApp as his mobile was also taken by them. He was then taken to office of the DSP, Pasrur where some other POs were also present. They had stayed at DSP Pasrur's office for a while after which the unauthorized Police Personnel took them to Sialkot where they wandered for some time. They were then transported to the first floor of a factory situated in a closed street where their polling bags were snatched. They were asked to sign the already prepared bogus results and were threatened to face the bitter consequences if they would have denied. Earlier, they had not spoken the truth because they were threatened for life and losing job. The truth that came out of them thereof was only due to assurance of security by the IO. Police was still threatening and asking them to stick to their previous statements.

37. **Mr. Muhammad Ilyas Bajwa, Senior Assistant Presiding Officer** in his statement (**Page No.201**) described that he had not accompanied the PO on 18<sup>th</sup> February, 2021, for collection of election material. The counting process started at 05:30 PM and closed at 08:00 PM. The PO had not sent the result (through WhatsApp) before him and there was no signal problem. Form-45 was signed by him, the copies of which were provided to the polling agents. PML (N) by securing 367 votes had won whereas the PTI had secured 333 votes from their polling station. When shown a Form-45 of his polling station, he denied to own his signature & thumb impression claiming them fake. He had not witnessed the preparation/formation of Tampered Evident Bags. All the envelopes except the main polling bag were sealed as the Police Personnel were insisting them to leave the polling station immediately. The PO carried the polling bag, sat in a black private Corolla Car and left the polling station at around 08:00 PM. Rest of the election material was placed in the official vehicle. He further added that PO was responsible for most of the duties yet he had reminded him to go the RO's office by the official vehicle. Despite the fact that he had received a call from the RO office, he never

informed the RO that the PO had left the polling station in a private vehicle carrying unsealed polling bags with him.

38. **Jamshed Masih, Sweeper / Naib Qasid's** statement was also recorded (Page No.211) wherein he said that he did not perform his duty with the PO.

39. **Mr. Fayyaz Ahmad, ASI, Police Personnel** in his reply to the questionnaire (Page No.213), he stated that he alongwith his other Police Personnel accompanied the PO and reached the polling station at 05:00 PM on 18<sup>th</sup> February, 2021. The poll day remained peaceful. After the counting process, the PO told him that he had been directed to come to the DSP, Pasrur's office alongwith a Police Personnel from there they would move in a convoy. The remaining election material was put in the official vehicle and they transported it to the RO office in safe custody.

40. During further investigation (Page No.221), he mentioned that the PO at around 01:30 PM on the polling day, asked him about Mr. Yaseen Virk and further informed that he had received a call whereby Mr. Yaseen was coming to see him. Mr. Yaseen came to the polling station, took the PO to a segregated place near the swings while their meeting continued from 02:30 to 03:00 PM however, he was unaware of the discussion between them. Mr. Yaseen came to him and told about his discussion with the PO. He further informed him that as per directions of the seniors, a private car would come to the polling station after close of the poll and he would have to send a Police Personnel with the PO who will then go to Pasrur. Once the counting process was completed, the PO carrying his polling bag, came out of the polling station where a black corolla was waiting for him. The PO accompanied by Mr. Ghulam Sarwar HC/454, sat in that car and went away. The election material left over, was transported by them in the official vehicle that reached the RO office at around 10:30 PM. When at RO's office he made a call to Mr. Ghulam Sarwar discovering his whereabouts, he was intimated that they were at Pasrur.

41. **Mr. Ghulam Sarwar, HC/454, Police Personnel** stated (Page No.227) that he was directed by his security in-charge to accompany the PO in a private car towards Pasrur. Furthermore, his security in-charge had told that the PO said that as per directions

of his senior police officers, they had to reach Pasrur first from where they were to move to the RO office, in a convoy. The PO sat on the front seat and asked the driver to pick Mr. Salman Khalid, PO of Polling station No. 8, Bhelo Mattu. When they reached the Polling station Bhelo Mattu, their PO made a call to the PO of that polling station who alongwith his polling bag came out and sat at the back seat beside him. They reached DSP, Pasrur's office at 11:30 PM where he was dropped and told that his services were no more required. The two POs of their car then joined the other POs who were already present at DSP Pasrur's office.

42. During investigation, he further stated that **(Page No.235)** Mr. Yaseen Virk, ASI came in the afternoon of the polling day, met the PO, held a conversation with him and went away. After the completion of counting process, he accompanied the PO in a black colored, private Corolla car. The PO, on their way back, told him that he had to pick another PO. Consequently, he made a call to him and he reached there as well. There also was a young man with that PO who intended to accompany them in the car but Mr. Shah Jehan refrained and asked him to leave as they were not going to Daska. They reached at the office of the SDPO, Pasrur but before they could enter the building, he was dropped outside where the PO said him that he was free to leave. Meant thereby that his duty was to escort them till Pasrur and he was not allowed to be with them in their transportation to Sialkot as some other Police Personnel were there to do that job. After that, the car carrying them, entered the SDPO's office. When he saw the same car coming out of the office premises, which was vacated then, he asked the driver to take him to Sialkot but was refused.

43. **Mr. Sajid Ali, C/1503, Police Personnel** in his reply to the questions **(Page No.239)** stated that Mr. Muhammad Sarwar, had accompanied the PO carrying polling bag and they went in a private car. He was directed that on account of poor law & order situation, they would gather at Pasrur from where they had to move in convoy under proper security. He reached the RO office with Mr. Fayyaz, ASI.

44. When probed further **(Page No.247)**, he told that Mr. Yaseen Virk had come to the polling station after Jumma prayer. He was not stopped or was eventually allowed

because the PO had already informed them that Mr. Yaseen Virk was coming to see him. The bag was sealed after the PO's departure from the polling station at the time of Isha prayer. Afterwards, they alongwith polling material reached the RO office at 10:00 PM and deposited the remaining election material there.

**Polling Station No.7-Government Boys Primary School, Kotli Tarar (Combined)**

45. **Mr. Shahid Imran, Presiding Officer** while answering the questionnaire (Page No.253) stated that he was neither contacted nor pressurized by anybody. At the close of counting, he had taken the picture of Forms-45 from his mobile camera at the polling station but could not send that to the RO office because of poor network signals. Forms-45 was given to all poling agents. They left the polling station at 08:00 PM but were stopped at Qila Kalar Wala by some un-known police personnel. The police personnel deployed with him were asked by those unknown police personnel that they would take the PO in a separate vehicle due to security risks. They alighted him from the vehicle and directed the rest of the people to go to the RO office. He was asked to sit in a private vehicle while his mobile was also taken by the Police. He asked them to return his mobile so that he could send the result but was replied, "there is no need". Resultantly, he had left no source of communication with the RO. Those unknown police personnel kept on changing the vehicles and adopted a longer way to reach the RO office due to security risk. It was further persisted by him that his name may be kept in secret because they are highly under pressure. Their department and Police are still threatening them not to disclose truth before IO. He took oath and started speaking the truth.

46. When the new Police carried them in private vehicles, they first reached office of the DSP, Pasrur and stayed there for a while. When nearly all other POs were gathered there, they again were asked to sit in the vehicles provided by ECP and started moving towards Daska Road. After a while, they stopped and turned the vehicles. When they were asked, they told that law & order situation is not favorable so they will adopt another way. Then they took Pasrur Sialkot Road. The vehicles were stopped time and again at different places. When asked, they were told nothing. After a long period of time, they reached Sialkot. Even after reaching Sialkot, they started roaming on different Roads

and took so many U turns. Finally, the vehicles were stopped at some un-known place and they were asked to get down. There they insisted to let them go to the RO office but they were threatened to do whatever they say otherwise they will be responsible for the consequences. After that some Police Personnel came and took their polling bags. After a long period of time, their bags were returned and they were given a paper and directed to prepare the Forms-45 according to it and sign the same. Whosoever denied was threatened. In addition to that whose results through WhatsApp were sent, they were severely scolded. After that they were again put in the vehicle and they started moving towards Daska. On the main road at a short distance from Daska, they were shifted to Police van and finally they reached the RO office. He once again said on oath that everything had happened beyond their will and those POs who are not speaking the truth, they are frightened and being pressurized. They are asked to repeat the earlier narrated story. He again requested not to disclose his name at any forum.

47. In his confession statement before the IO (**Page No.258-A**), he stated that when he was preparing result at his respective polling station, some unauthorized Police Personnel came and asked him to prepare a rough result for them, come and sit with them in private vehicles. Authorized Police Personnel were also accompanying him but he was not allowed to send the result through WhatsApp and his mobile was also taken by them. From there, he was taken to office of the DSP, Pasrur where some other POs were already present. They all stayed there for a while and afterwards they all were asked to sit in a vehicle. The unauthorized Police Personnel took them to Sialkot and they wandered there. Then, they were taken to the first floor of a factory situated in a closed street where their polling bags were taken. Bogus results were handed over to them and they were threatened of life. They further told that they are poor and they were threatened of life and job so they did not speak the truth. Now the IO gave them a sense of security so they had courage to speak the truth. Police is still threatening them and asking them to remain intact with their earlier statements.

48. **Mr. Saif Ullah, Senior Assistant Presiding Officer** during question-answer session (**Page No.259**) stated that he did not go to the RO office for the collection of the election material with the PO on 18<sup>th</sup> February, 2021. The counting process was

completed after 45 minutes of the close of poll. PTI secured 331 votes and PML (N) 252 votes. Forms-45 were provided to the polling agents. The result was not sent through WhatsApp by the PO. Packets and polling bags were sealed. TEBs were prepared. The PO went in the official vehicle without Police Personnel.

49. **Qaiser Mehmood, Mali / Naib Qasid** in his statement (**Page No.265**) has stated that he took election material with PO from the RO office on 18<sup>th</sup> February, 2021. After counting process on poll day, they left after Maghrib prayer. He was in the official vehicle with the PO. They were stopped by a white car near Chowk and the PO was ousted and he took the remaining election material to Daska.

50. **Mr. Muhammad Arshad, HC/824, Police Personnel** while responding to questionnaire handed over to him has stated that (**Page No.269**), he alongwith his other Police Personnel accompanied the PO and reached the polling station in the evening on 18<sup>th</sup> February, 2021. The poll day remained cool and calm. After Isha prayer, they left the polling station and reached the RO office in the official vehicle at night.

51. During supplementary question-answer session (**Page No.275**), he stated that an ASI without name plate came to the polling station and after meeting the PO told him that after the close of poll, the PO will go with them in security. The whole day, they both remained in contact with each other. He asked the PO that it seemed something wrong but he did not pay any heed to his statement. After the close of the poll, the PO was dropped at PS Qila Kalar Wala and he was relieved by the PO. He dropped the remaining election material at the RO office. He further told that they were called at office of the DSP, Cantt where an Inspector in civil dress asked them to support the department.

52. **Mr. Afzal Ahmad, C/865, Police Personnel's** reply to the questionnaire consisted of 25 questions was stereotype (**Page No.283**) resembling to those of Mr. Muhammad Arshad HC/824 so need not to reproduce.

53. During supplementary question-answer session (**Page No.291**), he stated that Mr. Yaseen Virk, ASI came around 02:30 PM and met the PO. They talked with each other and he then went away. After the counting process, the PO alongwith polling bags sat in the official vehicle. In the meanwhile, his in-charge received a call that bring the PO

at PS Qila Kalar Wala because the law & order situation is not good. They took the PO to PS Qila Kalar Wala and dropped him there. They reached the RO office around 01:00 AM with remaining election material to be deposited there in the official vehicle.

54. **Mr. Naeem Ahmad, C/2109, Police Personnel** has also given stereotype replies of the questionnaire (**Page No.295**) resembling to those of Mr. Muhammad Arshad HC/824 and Mr. Afzal Ahmad C/865 so need not to reproduce.

55. During further investigation (**Page No.303**), he told that Mr. Yaseen Virk, ASI in uniform came around 02:30 PM and met the PO. They talked with each other in a confidential manner and then Mr. Yaseen went away. After the counting process, the PO alongwith polling bags sat in the official vehicle. He accompanied them on his motorcycle for a KM then his in-charge asked him to leave as his services are no more required. He also told that on 25<sup>th</sup> April, 2021, they were called at office of the DSP, City where an Inspector in civil dress asked them to support the department.

56. **Mr. Muhammad Ashfaq, Driver, SGF-8088** during question-answer session (**Page No.307**), stated that a Police Personnel alongwith PO and a polling staff left the RO office around 01:00 PM. They reached the polling station at 04:30 PM. After the close of counting, the PO with him left the polling station. After covering a small distance near Qila Kalar Wala, a black car was found parked. When the PO saw that he said his conveyance has arrived so drop him. He left the official vehicle and went in the black car and asked him to go to Daska straightaway. He alongwith a polling staff and a Police Personnel reached RO office approximately at 02:00 AM.

### **Polling Station No.8-Government Girls Primary School, Bhelo Mattu (Combined)**

57. **Mr. Salman Khalid, Presiding Officer** stated in his reply (**Page No.313**) that neither there was any pressure on him nor anybody contacted him. Due to the network problem, the result was not sent through WhatsApp. Polling process remained peaceful. He left the polling station with his designated Police Personnel. His polling station was 75-80 KMs away from the RO office and on 18<sup>th</sup> February, 2021, he took two

hours and forty minutes to reach there. His mobile was switched off due to the battery problem. He did not have the number of RO so he could not contact him. He got late due to the engine problem and change of tyre etc.

58. In his confession statement (**Page No.316-A**), he stated that while he was preparing result at his respective polling station, some unauthorized Police Personnel came and asked him to prepare a rough result for them, come and sit with them in private vehicles. Authorized Police Personnel were also accompanying him but he was not allowed to send the result through WhatsApp and his mobile was also taken by them. From there, he was taken to office of the DSP, Pasrur where some other POs were already present. They all stayed there for a while and afterwards they all were asked to sit in a vehicle. The unauthorized Police Personnel took them to Sialkot and they wandered there. Then, they were taken to the first floor of a factory situated in a closed street where their polling bags were taken. Already prepared bogus results were handed over to them and they were asked to sign those bogus results. They further told that they are poor and they were threatened of life and job so they did not speak the truth. Now the IO gave them a sense of security so they had courage to speak the truth. Police is still threatening them and asking them to remain intact with their earlier statements.

59. **Mr. Muhammad Shahbaz, Senior Assistant Presiding Officer** in his statement (**Page No.317**) stated that he did not go to the RO office for the collection of election material with the PO on 18<sup>th</sup> February, 2021. He reached the polling station on 19<sup>th</sup> February, 2021. The counting process was completed at 07:30 PM. PTI gained 450 votes and PML (N) 152 votes. Forms-45 were signed by him and provided to the polling agents. The PO had to send the result through WhatsApp. Packets, TEBs and polling bags were not sealed. While completing the sealing process, the PO received a call wherein he was asked to complete the work immediately. The PO went in the official vehicle with Naib Qasid and polling material. The Police Personnel accompanied him on his motorcycle. He further informed that he did not receive any call from the RO office when the PO did not reach there.

60. **Mr. Tahir Mehmood, C/1346, Police Personnel** answered the questionnaire (**Page No.325**) by stating that he alongwith his other Police Personnel



accompanied the PO and reached the polling station at 05:00 PM on 18<sup>th</sup> February, 2021. The poll day remained peaceful. They left the polling station at 09:00 PM and reached RO office in the official vehicle at 12:45 AM alongwith PO and other election material.

61. During inquiry proceeding he also informed that **(Page No.333)**, he alongwith his colleague reached the polling station and the next day alongwith them all left the polling station at 09:00 PM and reached the RO office around at 01:00 AM.

62. **Mr. Ashiq Ali, C/1133, Police Personnel** was given the same questionnaire consisted of 25 questions **(Page No.335)** whereby he has given stereotype replies of the questionnaire resembling those of Mr. Tahir Mehmood C/1346 so need not to reproduce.

63. During supplementary question-answer session **(Page No.343)**, he stated that the counting process was completed at 07:30 PM and after that they came to Daska.

64. **Mr. Safdar, Driver, LOK-2210** in his statement **(Page No.345)** stated that two Police Personnel alongwith PO and a polling staff left the RO office around 02:15 PM via Mundeky, Satra and Uddo Fateh. After the close of counting, the PO sat in his vehicle with a polling staff and two Police Personnel. The PO received a call and he asked him to stop the vehicle. Two Police Personnel came and he sat in white car with them and went away. Before leaving, he asked him to go to Daska with the Polling Personnel and Police Personnel. They reached the RO office at 10:00 PM.

### **Polling Station No.9-Government Girls High School, Qila Kalar Wala (Male)**

65. **Mr. Muhammad Wakeel, Presiding Officer** in his statement told **(Page No.351)** that he was not contacted by anybody on the poll day and the result was sent through WhatsApp at 07:50 PM. He could not be contacted as his mobile was off due to the discharge of battery. He further told that they left for RO office at 11:00 PM. Police took him to office of the DSP, Pasrur from Qila Kalar Wala and then to Sialkot. On the way, they were reproaching me for sending the result through WhatsApp.

66. **Mr. Muhammad Tahir Naeem, Senior Assistant Presiding Officer** during question-answer session (**Page No.355**) stated that polling remained peaceful. After the close of counting process, the result was sent through WhatsApp by the PO and went in the official vehicle. He did not receive any call from the RO office for asking anything about the PO though his phone was on.

67. **Mr. Zulfiqar Ali, SI, Police Personnel** in his statement (**Page No.357**) stated that he alongwith his other Police Personnel accompanied the PO and reached the polling station at 05:00 PM on 18<sup>th</sup> February, 2021. Mr. Tahir Sajjad, SI/SHO PS Rangpura, sub-sector in-charge told him that he has been deputed by the Competent Authority to take custody of the PO and polling material because of dense fog. He further told them that they are free to go to their respective police stations.

68. During supplementary question-answer session (**Page No.365**), he further stated that he told that Mr. Tahir Sajjad realized them that they are not equipped with weapon and in dense fog, the Senior Police officers deputed him to only bring the PO alongwith the polling bag in safe custody in Police van. He relieved them and from there they went to their Police station.

69. **Mr. Imtiaz Ahmad, HC/842, Police Personnel's** statement (**Page No.367**) was also found stereotype resembling those of Mr. Zulfiqar Ali, SI so need not to reproduce.

70. During further probe (**Page No.375**), he stated that he did not go to the RO office on 18<sup>th</sup> February, 2021 but directly reached the polling station at 05:00 PM. Mr. Tahir Sajjad, SI / SHO PS Rangpura, Sub-sector in-charge came around 08:30 PM or 09:00 PM to take the PO.

71. **Mr. Asif Javed, C/2151, Police Personnel** told that he did not perform his duties being ill (**Page No.377**).

72. **Mr. Rashid Nawaz, C/1042, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions (**Page No.387**) whereby he has given stereotype

replies of the questionnaire resembling those of Mr. Zulfiqar Ali, SI and Mr. Imtiaz Ahmad HC/842 so need not to reproduce.

73. During supplementary question-answer session (**Page No.395**), he has stated that the PO and Mr. Zulfiqar Ali, SI were in the official vehicle and he was on motorcycles going to the RO office. Mr. Tahir Sajjad stopped them near PS Qila Kalar Wala and told that the weather conditions are poor so it is his responsibility to transport the PO safely and he took the PO in his vehicle and relived them all.

74. **Mr. Asif Nawaz, C/1168, Police Personnel** too gave stereotype replies of the questionnaire (**Page No.397**) resembling those of Mr. Zulfiqar Ali, SI, Mr. Imtiaz Ahmad HC/842 and Mr. Rashid Nawaz C/1042 so need not to reproduce.

75. During supplementary question-answer session (**Page No.405**), he told that Mr. Zulfiqar Ali, SI received a call from Mr. Tahir Sajjad that he will take the PO as the weather conditions are poor. He came and took the PO in his official vehicle and relived them all.

76. **Mr. Mohsin Altaf, Driver, LOK-4728** told that three Police Personnel alongwith the PO left the RO office around 03:00 PM via Daska, Motorway and Khan Jajja (**Page No.407**). After the close of counting, the PO sat in his vehicle with two Police Personnel and an unauthorized Police Personnel also sat with them. The vehicle was taken to PS Qila Kalar Wala and from there the PO alongwith polling bag was shifted to Police van and he was asked to go to the home at 08:00 PM.

**Polling Station No.11-Government Shahzaib Shaheed High School, Qila Kalar Wala (Combined)**

77. **Mr. Muhammad Yousaf, Presiding Officer** in his statement (**Page No.413**) stated that he was not contacted by anybody on the poll day. He left the polling station for the RO office at 08:30 PM and the result was not sent through WhatsApp due to exhaust of his mobile battery. He told that they were in Police van instead of the official vehicle. Authorized Police Personnel took him to office of the DSP,

Pasrur from Qila Kalar Wala and then they turned the van towards Sialkot by saying that they have been adopting the safest way to Daska in order to avoid any untoward incident.

78. He was probed further in supplementary question-answer session **(Page No.419)**, where upon he stated that they left the polling station for the RO office at 08:30 PM. They reached Sialkot at 11:00 PM via Pasrur and Badiana because Police forcefully took them there. They did not listen to them and took custody of the polling bag. He further told that his result was not changed. When he was shown a Forms-45 with rejection of 258 votes, he told that this result was not deposited by him. He was again shown Forms-45 of 19<sup>th</sup> February, 2021 with 258 rejected votes and another Forms-45 of 10<sup>th</sup> April, 2021 with just one rejected vote of the same polling station and asked and asked for the reasons of more rejection in your Forms-45. He had no answer.

79. **Mr. Abdul Ghaffar, Senior Assistant Presiding Officer** during question-answer session **(Page No.423)** stated that he did not go to the RO office for the collection of election material with the PO on 18<sup>th</sup> February, 2021. Polling remained peaceful. PML (N) won with the lead of 100 votes.

80. **Mr. Sikandar Hayat, ASI, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions **(Page No.429)** whereby he has stated that he along with his other Police Personnel accompanied the PO and reached the polling station at 04:30 PM on 18<sup>th</sup> February, 2021. They left the polling station at 08:00 PM on 19<sup>th</sup> February, 2021 and handed over the PO with polling bag to Mr. Tahir Sajjad, SI / SHO PS Rangpura, Sector in-charge who told him that he has been deputed with gunmen by the Competent Authority to take custody of the PO and polling material because of dense fog. He was their senior so the PO was given in his safe custody. He managed the PO and election material in his official Police van within the premises of polling station. He has further told that they were already informed by Mr. Yaseen Sarfraz, ASI that the department has arranged armed guards for the transportation of polling staff and election material. As the PO and election material were handed over to Mr. Tahir Sajjad, Sector in-charge within the limits of polling station so from there they all went to their respective Police stations.

81. During supplementary question-answer session (**Page No.437**), he has stated that Mr. Tahir Sajjad told them that weather conditions are not good and the PO and election material will be transported to the RO office in his supervision. He tried his best and not to follow him but all in vain and he took the PO and election material with him in his Police van. He relieved them of duties from there.

82. **Mr. Muhammad Afzal, HC/383, Police Personnel** gave stereotype replies of the questionnaire (**Page No.439**) resembling those of Mr. Sikandar Hayat, ASI so need not to reproduce.

83. During supplementary question-answer session (**Page No.447**), he has stated that when the PO came out then Mr. Tahir Sajjad also came and told them that conditions are not good and the PO and election material will be transported with him because the department has deputed him to do so. He further told them that they are not armed so the PO will go with him in proper security.

84. **Mr. Ahsan Ullah, HC/1966, Police Personnel** too gave stereotype replies of the questionnaire (**Page No.449**) resembling those of Mr. Sikandar Hayat, ASI and Mr. Muhammad Afzal HC/383 so need not to reproduce.

85. During supplementary question-answer session (**Page No.457**), he has stated that after sealing the polling bag, he took permission to leave from the in-charge but in the meanwhile Mr. Tahir Sajjad, SI / SHO PS Rangpura, Sector in-charge came and told them that conditions are not good and he will take the PO and election material with him. Their in-charge insisted but he did not agree to because there was an Elite van and Rangers were with him.

86. **Mr. Aftab Baqir, C/554, Police Personnel** also gave stereotype replies of the questionnaire (**Page No.459**) resembling those of Mr. Sikandar Hayat, ASI, Mr. Muhammad Afzal HC/383 and Mr. Ahsan Ullah HC/1966 so need not to reproduce.

87. During supplementary question-answer session (**Page No.467**), he has stated that Mr. Yaseen Sarfaraz, ASI visited the polling station in the afternoon of poll day and met the PO. Mr. Tahir Sajjad, SI also twice or thrice visited the polling station and

after the close of poll, he remained stationed there. Mr. Aamir, Sub-sector in-charge was also with him. Their in-charge Mr. Sikandar Hayat tried his level best not to hand over the PO to them but they did not agree to and took the PO with them.

88. **Mr. Fakhar Imam, C/1574, Police Personnel** gave stereotype replies of the questionnaire **(Page No.469)** resembling those of Mr. Sikandar Hayat, ASI, Mr. Muhammad Afzal HC/383, Mr. Ahsan Ullah HC/1966 and Mr. Aftab Baqir C/554 so need not to reproduce.

89. During supplementary question-answer session, he has stated that Mr. Zulfiqar Ali, SI received a call from Mr. Tahir Sajjad, Sector In-charge that he will take the PO as the weather conditions are poor. It was also informed by Mr. Yaseen Sarfaraz, ASI in the day hours that the department has arranged armed transportation of the PO and the polling material after the count of poll. Mr. Tahir Sajjad came and took the PO in his official vehicle and relieved them all.

90. **Miss Sanam Arshad, LC/2154, Police Personnel** in her statement **(Page No.475)** told that she directly reached the polling station at 07:00 AM on 19<sup>th</sup> February, 2021 on her personal vehicle. Polling process remained peaceful and there was no issue of any law & order. After the counting process, her in-charge told her that she being female can leave so she along with her brother went home.

91. During supplementary question-answer session **(Page No.483)**, she has stated that she remained at the polling station till 08:00 PM on the poll day. Mr. Muhammad Ali and others came for checking in intervals. She left the polling station at 08:00 PM with the permission of Mr. Sikandar Hayat, in-charge and she did not know what did happen afterwards.

92. **Mr. Bilal, Driver, C-1877** during question-answer session **(Page No.485)**, he has stated that one Police Personnel along with two POs (one male and one female) in his van left the RO office around 01:00 PM via Daska Pasrur Road and Pasrur Mundeky. The other Police Personnel were on his motorcycle. After the close of counting, the female PO and her Police Personnel sat in his vehicle but Mr. Yousaf did not sit with

him. On the way, he stopped at PS Qila Kalar Wala and around Isha prayer again moved for Pasrur where the Police Personnel were dropped. He brought the lady alone to Daska.

**Polling Station No. 22-Government Boys High School, Ghatalian (Male)**

93. **Hafiz Mushtaq Ahmad, Presiding Officer** was also given the same questionnaire (**Page No.491**) in response to which he told that nobody contacted him on the poll day. The result was not sent through WhatsApp due to exhaustion of his mobile battery. He left the polling station at 09:00 PM in a private vehicle alongwith a Police Personnel namely Mr. Tahir who took him to the office of the DSP, Pasrur and they stayed there for 30 minutes. The other polling staff had already carried the election material to the RO office, Daska. They were brought to Sialkot from Pasrur in a Toyota van because of security threats. On their way, they were stopped at different places and finally reached the RO office at 04:30 or 05:00 AM in the supervision of Police.

94. In his confession statement (**Page No.496-A**), he revealed that during the preparation of result at his respective polling station, some unauthorized Police Personnel came, asked him to prepare a rough result for them and directed to sit alongside them in the private vehicles. Though authorized Police Personnel were surrounding him yet he was not allowed to send the result through WhatsApp while his mobile was also grabbed by them. From there, he was taken to the DSP, Pasrur's office where some other POs were also present. They stayed there for some time and all were afterwards, asked to sit in a vehicle. The unauthorized Police Personnel took them to Sialkot and they wandered there. Then, they were taken to the first floor of a factory situated in a closed street where their polling bags were taken. Already prepared bogus results were handed over to them and they were asked to sign those bogus results. They further told that they are poor and they were threatened of life and job so they did not speak the truth. Now the IO gave them a sense of security so they had courage to speak the truth. Police is still threatening them and asking them to remain intact with their earlier statements.

95. **Mr. Muhammad Boota, Senior Assistant Presiding Officer** in his statement (**Page No.497**) said that he had not joined the PO for the collection of election material from the RO's office on 18<sup>th</sup> February, 2021 but directly reached the polling

station at night. Polling remained peaceful. Mr. Asjid Malhi from PTI obtained 521 votes whereas Mrs. Nosheen Iftikhar from PML (N) could get 31 votes only. Copies of result were provided to the polling agents and the PO was asked to send it through WhatsApp but he did not do so nor did he seal the packets, TEBs and the polling bags. The PO with all unsealed election material then sat in the vehicle provided by the ECP. He did not make any call to the RO for bringing the matter in his notice neither received any call from the RO office where he would have been asked about the missing of PO when he had not reached there.

96. **Muhammad Arshad, Chowkidar / Naib Qasid** in his statement **(Page No.503)** described that he was accompanying the PO and a Police Personnel for the collection of election material from the RO office, Daska. After close of the polling process on 19<sup>th</sup> February, 2021, he left the polling station for the RO office, at around 07:00 PM without the PO because he was directed so by the PO, for the return of election material. He witnessed two unauthorized Police Personnel there while a private car was also parked outside the polling station.

97. **Mr. Muhammad Tahir, C/1833, Police Personnel** stated that he alongwith the PO reached the polling station in the official vehicle at 06:20 PM of the 18<sup>th</sup> February, 2021 **(Page No.507)**. Two other Police Personnel reached the polling station on their motorcycles. Polling process remained calm during the whole day. On 19<sup>th</sup> February, 2021, they departed from the polling station at 08:00 PM and arrived at the RO office at 03:00 AM.

98. During the supplementary question-answer session **(Page No.515)**, he stated that Mr. Tahir Sajjad as well as Mr. Yaseen, ASI visited the polling station in the morning time of the poll day. After completion of the counting process, election material except the main polling bag was shifted to the Toyota van of ECP. The PO informed him about his discussion with Mr. Yaseen, ASI who had asked them to go to Pasrur after polling. Resultantly, he and the PO sat in a white private Corolla car in which another PO was also sitting and they left the polling station at 08:00 PM. He was accompanying both the POs till they reached DSP, Pasrur's office at 11:00 PM after which he was dropped outside the office whereas both POs went inside. He was further asked that he was free



to go. He on the motorcycle of his fellow, reached the RO office. The official vehicle remained with them in the whole scenario and reached the RO office at 01:00 AM.

99. **Mr. Zia Ullah, C/1624, Police Personnel** said that he and Mr. Tanveer ul Hassan C/1043 were bestriding on motorcycle when they left the RO office whereas Mr. Muhammad Tahir was accompanying the PO in the official vehicle **(Page No.521)**. They reached the polling station at around 06:20 PM. The polling remained peaceful throughout the day. After the close of counting process, they all left the polling station at 08:00 PM and reached the office of the DSP, Pasrur. The PO had asked them to be alongside him. They alongwith the polling staff reached the RO office at 03:00 AM.

100. During the supplementary question-answer session **(Page No.529)**, he stated that Mr. Yaseen, ASI had met with the PO before close of the poll and gave him certain directions. Once the polling was completed, the PO accompanied by Mr. Muhammad Tahir left the polling station in a private car. Residual election material was shifted to the Toyota van which started moving towards Pasrur. They on their motorcycle, chased the vehicle until they all reached the DSP, Pasrur's office. Before going inside the office of DSP, the POs said to the in-charge that they were free because from there, those POs were to go to the RO office under security. He also disclosed before the IO that they all were called in the office of the DSP, City on 25<sup>th</sup> April, 2021 where an Inspector (in civil dress) had asked them to support the department.

101. **Mr. Tanveer ul Hassan, C/1043, Police Personnel** was given the same questionnaire meant for police personnel **(Page No.533)** and his replies too resembled those given by Mr. Zia Ullah C/1624 hence haven't been reproduced.

102. During supplementary question-answer session **(Page No.541)**, he told that Mr. Tahir Sajjad, SI/SHO and an ASI visited the polling station on the poll day. Around Sunset time, they were informed by the PO about a call from Mr. Yaseen, ASI who had asked him that they would have to go in a private car. The Naib Qasid shifted the polling bag to a new model white car in which a person was already sitting. Rest of the election material was placed in the Toyota van. Mr. Muhammad Tahir joined the PO in that private car and they left for the DSP, Pasrur's office. They followed them on their motorcycles

and found Mr. Muhammad Tahir standing outside the DSP's office. Upon asking, Mr. Tahir told him that PO was inside the office. The PO came after some time, and asked him to go as they had to go with the Elite Police Force.

103. **Mr. Atif, Driver, S-1320** during question-answer session (**Page No.545**), stated that one Police and two Polling Personnel left the RO office at around 02:30 PM in his van via Daska Pasrur Road and Qila Kalar Wala. He saw two private white cars parked outside the polling station. After the close of counting, the PO did not sit in his vehicle but only remaining election material was placed. He alongwith one polling personnel went to Daska and reached there at 12:30 AM. On the way back, he had stopped at only PS Qila Kalar Wala.

**Polling Station No.23-Government Community Model School, Ghatailian (Female)**

104. **Miss Saba Maryam, Presiding Officer** was also given the same questionnaire devised for POs (**Page No.557**) responding to which she stated that a PO namely Mr. Amjad Ali texted her through WhatsApp on 17<sup>th</sup> February, 2021 content of which was as under:

“10 bjj tk Dy. Office a jien.”

She further added that Dy. DEO (F), Daska normally used to ask anyone Assistant Education Officer (AEO) to communicate her message amongst all other AEOs. When they were asked to come to an office, they considered it an official matter and went there. Mr. Amjad Ali Mahar at the office however, told them that AEOs were invited at the residence of Mrs. Farkhanda, Dy. DEO (F), Daska. The matter was discussed with Mrs. Samra Tehseen & Miss Eram Shafeeq by her and they decided not to refuse the invitation as they were invited by the Dy. DEO (F) at her home, for the very first time. They all boarded in Mr. Amjad Ali Mahar's car who on the way near Civil Chowk, Daska, purchased some food items on the directions of Mrs. Farkhanda while she was also repeatedly calling him for being late. When asked about the anxiety of Madam, Mr. Amjad Ali Mahar told them that some higher officers were invited at her home but the AEOs were yet to be reached there and she was getting angry on that. They reached her home after 12 O'clock in the noon where following other AEOs were also invited:

- i. Mr. Muhammad Farooq
- ii. Mr. Furqan Sanaullah
- iii. Mr. Bilal Hussain
- iv. Mr. Abdul Sami
- v. Mr. Amjad Ali Mahar
- vi. Mrs. Samra Tehseen
- vii. Miss Eram Shafeeq etc.

Besides them, two ladies were also there and three other persons amongst whom one was Mr. Hamid, PA to CEO (Education) also arrived. Rest of the two were not recognized by her as they were wearing masks and she had not seen them earlier yet one of them was in Police uniform. Before the advent of those persons, Madam Farkhanda had asked them to keep quiet during the meeting. A man wearing Pant & Shirt who was sitting alongside Mr. Hamid, tallied the names of all invitees with a paper and ensured their attendance. He further asked the participants to follow certain instructions on the poll day which were as under:

- i. They would allow to cast votes on the photocopy of NIC.
- ii. If they received a call from Madam Farkhanda or Mr. Hamid, they would have to follow their directions.
- iii. If both of the above asked them to stop polling, they would have to stop it.
- iv. Safety of those participants was their first priority hence they wouldn't be worried if the incidents of firing occurred there.

105. Furthermore, it was acknowledged that the bye-elections were often won by the sitting Government whereas Mr. Ali Asjid Malhi, on his victory, was going to award a package of Rs. 2 Billion to Daska. When those persons had departed, she requested the Dy. DEO (F), Daska for the grant of leave for 18<sup>th</sup> & 19<sup>th</sup> February, 2021. The Dy. DEO (F), Daska tore the application into pieces saying that the leave could not be granted without any justification. She was rebuked by Mrs. Farkhanda for cancellation of duty through leave (It was true as well) who further intimidated her that disciplinary proceedings would be initiated against her on account of deliberate exemption from duty. She also disclosed that she was taken to Dy. DEO (F), Daska's home, by deception. On the poll day, some people in uniform alongwith some others in civil dress, came to the polling station and asked her about the number of used ballot papers which they were

told as around 150. She could not determine between their authority or un-authority as they were in uniform. The votes were counted in the presence of the polling agents and the staff while she alongwith her staff got busy in finalizing the packets. She could not get a chance to take the signatures of polling agents on Forms-45 as they had left the polling station without intimating her. Forms-45 & 46 were prepared by her and in accomplice with her Senior Assistant Presiding Officer (SAPO) whereas the remaining staff helped in the completion of packets. Once the needful was done, all the staff was allowed to leave and she was left at polling station with authorized Police Personnel & Naib Qasid. The green bag was sealed by her yet as soon as she placed Form-45 on the table and tried to take the picture for WhatsApp purpose, security personnel grasped the Form-45 declaring that it would not be sent through WhatsApp. He further dictated her to hand him her mobile phone and to move with them while the other Police Personnel grabbed the polling bag lying on her right side. She was speechless on that occasion and started staring at them. When she asked where do they want to take her, one of them said, "we do not know, a car is parked outside, sit in that as these are the orders from high ups". She once again got silent and was very much worried. They then started shouting at her asking her to immediately switch off her mobile, move with them and not compel them to use different means. It was dark and dense fog outside. Although two security personnel provided by the ECP were there for security purpose yet they kept her in fear. She switched off her mobile before them, kept it in the internal pocket of her coat and went outside the polling station. They were carrying the green bag and the boxes. On the Road, outside polling station, she saw ECP's driver standing beside his Toyota van. The security personnel were guiding her to go towards the place where a car was parked. They put the polling material in the car and asked her to sit while the time at that instance was around 07:00 PM. The ECP's driver came to her and requested to give him an in-writing statement that she was willingly/intentionally not sitting in his vehicle but she refused to do so. He, for some time, chased the car carrying them. The car stopped at some unknown place where that driver came again asking her to write something on the paper so that he could claim the fare. On her refusal, Mr. Nadeem, Constable who was sitting at the front seat of the car, called him and said something or provided him anything in black & white (which she did not actually know) after which he went away. At around 10:00 to 11:00 PM, she reached at an unknown place while her Naib Qasid and

authorized security personnel were also with her. There were so many Police vans and private cars around their car. **Six hundred ballot papers were stamped by two persons at that unknown place. Madam Farkhanda Dy. DEO (F), Daska put her fake signatures on around two hundred ballot papers.** Counterfoils of fake votes were not kept in any packet. Mr. Hamid asked her about the actual result of polling station. After a long period of time, he once again came in the room and said that six hundred votes would be put in the green bag of polling station number 23. On her refusal, the said job was done by two unknown persons while Mr. Hamid also claimed that he would talk to Madam Farkhanda about her. Earlier, Mrs. Farkhanda was not seen there who only came after the call by Mr. Hamid. She reproached her a lot but none of them touched the ballot papers upon which she asked Mr. Hamid to provide two helpers while the rest would be managed by herself. She had requested Madam Farkhanda, Dy. DEO (F), Daska that putting six hundred fake votes in the bag, after its opening, would take a lot of time. She also asked her as who would write down six hundred NIC numbers or put six hundred thumb impressions. ECP would definitely find out and she would ultimately be in trouble. Miss Saba told Madam Farkhanda that she was the PO and would be blamed for all. Mr. Hamid accompanying two other persons was listening them. They left the bag but Mr. Hamid asked them to open that. Bogus stamps with signatures of Dy. DEO (F), Daska were put on that. A Policeman said that she could not leave the place until the result was signed by her. Madam Farkhanda professed her that the election work would be finished on that day yet she would not be in the department afterwards. She was really confused in that situation and could not focus on the preparation of fake Forms-45 & 46. She had prepared the actual Forms at polling station within 15 to 30 minutes by the help of her SAPO but a lot of time was being taken for the preparation of fake Forms-45 & 46 as she was forced by Madam Farkhanda, Mr. Hamid and the Policeman. She was under pressure, trembling and feeling headache hence, was committing a lot of mistakes. As a result, forms were being wasted by her seeing which, a Policeman had given her a word-to-word dictation of Forms-45 & 46 and then put his signature and thumb impression on those forms, in place of SAPO. Due to constant threats, she could prepare only Forms-45 while all other tasks including sealing of the green polling bag were done by that Policeman. The two persons who had prepared fake votes were already directed by him to leave the place. She was kept under observation by two female staff members

from Education Department among whom one was Madam Zarina, Ex-DEO (W), Sialkot. She could not therefore, dare to use her mobile for making contact with the RO office. The PO further stated that she was abducted by authorized Police Personnel and it was also possible that the driver of the official vehicle would have been threatened and asked to leave. When they had left that unknown building, Miss Eram, PO alongwith the polling bags was also accompanying her in the car. They were again stopped near Daska where their polling bags were taken by them. They finally reached the RO office yet both of them entered the office building on foot. After submission of the results to the RO office, they were asked to wait which they did till 09:00 AM and went to home after 10:00 AM. At 12:00 PM, a Naib Qasid from the office of the Deputy District Education Officer came to her home and told that CEO (Education) was calling for her at Government High School, Daska. When she reached there, the CEO asked her to write down the reason for reaching the RO's office late. She however, refused by stating that she was upset and the same reason might be got written by Mr. Hamid or the Dy. DEO (F), Daska but was countered as, "is Mr. Hamid your personal assistant. She was late so she already knew the reasons."

106. The PO further told the IO that she had been many a times, agitated/pressurized by the Dy. DEO (F), Daska who kept on sending former Chairmen, Councilors and Lawyers towards her home. Mr. Qamar-uz-Zaman, Dy. DEO (M), Daska also visited her at home. Their very demand was to develop a monotonous reason blaming fog for being late after the poll and low-battery of the mobile for not sending the result through WhatsApp. The same demand was also put forth by Mr. Abdul Haq who one day came to her home door and sat there for three to four hours.

107. **Syeda Taugeer Rizvi, Senior Assistant Presiding Officer** submitted her statement before the IO (**Page No.569**) wherein she told that she reached the polling station at 06:30 PM on 19<sup>th</sup> February, 2021. Polling day remained peaceful while the Counting process was completed in the presence of polling agents. After completion of the task, she took her payment and left the polling station. She did not know whether the result was sent through WhatsApp but she had signed the Forms-45 & 46. Mr. Ali Asjid Malhi secured 314 votes and won whereas Mst. Nosheen Iftikhar could get 35 votes.

108. **Mr. Ahad Nazir, C/1051, Police Personnel** in his statement (**Page No.573**) told that they had left RO office at 03:00 PM on 18<sup>th</sup> February, 2021 and reached the polling station at 07:00 PM. After the completion of counting process, they departed from the polling station in the official vehicle at around 09:00 PM and reached the RO office at 02:00 AM. They had remained with the PO all the time.

109. During supplementary question-answer session (**Page No.581**), he stated that both of the Police Personnel were accompanying the PO on 18<sup>th</sup> February, 2021. Mr. Yaseen, ASI came to meet the PO at 01:00 PM on 19<sup>th</sup> February, 2021. They all had left the polling station at 07:30 PM. On the way to the RO office, they stayed for a while at PS Qila Kalar Wala. He further confirmed that the security personnel would be responsible for the missing of PO on the way.

110. **Mr. Nadeem Ahmad, C/83, Police Personnel's** answers to the questionnaire were stereotype (**Page No.587**) resembling those given by Mr. Ahad Nazir C/1051, so have not been reproduced.

111. During supplementary question-answer session (**Page No.595**), he told that an ASI, focal person of DSP came to the polling station and met the PO. Mr. Aamir, ASI also came to control/observe the law & order situation. The Rangers' Personnel had left the polling station at around 09:00 PM. They departed from the polling station in the official vehicle, at around 08:30 PM. On their way back, they had stopped at PS Qila Kalar Wala where the PO had received a call and was asked to stop because they had to move in a convoy. The PO however, refused to do so and said that they were moving and reached the RO office at 02:30 AM. Madam (PO) took the election material inside the RO office. He further added that the security personnel deputed thereon, would be held responsible for the missing of PO on the way. He also denied the fact of being given any instruction by Rana Asif Nadeem in the office of DSP, City on 25<sup>th</sup> April, 2021 before his coming to the office of Inquiry Officer.

112. **Mr. Sarfaraz, Driver, MNL-9896** in his statement (**Page No.601**) told that he along with PO and two Police Personnel left the RO office on 18<sup>th</sup> February, 2021 at

02:30 PM. They took Daska-Pasrur Road and reached the polling station at 04:30 PM. The PO, a civil man and two Police Personnel sat in his official vehicle after the close of poll and the polling material was also kept in the vehicle. On the way to the RO office, they were stopped at PS Qila Kalar Wala where the Police Personnel said that their car was arrived and they would move onwards, in that car. They sat in that white car and also carried the polling bags with them. Calling her sister, he had asked the PO about the problem if there was any and also offered to drop her but she had refused declaring that all was ok. The Police Personnel had signed the slip and asked him to leave.

**Polling Station No.24-Government Boys Elementary School, Uddo Fateh (Male)**

113. **Mr. Samsoon Masih, Presiding Officer** was also given the same questionnaire **(Page No.607)** in response to which he said that nobody contacted him on the poll day. The polling remained peaceful. Counting process and other assignments were completed within two hours of the poll's closure. Some Police Personnel came and asked to hurry up claiming that law & order situation was getting worse. They further stated that he may send the result through WhatsApp on the way otherwise they will soon reach the RO office. The copies of Forms-45 & 46 were given to the polling agents and he as well as police personnel departed from the polling station in the official vehicle. The Police Personnel had snatched his mobile phone in the van and did not allow him to send the result through WhatsApp. He was escorted to Pasrur by Police instead of being taken to Daska. They shifted them to another van wherein the Police Personnel were also changed. They were fearful and reached Sialkot where whatever wanted, was done. After that, they again sat in the van and continued towards RO office but were once again shifted to Police van from Toyota Hi-ace and finally reached the RO office.

114. He, in the confession statement **(Page No.612-A)**, stated that while preparing result at his respective polling station, some unauthorized Police Personnel came; demanded to prepare a rough result for them and asked to sit with them in the private vehicles. Authorized Police Personnel were surrounding him but he was not allowed to send the result through WhatsApp while his mobile was also grasped by them.



They took him to the DSP, Pasrur's office where some other POs were already present. They all stayed there for a while and were afterwards asked to sit in a vehicle. The unauthorized Police Personnel led them to Sialkot but they wandered there. They were then taken to the first floor of a factory situated at a closed street where their polling bags were snatched. Already prepared bogus results were handed to them and they were asked to put their signatures on those bogus results. They did not speak the truth because they being poor, were threatened to lose life and job. A sense of security by the IO however, encouraged them to speak the truth. Police was still threatening them and was asking to stick to their earlier statements.

115. **Mr. Muhammad Arif, Senior Assistant Presiding Officer** during question-answer session, **(Page No.613)** stated that the polling process remained peaceful. They were about to finish the polling activities after the poll's closure when 8 to 10 Police Personnel came and asked to hurry up the things. His duly signed Forms-45 & 46 were given to the polling agents yet they had not prepared the TEBs. It was the Police who compelled them not to complete the polling activities or seal the polling bags at polling station. The PO sat in the official vehicle but upon his intention to accompany him, he was stopped by the Police proclaiming that he wasn't required. He did not receive any call from the RO office for the whereabouts of his PO.

116. **Mr. Zahid Akbar, HC/1150, Police Personnel** in his response to the questionnaire that consisted of 25 questions, **(Page No.619)** he said that they all had left the RO office in the official vehicle at 02:00 PM of the 18<sup>th</sup> February, 2021. Polling process was quite peaceful and they all departed from the polling station at 11:30 PM while reached the RO office at 01:30 AM.

117. In the supplementary statement **(Page No.625)**, he said that they were called at DSP City's office on 25th April 2021, where Rana Asif Nadeem had guided them to tell the IO that the election material was deposited in the RO office, which they actually did not. On the poll day, Mr. Iqbal Khan, SHO, came with a Sub Inspector and Ghulam Muhammad, ASI (actually Ghulam Haider). Ghulam Muhammad (actually Ghulam Haider) visited the polling station more than thrice, and at his last visit, told him that he would call him when the poll was closed. He made a phone call to Mr. Ghulam

Muhammad (actually Ghulam Haider), who came along with Mr. Saddique Salik in the Police-van of Mr. Iqbal Khan, who was present in that. The PO, carrying the polling bag, went out of the polling station and sat in the official vehicle alongside the Police Personnel while Mr. Iqbal Khan was chasing them. On reaching the main road, they had received a call from Ghulam Muhammad (actually Ghulam Haider), who asked them to stop their vehicle in front of PS Satra. They stayed there for more than one and half hour till 09:00 PM. The Police Personnel contacted Ghulam Muhammad (actually Ghulam Haider) and asked what to do next. He was directed not to move but stay there. After two hours, Ghulam Muhammad (actually Ghulam Haider) came in front of PS Satra with two more Toyota Hiace vans. They asked him to go to Daska but he said, "You are the in-charge, yet the orders from high ups, are different. If you have any objection, you may talk to the DSP". Meanwhile, Mr. Ghulam Muhammad (actually Ghulam Haider) took the mobile phones of the POs and switched them off. He asked the PO to talk to Mr. Zulfiqar Ali Virk, DSP whereas, those three Toyota Hi-ace vans started moving from Satra to Pasrur. Mr. Ghulam Muhammad (actually Ghulam Haider) was in the first Police van, followed by an Elite Police van. After covering an hour's distance, they reached the office of the DSP, Pasrur, where around 8 Toyota vans were already present. When he again asked Mr. Ghulam Muhammad (actually Ghulam Haider) about what to do thereon, he replied to stay there until further orders. Some Polling bags were taken out of the already present vans and were placed in a high-roof Toyota van. His PO was worried. The staff of DSP asked all authorized Police Personnel to leave the vehicles. Their polling bags were also taken out and were carried towards high-roof Toyota along with PO. The PO came back after a while and the polling bag was with him. After that they moved towards Daska. They had covered a distance of 2 KMs they saw Ghulam Muhammad (actually Ghulam Haider) in his official vehicle chasing him and stopped his vehicle before there. When they came out, they saw another Toyota on the other side of the road. They asked Ghulam Muhammad (actually Ghulam Haider) what the matter was. He asked them to keep quiet and said the PO to sit in another vehicle with his polling bag. After arranging him in that vehicle, he told them and the driver that they were free to go then.

118. **Mr. Samar Abbas, C/337, Police Personnel** was given a comprehensive questionnaire consisting of 25 questions (**Page No.635**). His stereotype replies

resembled those provided by Mr. Zahid Akbar HC/1150, so they have not been reproduce.

119. During the supplementary question-answer session (**Page No.641**), he gave stereotype replies to the questions almost resembling Mr. Zahid Akbar's HC/1150, so they needed not to be reproduced.

120. **Mr. Ahmad Ali, RC/947, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions. In his reply (**Page No.645**), he stated that he reached the polling station on 19<sup>th</sup> February 2021, at 06:30 AM on his motorcycle. After the close of the poll, they all went to Satra and stayed there for more than two hours. After seeking PO's permission there, he left for home. They were told that the official vehicle would be carried with other Police vans and Elite Police Force from there onwards.

121. During the supplementary question-answer session (**Page No.655**), he further elaborated his earlier statement that Mr. Iqbal Khan, Inspector, came for checking on the poll day. Mr. Zulfiqar Virk, DSP, came after the poll's closure. The PO, carrying his polling bag, went out of the polling station and sat in the official vehicle. He was chasing them on motorcycle; Mr. Zahid led the official vehicle on his bike and Mr. Samar Abbas boarded in the official vehicle. After covering some distance, Mr. Zahid said that he had received a call from Mr. Ghulam Muhammad (actually Ghulam Haider) that they would have to wait for him at the Police station, Satra. They stayed there for more than two hours. He had asked Mr. Zahid the reason for stopping there, who had told that according to Mr. Ghulam Muhammad (actually Ghulam Haider), those were the orders of the DSP. He had to go far, so he took permission from the PO and went away. He did not know what happened afterwards.

122. **Mr. Muhammad Arif, Driver, K-7613** has stated before the IO (**Page No.659**) that he left the RO office with a PO and a Police Personnel at 01:30 PM for the polling station. Two Police Personnel were on their motorcycles. They reached the polling station at 02:30 PM via Motorway, Wadala, Satra and then Uddo Fateh. After the close of the poll, all of them sat in his vehicle along with the polling material. The Police asked him to go to PS Satra. They reached there and stopped. He saw other Toyota vans

there wherein the polling staff was present. After that, they in convoy, went to the PS city Pasrur. From there, Police asked him to move towards Daska. After covering a short distance, the Police received a call and he was asked to stop his vehicle. A Police van came, the PO and polling bag was shifted in that van, and they were asked to go. He did not go to the RO office.

**Polling Station No. 26-Government Boys Primary School, Jhangi Shah Khaki (Combined)**

123. **Mr. Adil Munir, Presiding Officer** was also given the same questionnaire (Page No.665) and in response, he stated that nobody contacted him. The polling remained peaceful. They completed the counting process and other assignments within two hours after the close of the poll. The copies of Forms-45 & 46 were provided to the polling agents. Unauthorized Police personnel came to his polling station in two vehicles and said there were security threats, so he will go with them. They also asked him to complete his work immediately and move with them because it is his duty. Form-45 was not sent through WhatsApp because they snatched and switched off his mobile. They left the polling station at 08:00 PM in the official vehicle with three unauthorized Police personnel. He had asked them to give him his mobile phone to WhatsApp the results, but they said to keep quiet and threatened him. They took him to the office of the DSP, Pasrur, after 40 minutes. They stayed there for 15 to 20 minutes. His vehicle was changed and they started moving towards Sialkot. There were three to four other vehicles with them and they also stopped on the way three to four times. After two hours, they entered Sialkot and started roaming on different Roads for half an hour. Later on, they reached an unknown building. The Police took their polling bags. They remained hostages and under arrest for two hours there. The Police prepared Forms-45 & 46 of their own choice and forcefully got their signatures and thumb impressions affixed on them. They directed them to submit their result to the RO office. **They further told them that in the RO office, their representatives would keep an eye on them.** After that, they in their vehicle took them to Daska. Under a bridge, their vehicles were stopped and they were shifted to the Police vans and finally reached the RO office. They prepared and submitted fake results to the RO office because of threats. He further stated that they were from a weak stratum

of society and faced much pressure. He requested for keeping the secrecy of his statement and provision of security to them.

124. During the supplementary question-answer session **(Page No.673)**, he stated that immediately after completing the counting process when he was preparing Forms-45 and 46, unauthorized Police personnel came and asked him to hurry up because they have to take him on account of security risks. Nobody dictated him, yet some of his friends unanimously decided to speak the truth before the IO if the ECP was conducting any inquiry. The Police did all wrong with them. One authorized Police personnel opted to stay at the polling station while the other left on his motorcycle after being with them for about one KM.

125. **Mr. Zia-Ullah Khan, Senior Assistant Presiding Officer** said **(Page No.677)** that he did not accompany the PO to collect election material and just reached the polling station on 19<sup>th</sup> February 2021. The polling process remained peaceful. He sealed packets and polling bags. When they were about to finish the polling activities, an inspector, namely Zahid, came and asked to hurry up because they had to travel under their security. His mobile was on and there was no problem with signals. He confirmed his signature and thumb impression on Forms-45 & 46. He did not receive any call from the RO office for asking the whereabouts of his PO.

126. **Mr. Muhammad Rashid, C/421, Police Personnel** in his statement **(Page No.685)** said that they all left the RO office at 03:30 PM on 18<sup>th</sup> February 2021 in the official vehicle. The polling process remained peaceful. They all left the polling station at 10:00 PM and safely reached the RO office at the small hours of 20<sup>th</sup> February 2021, with the PO and election material.

127. During the supplementary question-answer session **(Page No.693)**, he also stated that Mr. Iqbal Khan, SHO visited the polling station on the poll day. The Police personnel of the Special Branch also came to the polling station. They all left the polling station in the official vehicle at 10:00 PM and reached the RO office around 03:30 AM in dense fog.

128. **Mr. Muhammad Imran, C/304, Police Personnel's** reply to the questionnaire (**Page No.697**) resembled Mr. Muhammad Rashid's C/421, so they have not been reproduced.

129. During the supplementary question-answer session (**Page No.705**), he also submitted stereotype replies likewise Mr. Muhammad Rashid C/421; hence, not reproduced.

130. **Mr. Zulfiqar, Driver, IDA-8619** stated (**Page No.715**) that he left the RO office with a PO and Police personnel at 02:00 PM for the polling station. Another Policeman was on his motorcycle. They reached the polling station at 03:30 PM via Motorway, Mundeke, Budah Gorahya and Satra. After the close of the poll, all of them sat in his vehicle along with the polling material. The Police asked him to go to PS Satra. From there, they in convoy reached PS City Pasrur. The Police personnel arrived there on his motorcycle. Police shifted the PO and the polling bag in another Toyota Van and relieved him, so he did not go to the RO office.

#### **Polling Station No.45-Government Girls Primary School, Faqiranwali (Combined)**

131. **Mr. Asghar Ali, Presiding Officer** was also given the same questionnaire (**Page No.721**), and in response to that he stated that nobody contacted him. The polling remained peaceful. The unsigned copies of Forms-45 & 46 were given to the polling agents. Unauthorized Police personnel came to his polling station and snatched his mobile phone and of his APO. Form-45 was not sent through WhatsApp because they took his mobile phone and switched that off. They left the polling station at 08:00 PM. They took them to Sialkot and after roaming on different Roads for more than three to four hours, they reached an unknown building. They also took their polling bags. They again prepared Forms-45 & 46 and under threat, got his signature and thumb impression affixed on them. After that they reached the RO office at 04:00 AM.

132. During the supplementary question-answer session (**Page No.727**), he further said that unauthorized Police personnel suddenly came when they were busy preparing the result. A polling agent, namely Ch. Ghulam Rasool was given the copy of

Forms-45 but the other one was not interested in taking the result of the count. The unauthorized Police Personnel did not give them sufficient time to complete Forms-45 & 46. He was asked to sit in their vehicles. They came, took their mobile phones and returned to the RO office.

133. **Mr. Prince Pervaiz, Senior Assistant Presiding Officer** stated **(Page No.731)** that he collected the election material with the PO on 18<sup>th</sup> February 2021. The counting process was going on in the presence of polling agents of almost all political parties. Unauthorized Police personnel came to the polling station and said that there were security threats so hurry up. They hardly prepared the Form-45. After that they asked them to move with them. They asked him and the PO to sit in a black car with a man in civil dress and other one in uniform. Remaining election material was kept in the van of ECP. Polling bag was kept in the boot of the car. They roamed on the Roads and after that, they took them to some building around at 10:00 PM and the results were got changed by the PO. 12 to 14 persons were already present there with polling bags. 2 out of them were female. There they were asked to change the results as per data provided. Ballot papers were taken out of their polling bags, manipulated and again put in the polling bags. The counterfoils were without thumb impressions. After them, no other PO came to that building. They all were taken out from there around 04:30 AM and a little away from the RO office shifted to Police vans and finally they reached the RO office.

134. **Mr. Shahzad Ahmad, HC/538, Police Personnel** in his statement **(Page No.739)** stated that they all left the RO office at 02:00 PM on 18<sup>th</sup> February, 2021 in the official vehicle. Polling process remained peaceful. They all left the polling station at 09:00 PM and safely reached the RO office at 02:00 AM of 20<sup>th</sup> February, 2021, with the PO and election material.

135. During the supplementary question-answer session **(Page No.747)**, he stated that they reached the polling station within two hours. Three different teams visited the polling station for checking. The polling closed at 05:15 PM and the counting process at 08:40 PM. They all left the polling station in the official vehicle at 09:00 PM and took the same route to reach the RO office around 02:00 AM. They got late due to bad weather.

136. **Mr. Farhan Khalil, C/568, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions (**Page No.757**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Shahzad Ahmad HC/538 so need not to reproduce.

137. During the supplementary question-answer session (**Page No.765**), he gave stereotype replies, almost resembling Mr. Shahzad Ahmad's HC/538, so they were not reproduced.

138. **Mr. Muhammad Talha, C/1173, Police Personnel** was given a comprehensive questionnaire consisting of 25 questions (**Page No.773**) whereby he too gave stereotype replies resembling Mr. Shahzad Ahmad HC/538 and Mr. Farhan Khalil C/568, so need not to reproduce.

139. During the supplementary question-answer session (**Page No.779**), he gave stereotype replies to the questions. Those replies were the same as Mr. Shahzad Ahmad HC/538 and Mr. Farhan Khalil C/568 submitted, so they need not to be reproduce.

140. **Mr. Majid Ali, Driver, C-4239** told in his statement (**Page No.785**) that he left the RO office with PO, a polling personnel and two Police personnel at 01:30 PM for the polling station. They reached the polling station at 02:30 PM via Motorway, Mundeke and Satra. After the close of the poll, election material was first kept in his vehicle, but the PO came and told him that his car had arrived. The PO then grabbed the election material and they all sat in the Black Corolla Car. He was relieved of his duties by the PO so, he did not go to the RO office.

**Polling Station No. 47-Government Boys Elementary School, Kassowala (Male)**

141. **Mr. Muhammad Anwar, Presiding Officer** was also given the same questionnaire (**Page No.791**) wherein he stated that nobody contacted him. They had given copies of Forms-45 & 46 to the polling agents. The result was also sent to the RO office through WhatsApp. Along with polling material, he was about to sit in the official van, but the authorized Police personnel asked him to sit in their private car. He told them



that he was sick, upon which they asked him to follow their vehicle. They were three in number and stopped him on the way. They snatched their mobile phones and were told that they would move into a convoy with the polling staff of other polling stations. They were time and again stopped and moved. Finally, they reached an unknown building where other Toyota vans carrying polling staff were parked. He had told them that the result was already sent to the RO office at 06:43 PM, through WhatsApp. His polling bag was returned to him in sealed form without being manipulated. Resultantly, they sent them to the RO office with other POs and staff. On the way back, they were asked to sit in a Police van and were finally dropped at the RO office around 04:00 AM.

142. During the supplementary question-answer session (**Page No.797**), he stated that he had sent the result to the RO office through WhatsApp at 06:43 PM. He was about to sit in the official van, but the authorized Police personnel asked him to sit in his car. He refused to do because of illness, yet they insisted on him. On the way, they were stopped, their mobile phones were snatched, and finally reached some unknown building. They then took them to the RO office.

143. **Mr. Tariq Mehmood, Senior Assistant Presiding Officer** stated (**Page No.801**) that the polling process remained peaceful. After the counting process, the result was sent through WhatsApp to the RO office and the polling bags were also sealed. The PO went into the official van while the Police personnel had told him that his job was finished.

144. **Abdul Rehman, Naib Qasid** in his statement (**Page No.803**) stated that he took the election material with the PO from the RO office, Daska. Two Police personnel came in their small car. After finishing the counting process, the result was sent through WhatsApp to the RO office.

145. **Mr. Aamar Raza, SI, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions (**Page No.807**) whereby he submitted his statement in which he told that they all left the RO office at 02:30 PM on 18<sup>th</sup> February 2021 in the official vehicle. The polling process remained peaceful. They all left the polling station and safely reached the RO office at night with the PO and election material.

146. During the supplementary question-answer session (**Page No.815**), he stated that they reached the polling station within one and half hours. Some Police personnel visited the polling station for checking. He did not compel the PO to sit in his car. They all left the polling station in an official vehicle from 08:00 PM to 09:00 PM on the way; he had not snatched the mobile phone of the PO. They reached the RO office after 02:00 AM via Daska Pasrur Road.

147. **Mr. Sajid Mehmood, C/246, Police Personnel** also submitted a stereotyped reply in response to the questionnaire (**Page No.823**) handed over to him resembling those of Mr. Aamar Raza, SI, so need not reproduce.

148. During the supplementary question-answer session (**Page No.829**), he stated that they all left the RO office after 02:00 PM in the official vehicle and reached the polling station at 03:30 PM. None of them used personal cars. An ASI from Dharam Kot Chowki and Police personnel from Special Branch came for checking. One of them met Mr. Aamar Raza. After the close of the poll, they all sat in the official vehicle and left the polling station at 10:00 PM. On the way, they did not stop at the office of the DSP, Pasrur. None of them took the mobile phone of the PO. They took some other way instead of motorway to reach the RO office.

149. **Mr. Ali Mehmood, C/468, Police Personnel** has also given stereotyped replies to the questionnaire meant for the police personnel (**Page No.835**). That resembles Mr. Aamar Raza, SI and Mr. Sajid Mehmood C/246, so need not to reproduce.

150. When called for a supplementary question-answer session (**Page No.841**), he stated that they all left the RO office between 12:00 PM to 01:00 PM and reached the polling station after 02:30 PM. Some Police personnel came for checking at different hours. They all left the polling station in the official vehicle between 09:00 PM to 10:00 PM and reached the RO office late at night.

151. **Mr. Wajid Mehmood, Driver, JMA-5758** recorded his statement before the IO (**Page No.845**), wherein he stated that he left the RO office with the PO, his son and two Police personnel at 03:00 PM for the polling station. Two Police personnel were in

their Cultus car whereas, Mr. Sajid was in his red Suzuki car coming behind them. They reached the polling station at 04:00 PM via Motorway and Kassowala. When the polling ended, the PO and his son sat in his vehicle. All Police personnel were riding in their private cars. Upon reaching near the motorway, Sub-Inspector stopped his vehicle and directed him to drop them at Pasrur and then be free. He was slapped when asked him something. He also snatched his mobile phone. He then reached the DSP, Pasrur's office. 8 to 9 more masters (POs) sat in his vehicle. Two Police personnel in uniform and two in civil dress also sat in his vehicle. He was again beaten there. A private new model white Corolla car led while two Elite Police Force vans; one before and the other was after him. Four people were sitting in the white Corolla car. After covering some distance, they reached in between Badiana Pasrur, where another new model white Corolla car joined them. Two ladies were sitting in that car, among whom one had a mole at her face, between her right eye and nose. They all then reached Sialkot. After crossing Shahaba Phatak, they adopted Ugoke Road. He was asked to drop the passengers there and they all went inside. They were asked to take their vehicles near Phatak and were not allowed to leave their vehicles. Around 04:00 AM, he again took eight masters (POs) and moved towards the RO office. Out of those 8, he recognized the following four POs:

- i. Mr. Umar Farooq Dogar, PS-2
- ii. Mr. Atif Shaheen, PS-3
- iii. Mr. Shah Jahan, PS-6
- iv. Mr. Muhammad Anwar, PS-47

They were laughing and seemed satisfied. Mr. Umar Farooq Dogar was the most talkative. A Sub-Inspector who belonged to village Villani and a Constable were also with him in his van. They asked him to stop under Motra Bridge and then directed him that he was free.

### **Polling Station No.49-Government Boys Primary School, Sangarwali (Combined)**

152. **Hafiz Muhammad Anwar Shahid, Presiding Officer** was also given the same questionnaire (**Page No.855**). In response to that, he stated that nobody contacted him. The result was sent through WhatsApp to the RO office at 06:33 PM. He had just

distributed the Forms when police personnel came and asked him to hurry up as they had to reach in time. He further told that his security was increased due to bad weather, and they would go with them to the RO office in two separate vehicles. The Police personnel then grasped both the polling bags and forcefully made him sit in their private vehicle. The other staff was not allowed to go with him. They also took his mobile phone and switched that off so he could not contact anybody. The remaining election material was placed in the official vehicle along with Naib Qasid and the authorized Police Personnel. Everything wrong was being done in the name of Special security. The Police personnel was getting instructions from someone on his mobile phone. He was not talking in front of them and used to leave the vehicle whenever he received such calls. After a moment, their vehicle was changed, and they reached a place where he was forced to put his signature and thumb impression on a fake result. He was also directed to submit the same bogus result to the RO office. After that, he was again asked to sit in the vehicle that moved towards the RO office. They were once again shifted to a Police van and were finally dropped at the RO office. He only submitted the fake result to the RO because of life threats.

153. During the supplementary question-answer session (**Page No.863**), he said it was a big white vehicle and not the official one. Unauthorized and authorized Police Personnel told him that the security plan had been changed, and they forcefully took his polling bags. They took them to Pasrur. His vehicle was changed at Badiana. After roaming hither and thither, they took him to a room where he was handed a result for onward submission. They also forcefully took his signature on that result. He did not tell the RO about that because he was threatened of life.

154. **Mr. Muhammad Ejaz Goraya, Senior Assistant Presiding Officer** told (**Page No.867**) that he went to the RO office on 18<sup>th</sup> February 2021 and took election material with the PO. They left for the polling station in the official vehicle, and a Police Personnel was with them. Two other Police Personnel were coming in their personal Mehran car. The next day, the result got prepared at 06:30 PM. When they were preparing the polling bags, unauthorized Police Personnel came along with designated ones. They said there were security issues, so they would have to go with them whereas, the

remaining election material was kept in the vehicle. The result was sent through WhatsApp to the RO office at 06:40 PM. The PO did not sit in the official vehicle. The remaining election material was taken to the RO office in the official vehicle by Naib Qasid, and he went home. He did not inform the RO of what did happen with them. He did not receive any call from the RO office on the night of 19<sup>th</sup> February 2021 regarding the whereabouts of the missing PO.

155. **Liaqat Ali, Mali / Naib Qasid** in his statement **(Page No.873)** stated that he took the election material with the PO from the RO office, Daska. Two Police personnel went in the official vehicle while the third came to the polling station by his own conveyance. The polling agents were present at the counting process, which was completed around Esha Prayer. Forms-45 & 46 were provided to the polling agents. When they were sealing the envelopes, unauthorized Police personnel came and asked them to hurry up because they had to take the PO in safe custody. Authorized Police personnel was alongside him, and the unauthorized Police took the PO with him. They reached the RO office at 09:00 PM.

156. **Mr. Fayyaz Ahmad, ASI, Police Personnel** told in his statement submitted **(Page No.877)** in response to the questionnaire consisted of 25 questions that they all left the RO office at 01:00 PM on 18<sup>th</sup> February 2021 in the official vehicle and reached the polling station at 02:30 PM. The polling process remained peaceful. They all left the polling station at 09:15 PM and safely arrived at the RO office at 01:00 AM on 20<sup>th</sup> February 2021, with the PO and election material.

157. During the supplementary question-answer session **(Page No.885)**, he stated that they reached the polling station within one and half an hour via Daska Pasrur Road, Dhedowali, Mundeke and Malomaily. Some personnel, including Mr. Saeed, SI visited the polling station for checking. PTI won from there. They all left the polling station in the official vehicle at 09:30 PM, and the PO was with them. They reached the RO office between 12:30 PM to 01:00 AM from the same way they went to the polling station the previous day.

158. **Mr. Bilal Ghafoor, C/1717, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions (**Page No.895**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Fayyaz Ahmad, ASI so need not to reproduce.

159. During the supplementary question-answer session (**Page No.903**), he gave stereotype replies to the question asked almost resembling those of Mr. Fayyaz Ahmad, ASI, so need not to reproduce.

160. **Mr. Saeed Anwar, C/1572, Police Personnel** was given the same questionnaire consisted of 25 questions (**Page No.907**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Fayyaz Ahmad, ASI and Mr. Bilal Ghafoor C/1717, so need not to reproduce.

161. During the supplementary question-answer session (**Page No.913**), he gave the same stereotyped replies as Mr. Fayyaz Ahmad, ASI, and Mr. Bilal Ghafoor C/1717 did, so need not to be reproduced.

162. **Mr. Faisal Mehmood, Driver, K-5815** also recorded his statement before the IO (**Page No.917**). He stated that he had left the RO office for the polling station with the PO, one polling and Police personnel at 02:00 PM. Two Police personnel were in their car and on the motorcycle, respectively. They reached the polling station at 04:00 PM via Daska Pasrur Road. He saw two Corolla cars on the polling station, one was white, and the other was black. Two more vehicles came with Police personnel. The PO, after the poll's closure, did not sit in his vehicle but left in one of the Corolla cars. The Police Personnel loaded the remaining election material into his vehicle, and he was asked to go to the RO office with one Police personnel, namely Bilal Butt.

### **Polling Station No.50-Government Boys Primary School, Mand (Combined)**

163. **Mr. Muhammad Haqig-ur-Rehman, Presiding Officer** was also given the same questionnaire meant for the POs, and in response, he stated that nobody contacted him (**Page No.923**). The result was sent to the RO office through WhatsApp. The polling

agents also signed the Forms-45 & 46 and TEBs, and they were also provided with the Forms-45 & 46. The polling material was kept in the official vehicle after packing, and the Police then took them into their custody. The Police said that a separate car had been arranged for them due to security reasons, and they would take him to the RO office. They were further telling him about the security risks. They asked him to sit in their car along with polling material and he sat alone in that. They also said to him that the road plan was changed due to security issues. They reached Pasrur and stayed there for a long period. They were then shifted to another vehicle. After that, they were stopped at another place for a long time and then transported to the RO office.

164. During supplementary question-answer session (**Page No.929**), he stated that they were about to move for the RO office after loading the election material in the official vehicle when some unauthorized Police personnel came and asked them to sit in another car because of security concerns. They refrained him from sitting in the official vehicle and also grabbed his mobile phone. The Naib Qasid/ a private man namely Waqar Hameed took the election material to the RO office in the official vehicle. They took them to Pasrur and asked whether or not he had sent the result through WhatsApp which he answered them yes. The vehicle was stopped at a place for hours. At some place near Daska, they were shifted to Police vans and were then dropped at the RO office.

165. **Mr. Muhammad Malik, Senior Assistant Presiding Officer** told (**Page No.937**) that he went to the RO office on 18<sup>th</sup> February, 2021 and received the election material with the PO. They left for the polling station in the official vehicle. Police Personnel were coming on their personal motorcycles. They gave Forms-45 & 46 to the polling agents. A Police Personnel came and told them that the law and order situation was not good so the PO would go with them in a white private Corolla car which was without a number plate. He tried to join the PO but the Police personnel stopped him. Remaining election material was transported to RO office in the official vehicle. He did not receive any call from the RO office at the night of 19<sup>th</sup> February 2021, regarding the whereabouts of the PO.

166. **Mr. Usman Khan, ASI, Police Personnel** in his response to the questionnaire (**Page No.941**) stated that they all left the RO office in the official vehicle at

04:00 PM on 18<sup>th</sup> February 2021, and reached the polling station. Polling process remained peaceful. They all left the polling station at 09:00 PM and safely reached the RO office with the PO and election material, at 12:00 AM.

167. During supplementary question-answer session (**Page No.949**), he further stated that they left the RO office with his whole staff, the PO & his staff at 03:00 PM and reached the polling station at 05:00 PM. Some Police Personnel from the Special Branch came for checking. They all left for the RO office at 09:30 PM and reached there at 12:00 AM via Daska Pasrur Road.

168. **Mr. Muhammad Arif, C/1552, Police Personnel** reply to the questionnaire (**Page No.955**) was resembling those of Mr. Usman Khan, ASI's so need not to reproduce.

169. When asked further, he agreed (**Page No.963**) with the view of IO regarding dereliction of the Police personnel if the PO was disappeared in between the RO office and polling station. He denied the presence of any private car and departure of PO in that but said that the PO and the polling material was escorted by them in the official vehicle. He was not given any directions by Rana Asif Nadeem at office of the DSP, City, to conceal the truth.

170. **Mr. Ali Raza, C/1425, Police Personnel's** reply to questionnaire consisted of 25 questions (**Page No.967**) was also stereotyped that resembled the replies of Mr. Usman Khan, ASI and Mr. Muhammad Arif C/1552, so need not to reproduce.

171. During supplementary question-answer session (**Page No.975**), he gave stereotype replies likewise Mr. Muhammad Arif C/1552, so need not to reproduce.

### **Polling Station No.51-Government Girls Primary School, Gagarwali (Combined)**

172. **Mr. Abdul Waheed, Presiding Officer** in his statement (**Page No.979**) said that nobody contacted him. The result was sent through WhatsApp to the RO office at



07:41 PM. The polling agents signed TEBs and other packets, and the same Forms-45 & 46 were also provided to them. He left the polling station after 08:30 PM in the official vehicle along with SAPO. After a drive of 10 to 20 minutes, at some place, they were stopped by unknown Police Personnel, and they told him that they would have to wait for other vehicles to join them. He waited for more than half an hour, then a car with Police Personnel came, and he was asked to board in that. In that car, none of his polling staff and official Police Personnel was accompanying him. The unauthorized Police Personnel took his mobile so he could not make a call to the RO. Afterwards, the Police took them to the office of the DSP, Pasrur. Later on, they started moving towards Sialkot and reached some unknown place where they stayed for hours. There he was asked that whether he had sent the result through WhatsApp or not. After getting an affirmative answer, they told him to wait. Then they again started moving towards Daska, but once again, their van was changed, and finally, they reached the RO office where he submitted his result.

173. During the supplementary question-answer session **(Page No.987)**, he stated that he took the polling material with his SAPO and two Police Personnel, namely Ahtesham and Zeeshan. The third Police Personnel came separately, and there was no Naib Qasid with him. The polling process on the poll day remained peaceful. The result was sent through WhatsApp. He left the polling station at 08:30 PM along with his SAPO and two authorized Police Personnel, and the third one was in a personal car. After the drive of 15 to 20 minutes, a few Police Personnel on motorcycles came from behind, and they asked him to stop for others. After a while, a Sub-Inspector came and asked who the PO was and further said that there is a security issue so only the PO would go with him, and the Police boarded him to another vehicle, Corolla Car. They first went to Kassowala, and then they stopped at the office of the DSP, Pasrur. From there, they left for Sialkot with other vehicles. When they reached Badiana, they changed their car and boarded him to another vehicle wherein his schoolfellow, Hafiz Anwar and Mr. Hageeq-ur-Rehman, were already sitting. After that, they all reached Sialkot, and the Police were taken them to a compound. He remained in the car for an hour, then the Police un-boarded him and took him to a room on the first floor. He also saw a lady there. He said that it is the duty of the PO to send the result through WhatsApp. When he was shifted to another vehicle

by the unauthorized Police Personnel, the SAPO took the remaining election material with him in the official vehicle to the RO office.

174. **Mr. Dawood Ahmad, Senior Assistant Presiding Officer** told in his statement (**Page No.995**) before the IO that he went to the RO office on 18<sup>th</sup> February 2021 and took election material with the PO. They have sent the result through WhatsApp and provided the copies of Forms-45 & 46 to polling agents. The PO allowed the polling officers and female staff to go. There was no Naib Qasid on their polling station. After completion of election activities, they sat in the official vehicle for the RO office. There was a big white car behind them and one of the Police Personnel. Near Kassowal, the white car started lightening them from behind, and they stopped the van. The PO left the van, and after 10 minutes, he told that there are firing incidents, so he is going in the other car and asks him to deposit the election material with the RO office. After that, he reached the RO office and deposited the remaining election material there. Mr. Ahtesham, the Police Personnel, dropped him at his home. He did not receive any call from the RO office asking the whereabouts of the PO.

175. **Mr. Adnan Yousaf, ASI, Police Personnel** was also given the same questionnaire to probe the Police personnel. In his response (**Page No.999**), Mr. Adnan Yousaf stated that he left the RO office at 02:40 PM on 18<sup>th</sup> February 2021 in the official vehicle and reached the polling station at 04:30 PM. The polling process remained peaceful. They all left the polling station at 07:40 PM and safely arrived at the RO office 09:00 PM on 19<sup>th</sup> February 2021 with the PO and election material.

176. During the supplementary question-answer session (**Page No.1007**), he said that Akhtar, SI, Aftab, ASI and Saeed, SI / Sector in-charge came to the polling station on the poll day. Akhtar and Aftab met the PO. They left the polling station at 07:30 PM with all in the official van. They straight away reached the RO office, Daska, at 09:30 PM and entered the PO inside the office. It was not their responsibility if the PO did not deposit the polling bags in time with the RO. He however, admitted that it will be their responsibility if the PO is lost between the polling station and the RO office. He was asked if they had entered the PO at 09:30 PM then why the DSP, Daska, searched them outside the RO office in the small hours of 20<sup>th</sup> February 2021. He said that he did not know that

why he was searching for them. Mr. Adnan was shown the location of the PO on 19<sup>th</sup> February 2021 and told that according to that, the PO did not reach there. He did not have any reply to that. He also stated that they were called at the OSI branch, DPO office, before coming to the IO office. Rana Asif Nadeem in civil dress was present there.

177. **Mr. Muhammad Younas, C/1943, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions (**Page No.1013**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Adnan Yousaf, ASI, so need not reproduce.

178. During the supplementary question-answer session (**Page No.1021**), he gave stereotype replies of the question asked almost resembling those of Mr. Adnan Yousaf, ASI, so need not to reproduce.

179. **Mr. Ahtesham Ali, C/1287, Police Personnel** was given the same questionnaire consisted of 25 questions (**Page No.1025**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Adnan Yousaf, ASI and Mr. Muhammad Younas, C/1943, so need not to reproduce.

180. During the supplementary question-answer session (**Page No.1033**), he gave stereotype replies of the question asked almost resembling those of Mr. Adnan Yousaf, ASI and Mr. Muhammad Younas, C/1943, so need not to reproduce.

181. **Mr. Tanveer Ahmad, Driver, LEI-7975** in his statement (**Page No.1037**) stated that he left the RO office with the PO, two polling personnel and two Police Personnel at 05:30 PM for the polling station. Two Police personnel were in their car and motorcycle respectively. They reached the polling station before Magrib prayer within half an hour via Daska Pasrur Road and Kassowala. After the poll, two new Police Personnel came and asked them to complete the work immediately and move. They all left in his vehicle. After a while, the PO or his colleague received a call and told the driver to stop the van. A black car came from behind, a person came out of it and asked the PO to come in his vehicle. First, the PO resisted and then left the van with his polling bag and went in that car. He asked the authorized Police Personnel that what is going on. He told him to

keep quiet and let happen what is going on. From there, he left for the RO office with two Police Personnel and one master.

**Polling Station No.90-Government Girls High School, Siranwali (Combined)**

182. **Mr. Waris Mehmood, Presiding Officer** in his statement in response to the questionnaire (**Page No.1043**) stated that nobody contacted him. Forms-45 & 46 were prepared without any pressure and provided to each polling agent. After the close of the poll, he was abducted by unauthorized Police Personnel. They confiscated his polling bag and mobile phone. They left the polling station at 08:00 PM along with his polling staff and Police Personnel for the RO office in a private car. The Police Personnel also took the mobile phone of SAPO. They were taken to an unknown place at Sialkot, and Mr. Rizwan Butt and Mr. Nasir Mehmood, with polling staff, were also with him. They all were taken out along with polling bags and shifted to a room situated on the first floor of the building. His Naib Qasid, namely Hafiz Bilal, was also with him. The Police threatened Mr. Waris Mehmood for life, and after that, the Police handed over a fake result to him and told him to deposit it with the RO office. On the way back to the RO office, the Police changed the vehicles again.

183. Mr. Mehmood reported during the supplementary question-answer session (**Page No.1049**) that he took the polling material with his SAPO and Naib Qasid. The official vehicle was available for two polling stations. The other PO, namely Mr. Rizwan, and other election material, polling staff and Police Personnel were also in the van. The polling process on the poll day remained peaceful. The PO could not send the result through WhatsApp because of no mobile signals. However, he gave Forms-45 & 46 to all polling agents. They left for the RO office at 10:00 PM in other than the official vehicle. The Police Personnel took them by some other way due to security problems and reached the RO office after 04:00 AM. He did not change his vehicle on the way. He was shown a Form-45 whereon he denied his signature.

184. **Mr. Zaheer ul Islam, Senior Assistant Presiding Officer** stated (**Page No.1057**) that he went to the RO office on 18<sup>th</sup> February 2021 and took the election

material with the PO. The van was for two polling stations, Nos. 90 & 91. They reached the polling station within one and half hours. PTI won with the lead of 78 votes. They did not send the result through WhatsApp due to the non-availability of signals. After completion of election activities, they sat in the official vehicle and left at 08:00 PM. On the way back, they stopped at Pasrur bye-pass for a while and then at Sialkot. The POs, namely Mr. Waris, Mr. Nasir & Mr. Rizwan, were taken out along with their polling bags and asked to go inside the building. He, with Mr. Ashraf, Mr. Munir & Bilal, remained in the van. After three hours, all three POs came back, sat in the van and left for the office of the RO, Daska. On the way, they were stopped again and shifted to the Police van, and finally, they reached the RO office.

185. **Mr. Waseem Ahmad, C/1865, Police Personnel** was given a comprehensive questionnaire consisting of 25 questions (**Page No.1063**). He replied that they all left the RO office at 03:00 PM on 18<sup>th</sup> February 2021 in the official vehicle and reached the polling station at 05:00 PM. The polling process remained peaceful. They all left the polling station at 11:00 PM in the official vehicle and reached the RO office at 03:00 AM on 20<sup>th</sup> February 2021 with the PO and election material safely.

186. During the supplementary question-answer session (**Page No.1071**), he further said he reached the RO office at 10:30 AM on 18<sup>th</sup> February, 2021. **He, along with Mr. Saif Constable, PO, polling staff and a Naib Qasid, was in the official van, which was arranged only for one polling station. He did not know that who did carry the polling material of other polling stations.** He was asked that if he was present within the premises of the RO office, then why was the SHO, Daska searching for him. He said that he was present there. He was again asked that if he was present, then why he was out of sight. He said that he did not know that why was he looking for him. On the poll day, Mr. Riaz Bajwa, Inspector, came for duty checking. The counting process was completed at 09:00 PM. PTI won there by 36 votes. After that, the PO packed his polling bag and came out. They all sat in the Toyota van and polling material, left the polling station after 10:00 PM, and reached the RO office after 02:00 AM. The PO was sent inside. **He said that if the PO is lost between the polling station and the RO office, the Police Personnel deputed will be held responsible.** He further said that he

informed the SHO, Daska that they have arrived because only he was present there at that time. He was asked that if the PO did not change the result before him and reached the RO office in a safe and sound manner, then it means SHO Daska had changed the result because he was responsible for the security of the RO office. He did not reply and remained salient before the IO.

187. **Mr. Saifullah, C/371, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions **(Page No.1083)** whereby he has given stereotype replies of the questionnaire resembling those of Mr. Waseem Ahmad, C/1865, so need not to reproduce.

188. During the supplementary question-answer session **(Page No.1091)**, he stated that he reached the RO office after 10:00 AM. The PO, two to three teachers and Hafiz Bilal were in the official vehicle, and they reached the polling station at 04:30 PM. On the poll day, Mr. Riaz Bajwa came for checking. His colleague reported that polling had been closed. PTI won the election there. He denied the arrival of Mr. Ghulam Muhammad, ASI, at the polling station on the poll day. They, along with the staff of other polling stations, left for the RO office and reached there at 03:00 AM. He further said that when the PO has entered the RO office, it is the responsibility of the concerned SHO/DSP to take care of him. He said that he reached his Police Station at 08:00 AM on 20<sup>th</sup> February 2021. He noted that the Moharir marks attendance; he will be responsible if there is any mistake.

189. **Mr. Sattar, Driver, P-2706** during the question-answer session **(Page No.1101)** stated that he left the RO office with two POs, namely Mr. Waris, Mr. Rizwan Butt and two Police personnel at 04:00 PM for the polling station. They reached the polling station at 05:00 PM via Daska, Canal, Larakhi Chowk, Dharam Kot Chowk, Satra and Siranwali. After the close of the poll, both the POs and two Police Personnel came out of the polling station. They sat in his vehicle along with election material at 08:00 PM, and they reached the RO office at 10:00 PM. On the way back, he did not stop anywhere.

**Note:** Contradiction in reaching time stated by Police and Driver means that someone also instructed the driver before his arrival for inquiry.

**Polling Station No.91-Government Girls High School, Siranwali (Combined)**

190. **Mr. Muhammad Rizwan Butt, Presiding Officer** was provided the same questionnaire (**Page No.11017**) and in response, he said that neither anybody visited his polling station nor someone contacted him. The available polling agents were provided with Forms-45 & 46. He tried his level best to send the result through WhatsApp, but due to poor signals, he could not. He said that the Police Personnel contacted the RO office and concerned police station and informed the quarters concerned about result. All his team remained with him from the polling station to the RO office. He further said that polling staff and Police Personnel of PS-90 also came in his official vehicle to the RO office.

191. During the supplementary question-answer session (**Page No.1115**), he stated that the official vehicle carried the staff of three polling stations. The Police Personnel of various polling stations, including his own polling station, were with him. The committee showed him the data which proved his location at Sialkot following the poll. He said that he did not know from where that data came, which spotted him at Sialkot. He was asked that what he was doing from 09:30 PM to 04:00 AM at Sialkot. He said that he remained sitting in the car. He denied being shifted in the Police van on the way back to the RO office.

192. **Mr. Muhammad Ashraf, Senior Assistant Presiding Officer** in his statement (**Page No.1121**) told that he went to the RO office for collection of election material with Mr. Rizwan Butt. They left for the polling station at 04:00 PM along with two to three Police Personnel in the official van wherein two polling stations were accommodated. The polling process remained peaceful. After the close of the poll, they all sat in the official van and took a different route. When the Police were asked about that, they said that due to some murder, they had changed the route. Mr. Waris, PO of PS-90, was also present in the vehicle. When they reached Pasrur, Mr. Nasir, PO of

PS-90, with two persons also joined them. From there, they reached Sialkot at 10:00 PM. Mr. Rizwan, Mr. Nasir and Mr. Waris, along with Hafiz Bilal, were taken into an unknown building with their polling bags. He remained seated in the van with Zahir ul Islam, SAPO of PS-90 and Muhammad Munir, SAPO of PS-92. His mobile was on. He was asked that why did he not inform the RO about the result. He said that Mr. Rizwan Butt asked him that he had intimated the result to the RO, so he should not worry about that. On the way back to Daska, Mr. Rizwan Butt was shifted to the Police van near Daska.

193. **Mr. Jamshed Akhter, SI, Police Personnel** in his response to the questionnaire, consisted of 25 questions (**Page No.1129**) stated that they all except him left the RO office at 01:30 PM on 18<sup>th</sup> February 2021 in the official vehicle and reached the polling station. He was in his car. The polling process remained peaceful. They all left the polling station at 08:00 PM.

194. During the supplementary question-answer session (**Page No.1137**), he stated that he contacted the PO on 18<sup>th</sup> February 2021 at 08:30 AM. They left the RO office for the polling station after 01:00 PM. He went in his car, and they all reached the polling station after 04:00 PM. On the poll day, Mr. Riaz Bajwa came for checking twice and thrice. Two polling stations were established in the same building. They left the polling station at 09:30 PM and reached the RO office at 02:30 AM. He was asked that whether his departure is entered in the Roznamcha on 18<sup>th</sup> February 2021. He said, yes but he did not remember the time. He was again asked when he went back to the Police station, Muradpur, after getting free from the RO office on 20<sup>th</sup> February 2021, whether there is an entry of his arrival in the Roznamcha. He said that he did not remember. The IO showed him the police monitoring system record that revealed that he reached the police station around 09:10 PM on 19<sup>th</sup> February 2021. He confessed that it would be his responsibility if the PO was lost between the polling station and the RO office.

195. **Mr. Imran Akram, C/1048, Police Personnel** was given the same questionnaire consisting of 25 questions (**Page No.1147**). He has stated that they all except Mr. Jamshed Akhter, who was in his car, left the RO office after 12:00 PM on 18<sup>th</sup> February 2021 in the official vehicle and reached the polling station. The polling



process remained peaceful. They all left the polling station and safely arrived at the RO office along with the PO and election material.

196. During the supplementary question-answer session (**Page No.1155**), he stated that he reached the RO office after 08:00 AM. They left the RO office after 12:00 PM in the official vehicle wherein the PO, four teachers, Mr. Jamshed and Mr. Saifullah, along with him, were sitting. Polling material of only one polling station was in that van. They reached the polling station after 04:00 PM. There was another polling station in that building, and the polling staff of that polling station arrived one and half hours after their arrival. On the poll day, somebody in uniform came for checking, but he did not know him. The PO left the polling station after 10:30 PM, and they all sat in the official vehicle. They reached the RO office and entered the PO inside it. After that, he went to Police Station, Muradpur and arrived there at 03:30 AM on 20<sup>th</sup> February 2021. He was shown Roznamcha and asked whether its entries are based on facts or presumptions. He said it is based on facts. Further, he also confessed that it would be his responsibility if the PO is lost between the polling station and RO office.

197. **Mr. Yasir Nabeel, C/714, Police Personnel** was given the same questionnaire consisted of 25 questions (**Page No.1165**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Imran Akram C/1048 so need not to reproduce.

198. During the supplementary question-answer session (**Page No.1173**), he said that Mr. Rizwan Butt was his PO. Mr. Jamshed and Imran Shah were also with him, and Mr. Jamshed did not use his car. There were the PO, polling staff and a Naib Qasid in the official vehicle with them. He said that he left the Police Station on 18<sup>th</sup> February 2021 with Mr. Jamshed and another colleague. They reached the RO office after 08:30 AM in a bus from Police Line. There was polling material of only one polling station in the official van. They left the polling station for the RO office after 10:00 PM, and on the way, they did not stop anywhere. They only carried the polling material of one polling station. They reached the RO office after 12:30 AM, and the PO told them that their duties are finished so they can go. He said that the DSP, Daska is responsible for the premises of the RO office and its surroundings. He reached the Police Station with Mr. Jamshed,

whose personal car was parked at Jessarwala. He confirmed that the record mentioned in the Roznamcha is based on facts. He was told that according to the Roznamcha, he reached the Police Station, Muradpur at 09:10 PM on 19<sup>th</sup> February 2021, but he denied it.

199. **Mr. Sattar, Driver, P-2706** while recording his statement before the IO, stated that he left the RO office with two POs, namely Mr. Waris, Mr. Rizwan Butt and two Police personnel at 04:00 PM for the polling station. They reached the polling station at 05:00 PM via Daska, Canal, Larakhi Chowk, Dharam Kot Chowk, Satra and Siranwali. After the close of the poll, both the POs and two Police Personnel came out of the polling station. They sat in his vehicle along with election material at 08:00 PM, and they reached the RO office at 10:00 PM. On the way back, he did not stop anywhere.

**Note:** Same contradiction in the statements as that of Polling Station No 90.

### **Polling Station No.92-Government Islamia High School, Siranwali (Combined)**

200. **Mr. Nasir Mehmood Ahmad, Presiding Officer** was also given the same questionnaire **(Page No.1181)**. In response to that, he stated that anybody neither contacted him nor anybody visited his polling station. The available polling agents were provided with Forms-45 & 46. He tried his level best to send the result through WhatsApp, but due to poor signals, he could not. All his team left the polling station at 10:30 PM for the RO office. He said that his mobile phone was on and his SAPO, but they both were facing service issues. They got late due to extreme fog and disturbed routes.

201. During the supplementary question-answer session **(Page No.1191)**, he further stated that he left the polling station at 11:00 PM. However, the team showed him the official data by which he left the polling station at 08:02 PM. He denied to accept the official data. He further said that he did not have any proof to support that he left the polling station at 11:00 PM. He left the RO office with his SAPO, Polling Officer, Naib Qasid, namely Ibrar and two Police Personnel. He could not clarify the query that if Ibrar had performed duty, then why the payment was made to Sabir. He could not satisfy the

IO on the issue of Ibrar and Sabir. He informed that the polling process remained peaceful. He said that the Police Personnel were present in the counting process for the security of sensitive material. He got free from the counting process at 10:30 PM. He could not satisfy the IO on the issue of an 86.5% turn out. He also could not give justification for the rejection of 155 votes at his polling station. He said that he did not receive the signatures of polling agents after handed them over the copies of Forms-45 & 46 because after taking their copies, they immediately left the polling station. He prepared the Form-45 with the help of his SAPO. He further said that it is his handwriting, signature and thumb impression on the Form-45 provided to the RO. However, he denied his signatures and thumb impression on Form-45, which was given to the RO by the complainant she collected from her polling agent representing her at polling station No.92. He said that not a single observer or Monitoring Team came to the polling station. They left the polling station in the official vehicle with his polling staff and Police personnel at 11:00 PM. They did not stop anywhere on the way back to the RO office and reached there at 05:00 AM. On being late, he said that he took six hours to get to the RO office due to bad weather. Roads were blocked by people celebrating their victory and change of route by the driver or the Police Personnel. Mr. Rizwan Butt and Mr. Waris Mehmood were not in his van. He never came to Sialkot. He and his SAPO did not receive any call from the RO office. **He said that it is usual practice on election days of being late, so he did not bother to call the RO office.** He was told that as per official record, he was found at Sialkot along with two other POs and, after few hours, came out with manipulated polling bags. He said that it did not happen. After reaching the RO office, he deposited the result on the counter, and after getting it back, it was provided to the RO. The IO directed the PO to produce some record pertaining to the acquittance roll, list of authorized polling agents and availability of his Naib Qasid on 25<sup>th</sup> April 2021 at 10:00 AM. Mr. Nasir Mehmood Ahmad, PO, PS-92, appeared before the IO on due date time & venue but could not produce the requisite record and Naib Qasid, which shows his mala fide intentions and deliberate efforts to deceive the IO.

202. **Mr. Muhammad Munir, Senior Assistant Presiding Officer** said **(Page No.1213)** that he went to the RO office for the collection of election material with the PO. They left for the polling station at 05:30 PM and a Naib Qasid, namely Sabir

Hussain, a labourer and three Police Personnel in the official van. PTI won with a considerable margin. His mobile was not working as the battery was exhausted. He said that he put his signature and affixed his thumb impression on the Form-45. He also put his signatures and affixed thumb impressions of the voters on the counterfoils of the ballot papers. Polling bags were sealed till 10:30 PM. When they left the polling station in an official van, PO and three Police Personnel were with them. Police Personnel took them to Pasrur by saying that the law & order situation is not good. There were only their staff in the van. On a question that why did he go to Sialkot and entered in an unknown building. He said that they were helpless, and he added that he remained seated in the van. The Police Personnel who joined them at Pasrur pressurized them and took the PO within the building with the polling bag. They reached the RO office at 04:00 AM from Sialkot, but before that near Motra, they were shifted to Police vans.

203. **Mr. Magsood Khan, SI, Police Personnel** was given a comprehensive questionnaire consisted of 25 questions (**Page No.1223**). In response, he stated that they all left the RO office at 03:00 PM on 18<sup>th</sup> February 2021 and reached the polling station in the official vehicle. The polling process remained peaceful. They all left the polling station at 10:00 PM and directly reached the RO office. They entered the PO and election material in the office safely.

204. The IO called him for further investigation. During the question-answer session (**Page No.1231**), he supplemented his earlier statement by saying they left the RO office at 02:00 PM in the official Toyota van with the PO for polling staff. He also noted that three Policemen were also with them when they arrived at the polling station via Canal after Maghrib prayer. On the poll day, Mr. Riaz Bajwa, Inspector / SHO PS, Sambrial and Police Personnel from the Special branch came for routine checking. The counting process continued till 09:00 PM, and after that, the PO came out with his staff, and all of them sat in the official vehicle and left the polling station at 09:30 PM. They took the same way to come back to the RO office and entered the PO and the polling bag inside the office. On a question that why the DSP, Daska was searching the PO, if he had entered in RO office. He said that he did not know. In response to another question, he said that he must have taken action if anybody snatched the PO from him. He also denied

the fact that they stopped at the office of the DSP, Pasrur. After dropping the PO at the RO office, he went to his Police Station, Muradpur and reached there after 12:00 AM. He was in agreement with the IO on the point that it would be his responsibility if the PO is lost between the polling station and the RO office. He was told that Roznamcha of PS, Muradpur reflects that he left the Police Station on 19<sup>th</sup> February 2021, but he was persistent that he went on election duty on 18<sup>th</sup> February 2021. Similarly, his arrival back to PS is recorded on 19<sup>th</sup> February 2021 at 09:13 PM, but he says he left Siranwali at 09:30 PM. On the query of IO that how it happened, he told the Moharir to prepare it. Moreover, he could not produce any evidence supporting his claim that he went to the RO office with PO after the close of the poll.

205. **Mr. Muhammad Arshad, C/930, Police Personnel** was given the same questionnaire (**Page No.1239**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Maqsood Khan, SI, so need not to reproduce.

206. During the supplementary question-answer session (**Page No.1247**), he gave stereotype replies of the questions asked almost resembling those of Mr. Maqsood Khan, SI, so need not reproduce. He was shown Roznamcha of his Police station Muradpur dated 18<sup>th</sup>, 19<sup>th</sup> & 20<sup>th</sup> February 2021, but he was stuck to his stance before the IO. His statements on oath were found deceiving in light of his entries of departure and arrival in the Roznamcha. Even after seeing the Roznamcha, he did not speak the truth and said that as they are on mobile and for registering FIRs, correct entries of departure and arrival are not made in the Roznamcha.

207. **Mr. Abdul Hameed, C/1935, Police Personnel's** reply to the questionnaire is also stereotype (**Page No.1257**) resembling those of Mr. Maqsood Khan, SI, and Mr. Muhammad Arshad C/930, so need not to reproduce.

208. During the supplementary question-answer session (**Page No.1265**), he said that they left the RO office with the PO, two polling staff and three Police Personnel after Zohar prayer. They reached the polling station after 03:30 PM via Canal. On the poll day, Mr. Riaz Bajwa and someone from the Special branch came for checking. The counting process was completed after Isha. They left the polling station after 09:00 PM

and via Canal reached the RO office at 12:00 AM. On the way back, they did not stop at the office of the DSP, Pasrur. After getting free from Jessarwala, he went to Police Station, Muradpur. He was ignorant about the Roznamcha at PS and entries of arrival and departure of Police personnel in it. He said that only the movement of vehicles is entered in the record. He was shown a Police record / Roznamcha, on that he said he did not know about it.

209. **Mr. Muhammad Ansar, Driver, GAL-5216** also recorded his statement before the IO (**Page No.1275**), wherein he stated that he left the RO office with the PO, two polling personnel, and one Police Personnel at 04:00 PM for the polling station. The other two Police Personnel were in their white Mehran car. They reached the polling station at 05:00 PM via Daska, Canal, Larakhi Chowk, Dharam Kot Chowk, Satra and Siranwali. After the poll, the PO, three polling personnel and two Police Personnel came out of the polling station at 09:00 PM. They all sat in his vehicle along with election material and asked him to move for Jessarwala. The third Police personnel was in his car. They directly reached the RO office at 11:00 PM. On the way back, he did not stop anywhere and even dropped anybody.

**Polling Station No.140-Government Boys Primary School, Mohal (Female)**

210. **Miss Eram Shafeeq, Presiding Officer** was also given the same questionnaire (**Page No.1281**), and in response, she stated that nobody contacted her. Nobody visited her polling station. She prepared Forms-45 & 46 without any pressure within 45 minutes after the close of the poll. The available polling agents were provided with Forms-45 & 46. A Police Personnel in uniform came to her polling station and talked to the authorized Police personnel. After that, he went away. After completion of her assignment, she went out of the polling station and sat in the official vehicle along with her Naib Qasid. The unauthorized Police personnel came and sat in the front seat. His authorized Police Personnel were bestriding on their motorcycles behind her as they were doing on 18<sup>th</sup> February 2021 when she was coming from the RO office to her polling station. When they covered a little distance, the person sitting in the front seat asked the driver to take turns in another direction. The driver told him that this is not the way by

which they came yesterday. Her Naib Qasid too said that this way leads to Pasrur. It might be he is mistaken. The unauthorized Police Personnel asked them all to switch off their mobiles and give that to him. He forcefully took their mobile into his custody. She told one thing vital that her authorized Police Personnel were not seen around her. The Policeman in front used to guide the driver in which ways he has to adopt. He was in constant contact with somebody and receiving directions that where he had to go. Somewhere, the vehicle went out of order, and another vehicle was brought, and she was asked to sit in that. After covering a long distance, their vehicle was stopped before a building, and she was taken to a room. She further said that she had submitted the same result before the RO as it was given to the polling agents after the close of the poll.

211. During the supplementary question-answer session **(Page No.1293)**, she has stated that she did not have a solid reason for not sending the result through WhatsApp to the RO office. She was not expecting that such high handedness would occur with her after the close of the poll. She was asked about the instructions she was given in the meeting held at the home of Mrs Farkhanda Yasmeen, Deputy District Education Officer (F), Daska, on 17<sup>th</sup> February 2021. She said that she is not inclined to say anything and requested the IO not to ask anything about that. She was further asked whether she was threatened there. She again asked that neither she can say anything nor will say anything in this regard. She said that after the close of the poll, she and her Naib Qasid rode in the official vehicle. His authorized Police Personnel went on their motorcycles. Unknown Police personnel in uniform came and sat on the front seat. He, after few minutes, snatched their mobiles. He was seeking directions from somebody, and then they reached Pasrur. When they got free from the unknown building, she sat in the car with Saba, another female PO who was also present in the building. She was asked that what did happen in the building. She said that everything is in your knowledge. She said that she remained there for an extended period, but she was not asked to do anything there. The polling bag stayed with her. They asked about the result of her polling station, which was noted by them and then they left. She said that she has nothing else to say.

212. **Mrs. Bakhtawar Sardar, Senior Assistant Presiding Officer** said **(Page No.1293)** that she did not go to the RO office to collect election material with the PO. She reached the polling station on 19<sup>th</sup> February 2021 at 07:00 AM. Two Police personnel were seen there. The result was prepared in the presence of the polling agents. She left the polling station after 07:00 PM. She does not know that what did happen afterwards with the PO.

213. **Abdur Rehman, Chowkidar / Naib Qasid** in his statement **(Page No.1303)**, stated that he took the election material with the PO from the RO office, Daska. Two Police personnel went on their motorcycles. The vehicle was independent just for their polling station. They reached the polling station after Maghrib. There were two polling personnel at the polling station on the poll day. The polling agents were present at the time of counting. Forms-45 & 46 were given to the polling agents. They got free around 08:00 PM. The Police personnel were on their motorcycles. The polling bag was with the Madam and the rest of the election material he was carrying. When they sat in the official vehicle, Police personnel came and sat on the front seat. He did not go with them from the RO office. He snatched their mobiles. Their authorized Police personnel disappeared somewhere in the fog. At someplace, their vehicle went out of order. That Policeman took another vehicle. There were some Policemen in civil and uniform in that. After roaming them on different Roads, they un-boarded Madam and took her inside the building. When she came out, some other persons were also with her. They were all male.

214. **Mr. Qamar Mehmood, C/326, Police Personnel** was also handed over a questionnaire consisted of 25 questions **(Page No.1309)**. In response, he stated that they all left the RO office at 02:30 PM on 18<sup>th</sup> February 2021 in the official vehicle and reached the polling station. The polling process remained peaceful. They all left the polling station at 09:00 PM and directly reached the RO office at 02:00 AM. They entered the PO and election material in the office safely.

215. During the supplementary question-answer session **(Page No.1317)**, he said they left the RO office at 02:30 PM in the official Toyota van with the PO, polling staff and two Police Personnel and reached the polling station after 04:30 PM. On the poll day, Mr. Riaz Bajwa came for routine checking. Nobody else came to meet the PO. The



counting process continued till 09:00 PM, and after that, the PO came out with her staff, and all of them sat in the official vehicle and left the polling station at 09:30 PM for the RO office. They came to the polling station from the RO office via Naharwala Pul, Mianwali Bangla, then Satra and return from Mundeke, Daska Pasrur Road and then the RO office. They reached the RO office at 02:00 AM. He confessed that it would be his responsibility if the PO was lost between the polling station and the RO office. On a question that why the DSP, Daska was searching the PO, if you had entered him in RO office. He said that he did not know. He did not inform his Police station about his arrival.

216. **Mr. Umair ul Hassan, C/1421, Police Personnel** was also given the same questionnaire consisted of 25 questions (**Page No.1323**) whereby he has given stereotype replies of the questionnaire resembling those of Mr. Qamar Mehmood C/326 so need not to reproduce.

217. During the supplementary question-answer session (**Page No.1331**), he further said that on 26<sup>th</sup> April 2021, he was called by the OSI Branch, where his attendance was ensured. They left the RO office at 02:00 PM in the official Toyota van with the PO, polling staff and two Police Personnel and reached the polling station at 05:30 PM via Canal, Mianwali Bangla and Satra. On the poll day, a SI and some Police personnel from the security branch came for checking. After the close of the poll, they all sat in the official vehicle and via Budha Goraiya Road, they reached the RO office at 02:30 AM. The PO went inside the RO office. He was unable to tell that to whom they had reported about their arrival due to fog. He was told that it was too much light in the RO office then who could not recognize them. He kept quiet. He confessed that it would be his responsibility if the PO was lost between the polling station and the RO office. After the RO office, he went to Sialkot and from there to his home. He did not go to his Police Station. He was unaware of what the Moharir put entries of his departure and arrival in the Roznamcha. He confirmed that entries in Roznamcha are based on facts. He reached his Police Station on 20<sup>th</sup> February 2021 at 09:00 AM.

218. **Mr. Muhammad Afzal, Driver, LOK-3085** during the question-answer session (**Page No.1339**) stated that the PO and a polling staff left the RO office in his vehicle at 01:00 PM on 18<sup>th</sup> February 2021. One Police Personnel was on his motorcycle.

They reached the polling station at 02:30 PM via Canal, Mianwali Bangla and then Kot Mokhal. A black Corolla car was seen outside the polling station with a driver. A Police Personnel from Kotli Lohara was also there. After the close of the poll, PO and Police Personnel sat in his van and asked him to go to Police Station, Satra. He was told that they have to go to Daska instead of Satra. The Policeman said to do whatever he has been asked to do and keep quiet. On the way, his vehicle went out of order, and he did not know what happened afterwards.

219. To dig out the culprits behind the whole issue, seventeen (17) POs who submitted their collective or individual request for the cancellation of their election duties to the RO in an absurd manner (**Page No.1349**) were also issued notices dated 1<sup>st</sup> June, 2021 to appear before the undersigned on 3<sup>rd</sup> June, 2021.

220. All of them appeared before the IO on due date, time & venue. They all in their statements (**Page No.1399**) tried to hide the truth in their statements recorded before the IO about the submission of their applications for the cancellation of their election duties on medical grounds with the RO through TCS and could not satisfy the IO by any mean that who was the mastermind behind that for the cancellation of their election duties at the eleventh hour and tried their level best to deceive the IO by telling concocted stories. Most of them were shifting the responsibilities regarding TCS of their applications on the shoulders of their respective Principals or Headmasters.

221. Three (3) Principals who verified the applications of these POs before submission of their collective or individual request for cancellation of their election duties to the RO were issued notices dated 2<sup>nd</sup> June, 2021 to appear before the undersigned on 4<sup>th</sup> June, 2021.

222. All of them appeared before the IO on due date, time & venue. They in their statements (**Page No.1579**) stated as under:

- One out them told that she gave the application for exemption of election duty to her Clerk for its further submission to the CEO office and she does not know that how did it reach the TCS office; and

- Two Principals told that they after recommending the applications returned them to the applicants and they did not know that what did happen with them afterwards. They further said that the allegations levelled against them by the applicants are baseless and they were not involved in TCS of their applications.

223. Nine (9) officers / officials from the Education department, Sialkot were issued notices dated 8<sup>th</sup> June, 2021 to appear before the undersigned on 11<sup>th</sup> June, 2021.

224. All of them appeared before the IO on due date, time & venue. Crux of their individual statements are as under:

225. **Mrs. Farkhanda Yasmeen, Deputy District Education Officer (F), Daska** was given a comprehensive questionnaire consisted of 15 questions **(Page No.1865)** whereby she did not speak the truth. Her written replies were found quite contradictory to the question-answer session wherein she has denied all the facts and stated that Mr. Asif Hussain, AC, Daska, Mr. Zulfiqar Ali, DSP, Sambrial, Mr. Amjad Ali Mahar, AEO and Mrs. Afshan Zareen, Principal never visited her home on 17<sup>th</sup> February, 2021. No meeting regarding bye-election at her home was held on that day. She denied her any contact with Mr. Yaseen Sarfaraz, ASI and Mr. Ghulam Haider, ASI, PS, Sambrial. She told that she was called by Mr. Hamid to prepare a report about non-availability of few POs so she was at Shahab pura Road in the midnight of 19<sup>th</sup> & 20<sup>th</sup> February, 2021;

226. **Mr. Furgan Sanaullah, AEO, Daska** was given a comprehensive questionnaire consisted of 10 questions and his written replies **(Page No.1605)** were found entirely contradictory to the question-answer session wherein he has confessed **(Page No.1609)** that he alongwith other 9 AEOs, Daska including 3 female were called by Mrs. Farkhanada Yasmeen at her home for a meeting. Mr. Asif Hussain, AC, Daska, Mr. Zulfiqar Ali, DSP, Sambrial, Mr. Hamid Raza and Mrs. Afshan Zareen, Head Master were also present beside the AEOs in the meeting. In the meeting different instructions were given them by the AC, Daska and DSP to manipulate the bye-election. He further told that Mrs. Farkhanda Yasmeen made him call on 19<sup>th</sup> February, 2021 and asked him

that why he was not cooperating with the Police. He told her that due to the deterioration of law & order situation, he could not;

227. **Mr. Amjad Ali Mahar, AEO, Daska** was given a comprehensive questionnaire consisted of 16 questions whereby he ingenuously gave the factitious answers (**Page No.1625**). His written replies were found seriously contradictory to the question-answer session wherein he has admitted (**Page No. 1631**) that he along with Miss Saba and Mrs. Samra in his car reached the home of Mrs. Farkhanda Yasmeen. When they reached there, some other AEOs were already present there. Mr. Asif Hussain, AC, Daska was also present there. He told that these are the directions of the Government to support them and in case of firing incidents, one should not worry. He further told that he was not aware of the fact that he will receive such directions at the home of Mrs. Farkhanda Yasmeen. After the close of poll, when he left for the RO office, he was stopped by the Police at canal and they forcefully took him to a factory not in Sialkot but situated at Daska Sialkot Road. One Mr. Mazhar Farid, DSP Traffic, Sialkot insulted him and snatched his polling bags. After two hours, his polling bags were returned to him and they were dropped at the RO office. He told that his result was changed by unauthorized persons at some suspicious building so he under their threat deposited that it with the RO office instead of the actual one.

228. **Mr. Muhammad Farooq, AEO, Daska** was given a comprehensive questionnaire consisted of 10 questions but his written replies (**Page No.1637**) were found really contradictory to the question-answer session wherein he has stated (**Page No.1645**) that they were called by Mrs. Farkhanda Yasmeen for meeting. When they reached at Daska office then they were told that the meeting is at her home. From there, he with Mr. Amjad Ali Mahar and two other AEOs, Miss Saba and Mrs. Samra reached at her home in his car. They remained sat there for 20 minutes then Mr. Asif Hussain, AC, Daska, Mr. Zulfiqar Ali, DSP, Sambrial also reached there. Other AEOs were also there. Mr. Asif, AC, Daska started giving them instructions that he has been directed by the Government to support them and told some other methods to the POs to manipulate the bye-election. The poll day remained peaceful. After the close of poll, he was asked to sit in a private Toyota car instead of the official one and he was taken to a

factory where Mr. Mazhar Farid, DSP Traffic was present. Mrs. Farkhanda Yasmeen also reached there. An ADC was also there. He was pressurized to change the result but he told them that he had already send the result to the RO office through Whats App so he could not do anything. They told him that did he not get the instructions for not sending the result through WhatsApp then why did he do that. He apprised that around at 10:30 PM, he was sent to the RO office with his election material.

229. **Mr. Bilal Hussain, AEO, Daska** was given a comprehensive questionnaire consisted of 10 questions however, his written replies (**Page No.1649**) were found fairly contradictory to the question-answer session wherein he has stated (**Page No.1655**) that Mr. Amjad Mahar through Whats App message asked him to come at Sambrial for a meeting at the home of Mrs. Farkhanda Yasmeen. They reached there after 10:30 AM. Mr. Asif Hussain, AC Daska came there. Some of his colleagues namely Mr. Amjad Ali Mahar, Mr. Furqan, Miss Irum, Miss Saba, Mrs. Samra, Mr. Zulfiqar Ali Virk, DSP and Mrs. Afshan Zareen of Jamke Cheema School were also there. Mr. Asif Hussain and Mr. Zulfiqar Ali Virk briefed them that they all are Government servants so they have to support the Government. They further told if they had any problem on the poll day, they will not worry. **They also told them that they will not put original signature on the copies of Form-45 provided to the polling agents. After the close of poll, the result will be prepared slowly. Separate vehicle will be provided to them wherein they will have to sit and following the directions of the persons sitting in it.** They further asked that if they need some “Nazrana”, that would also be paid but they had to support at every cost. In evening of the poll day, he received a call from Miss Farkhanda Yasmeen wherein she was saying that he should not start counting but he told her that he had already finished it then she asked about the winner and she was informed that the Bat won. He left the polling station at 07:00 PM in the official vehicle for the RO office and during travelling he also sent the result through WhatsApp.

230. **Mrs. Samra Tehseen, AEO, Daska** was given a comprehensive questionnaire consisted of 10 questions but her replies (**Page No.1661**) were found openly contradictory to the question-answer session wherein she has stated (**Page No.1665**) that 3 female AEOs, Daska and 7 male AEOs, Daska were called

through Mr. Amjad Ali Mahar by Miss Farkhanda Yasmeen to come to her home on 17<sup>th</sup> February, 2021 after 12:00 PM. When they reached her home, Miss Afshan Zareen, Headmistress, Govt. Girls Elementary School, Jamke Cheema was already present there. After a while, Mr. Asif Hussain, AC Daska and Mr. Zulfiqar Ali Virk, DSP also arrived there. After that AC started saying that they know for what purpose they have been called there. They all kept quiet and then he said that an emergency situation will be created at your polling stations like incidents of firing, stoppage of polling, ousting of polling agents in the break and then poll of fake votes etc. but they will not have to worry. They will be safely rescued from there. After that they both went from there. Mrs. Farkhanda Yasmeen made her call on 18<sup>th</sup> February, 2021 at 06:30 PM and asked her that Mr. Hamid is saying to give him the polling bag of ballot papers. She refused her and switched off her mobile. She on the poll day completed the result and sent it through WhatsApp to the RO office.

231. **Mr. Hamid Raza Bajwa, PA to CEO (Education), Sialkot** was given a comprehensive questionnaire consisted of 15 questions. His written replies (**Page No.1893**) were found fairly contradictory to the question-answer session (**Page No.1899**). In his statement he told that his role on behalf of the CEO (Education) was to assist the RO office. He talked to different District Authorities of Education on the directions of the CEO to check the facilities at schools / polling stations. He talked to Mrs. Zarina time & again regarding different departmental inquiries. He talked to Mrs. Farkhanda Yasmeen for conveying departmental messages for compliance. He also talked to Shah Jehan regarding provision of some rooms for the Health Department. Mr. Asif Hussain, AC, Daska talked to him regarding deficiency of polling staff. He talked to Mrs. Farkhanda Yasmeen on 18<sup>th</sup> February, 2021 regarding the polling staff. Most of the time, he made use of his mobile instead of official landline. He went to Muzaffarpura, Defence Road on 19<sup>th</sup> February, 2021 to assist his friend whose motor cycle was detained by the Police. Most of the time, he spent there. The CEO (Education) did not call the missing POs for further interrogation. He further told that all did happen due to fog otherwise the POs performed their duties in the requisite manner.

232. **Mr. Abdul Haq, Clerk O/o Deputy DEO, Sialkot** was given a comprehensive questionnaire consisted of 5 questions. The written replies

(Page No.1917) submitted by him were found fairly contradictory to the question-answer session wherein he told (Page No.1921) that it was his duty to deliver orders to the POs and convey relevant messages to them. He told that he just made a call to Miss Saba, PO on the directions of Madam Deputy DEO (Daska) and never visited her home though she lives in his Mohallah.

233. **Mrs. Zarina Shahid, Ex-DEO (EE-W), Sialkot** was given a comprehensive questionnaire consisted of 10 questions whereby she submitted factitious replies (Page No.1853) which were found openly contradictory to the question-answer session wherein she has narrated (Page No.1857) that she remained in her school on 19<sup>th</sup> February, 2021 and went to Bazar for domestic affairs in Sialkot city and never went to Ghatalian School. She denied her presence at Esa Colony, Pasrur on 19<sup>th</sup> February, 2021 at 08:00 PM. She often talked to Mr. Hamid during the day time. She told that being a BP and Sugar patient, she used to go to the bed early. She also denied her presence near Zohra Hospital on Shahabpura Road in the midnight of 19<sup>th</sup> and 20<sup>th</sup> February, 2021. She told that Mr. Hamid often made her calls to discuss official matters. She was shown record and her locations but she flatly denied it and told that she was not there.

234. Nine (9) DSPs/SDPOs/SHOs etc, from the Police department, Sialkot were issued notices dated 8<sup>th</sup> June, 2021 to appear before the undersigned on 13<sup>th</sup> June, 2021.

235. All of them appeared before the IO on due date, time & venue. Crux of their statements (Page No.1951) is as under:

- They all were managed not to speak the truth before the IO. They portrayed themselves neat and clean. They told that they honestly fulfilled their due responsibilities and safely transported their respective POs from their jurisdiction for the RO office and did not know that what did happen with them afterwards. Mr. Muhammad Iqbal Khan, Inspector/SHO denied his presence of Mr. Ghulam Haider in his jurisdiction of bye-election. He also denied that gathering of POs around the office of DSP, Pasrur. Mr. Muhammad Riaz, Inspector/SHO denied the presence of Mr. Zulfiqar Ali Virk, DSP/SDPO in his area of bye-election. Rana Asif Nadeem,

Inspector/SHO told that he did not give any direction to the Police Personnel who had to appear RO. One Mr. Noman Ahmad, SHO Saddar, Daska told that he received a call from Mr. Aftab, ASI, PS Sambrial to come at Motra interchange in the small hours of 20<sup>th</sup> February 2021. He reached there. A Toyota Hiace came there and the persons therein came with him to DPS, School. Mr. Tahir Sajjad, SI/SHO told that he did not bring the POs to the PS Qila Kalar Wala in the name of poor law & order. He further told that he finished his duty at 05:00 PM and around 09:00 PM, he reached Sialkot at his own discretion. He had also told that his duty was just of patrolling. Mr. Muhammad Yousaf, SI/SHO denied the movement of any vehicle of Elite Police Force with the POs. Mr. Muhammad Ali, SI/SHO told that he did not know that why did Mr. Tahir Sajjad stopped the polling staff and threatened them. He too did not know about the presence of Mr. Yaseen Sarfraz, ASI in his area. Mr. Yaseen Sarfraz, ASI admitted his contact with Mr. Atif Shaheen, Mr. Rizwan Butt and Mr. Umar Farooq Dogar, POs. He told that neither he knows Mrs. Farkhanda Yasmeen nor he talked to her via mobile phone. He also denied his familiarity with Mr. Hamid Raza and Miss Saba Maryam. Mr. Ghulam Haider, ASI denied his bringing of vehicles from PS Satra to Pasrur. He admitted that entries of departure and arrival in the Roznamcha are based on facts.

236. Three (3) left over AEOs from the Education Department, Sialkot were issued notices dated 17<sup>th</sup> June, 2021 to appear before the undersigned on 18<sup>th</sup> June, 2021.

237. **Mr. Shahid Mehmood, AEO, Daska** was given a comprehensive questionnaire consisted of 10 questions whereby he did not speak the truth. His written replies **(Page No.1671)** were found seriously contradictory to the question-answer session wherein he has admitted **(Page No.1679)** that he received a call from



Mrs. Farkhanda Yasmeen for a meeting. Afterwards, he came to know that the meeting will be at her home. 8 to 10 AEOs, Daska including Mr. Amjad Ali Mahar, Mr. Furqan, Mr. Farooq, Mr. Sami, Mrs. Samra, Miss Saba and Miss Eram were present there. Mr. Asif Hussain, AC, Daska and Mr. Zulfiqar Ali Virk, DSP were also there. The nut shell of the meeting was to support the Government.

238. **Mr. Muhammad Aamir, AEO, Daska** was given a comprehensive questionnaire consisted of 10 questions whereby he tried to twist the facts and admitted that he was taken to some unknown place after the close of poll beyond his will. His written replies (**Page No.1683**) were found seriously contradictory to the question-answer session wherein he confessed (**Page No.1693**) that he received a call for a meeting. He pursued the car of Mr. Amjad Ali Mahar and reached her home where they were told by someone that they had to support them. After the close of poll, he gave Form-45 to a polling agent. A person from Special Branch asked him to sit in a private car. He took his mobile. He also boarded Mr. Sami and Mr. Farooq in the same car and took them to some unknown place. Where Mr. Amjad Ali Mahar was already present. They asked them to bring them their polling bags but they resisted. Mr. Farooq brought his polling bag. They were told by them that they had already sent their results to the RO office through WhatsApp and the same were provided to polling agents. They got angry on them and asked the driver to drop them at the RO office.

239. **Mr. Abdul Sami, AEO, Daska** was given a comprehensive questionnaire consisted of 10 questions whereby he tried to twist the facts and admitted that in a meeting held at Sambrial, he was asked by his colleagues / POs to support the PTI. He further admitted that he was taken to some unknown place after the close of poll beyond his will. His written replies (**Page No.1699**) were found seriously contradictory to the question-answer session wherein he has admitted (**Page No.1709**) that he went to the home of Madam to get his bills amounting to Rs.25000/- signed by her. There he was told to support the Government by Mr. Amjad Ali Mahar and his other colleagues. After the close of poll, a person from Security Branch came to his polling station with Mr. Aamir, PO and asked him to sit in a private car. He took his mobile and brought them to some unknown place. They were shifted in separate rooms. A person speaking English asked

him to change the result but he refused. Their polling bags were not manipulated. He said, "ok" and directed them not to talk to anyone about this and managed their dispatch for the RO office.

240. Eight (8) Associate Professors / Assistant Professors / Lecturers who were harassed and directed to hinder process of the bye-election by the Senior Officers of their respective department appeared before the undersigned on 22<sup>nd</sup> June, 2021.

241. All of them appeared before the IO on due date, time & venue. Crux of their statements **(Page No.1759)** is as under:

- They all were called one by one by Mr. Muhammad Iqbal Kaloya, Deputy Director (Colleges), Sialkot in office of Mr. Nawaz Cheema, Principal, Government Degree Collage for Boys, Daska on 18<sup>th</sup> February, 2021 and directed as under:
  - i. Slow down the voting process;
  - ii. Turn out should not surpass 25% in Daska city area;
  - iii. Don't interfere in the activities of district administration and police and whatever they want to do, let them do;
  - iv. Close the polling station at 04:30 PM with the help of Police;
  - v. Cooperate with the District Administration; and
  - vi. Return to the RO office as early as possible.
- They all refused to follow his directions.

242. Four (4) officers from Education Department, Sialkot were issued notices dated 1<sup>st</sup> July, 2021 to appear before the undersigned on 2<sup>nd</sup> July, 2021. All of them appeared before the IO on due date, time & venue.

243. **Mr. Maqbool Ahmad Shakir, CEO (Education) / DEA, Sialkot** told in his statement **(Page No.1799)** that it was his responsibility to fulfill the requirement of the RO pertaining to the conduct of said bye-election. He was totally unaware of private meetings of his subordinate staff anywhere in district Sialkot. He told that he never asked Mrs. Farkhanda Yasmeen to manipulate any activity of bye-election. He was not having good working relation with the DC and eventually he was never pressurized by him to perform any illegal act. He told that he was not worth considered by anybody to let him

know about the missing of 20 POs. He came to know about that incident on 20<sup>th</sup> February, 2021. **He thought the missing of 20 POs at a time in an intrigue.** He remained ignorant of most of the facts. He told that it was the responsibility of the Police to bring the POs back. **He also admitted the gathering of POs at some unknown place is a crime. He did not bother to probe the abduction of his staff by the Police because to him it was a routine matter.** He also confessed that he could not understand the intensity of matter pertaining to the harassment of POs including two female and keeping them in unlawful custody throughout the night. He told that he prepared the report on the basis of available documentary evidences. He did not confirm the statements of POs. After hearing an audio recording, he told that Mr. Akbar Ghumman is the man and he is responsible for his statements. He further told that he never directed any of his subordinate to contact the polling staff. He confessed that he did not know about the illegal activities of his staff. He told that Mrs. Zarina Shahid left the station without his prior approval. He admitted the fact that now it is public that the polling staff took money.

244. **Mr. Qamar Zaman Ch, Deputy District Education Officer (Male), Daska** was assigned the duty of ARO for the said bye-election. In his statement (Page No.1819) he has denied the use of Mobile No. 0318-7287117 by him and insisted that he had performed his duties as ARO in the requisite manner. He made official calls to AC, Daska and Mr. Hamid. AC, Daska used to remain annoyed with him even other than election matters. About his connection with politician he said that the politicians met him for the construction of boundary wall of a school. After that he never met Mr. Umar Malhi. Once, he was called by Ch. Mumtaz at Sialkot where Mr. Azeem was also present and he was asked to provide them list of polling personnel. He denied his any other meeting held on 14<sup>th</sup> February, 2021. He used to meet the DC on the directions of the CEO and he asked about the arrangements of bye-election. The CEO was a strict man and he never gave him any directions about manipulating the bye-election. He told that Ch. Mumtaz is his neighbour and he did not change any election duty on his request. Election duties were only changed on medical grounds or being double. He on directions of the RO visited the polling stations. He remained busy in different official assignments from 14<sup>th</sup> to 18<sup>th</sup> February, 2021. The RO never called him for preparation of polling bags. He denied making extensive calls to the polling staff from 14<sup>th</sup> to 18<sup>th</sup> February, 2021. He had good

relations with Mrs. Farkhanda Yasmeen but never gave her any tip for the AEOs. He also denied his presence at Government Christian Girls High School (Kothi School), Haji Pura and meeting with Mrs. Zarina Shahid there. He told that it was not his responsibility to keep an eye on the illegal activities of the POs. He refused to know the ADC (G) and further stated that he did not give any directions to Mrs. Zarina Shahid and Mrs. Farkhanda Yasmeen on behalf of ADC (G). He told after the close of poll, he went to his friend's home at 11:00 PM and he did not know about the missing of 20 POs. He came back to the RO office at 04:00 AM and till then, the POs did not reach there. Even then, he never called the ADC (G) or asked him to send the POs immediately.

245. **Mr. Akbar Ghumman, Deputy District Education Officer (Secondary), Sialkot** told that it was his responsibility to convey the orders of the Competent Authority to the lower tier (**Page No.1839**). He told that he was never asked by the ADC (F) for the withdrawal of election duty by the POs. He admitted the contents of the audio recording. He denied the submission of 17 applications for cancellation of election duty to office of the ADC (F). He stated that he talked to the POs in the capacity of Deputy DEO (S), Sialkot. He denied his meeting with Zulfiqar Ali Virk DSP on 17<sup>th</sup> February, 2021 at the home of Mrs. Farkhanda Yasmeen and added that he never imparted any direction to any AEO / PO. Similarly, he too denied his meetings with AC, Daska as well as Mrs. Zarina Shahid. He was of the view that tracing of 20 missing POs was the responsibility of CEO and the DEO. He further told that he never met the ADC (F) and never reprimanded by him. He also denied his presence at Shahabpura Road at the midnight of 19<sup>th</sup> & 20<sup>th</sup> February, 2021. He told that it was not his duty to make complaint to the CEO about the missing of POs. He said that he did not have any duty in this election. He neither interfered in any election activity nor he did think of it.

**Mr. Muhammad Iqbal Kaloya, Deputy Director (Colleges), Sialkot**

246. He told that the DC was annoyed with him because he could not attend the meeting he called due to his ailment (**Page No.1935**). Meanwhile, Mr. Naeem Ghous, Special Secretary, Higher Education also visited Sialkot and attended meetings with Mr. Zeeshan Javed and Mr. Ali Abbas on 17<sup>th</sup> February, 2021 and took oath from him that his staff will remain impartial. The DC was asking for favour but he was unable to

cooperate with him in his wrong doings. The third person (Mr. Ali Abbas) asked Mr. Naeem Ghous to teach them to become human beings and cooperate with them otherwise they will be transferred far away. He added that Mr. Ghous told him that he wants to get rid of these persons but will not ask anyone to do anything wrong. Mr. Naeem Ghous also addressed 45 POs in a meeting at Government Degree College for Women, Daska wherein he asked them to work on merit. Mr. Kaloya admitted that he called the POs on 18<sup>th</sup> February, 2021 to sensitize them to perform the election duty with responsibility and honesty. He also admitted that it was not his mandate to give such directions to the POs and inform the IO that he never threatened the POs. He further denied taking any money from any quarter for any illegal action pertaining to the bye-election.

247. An officer from District Administration, Sialkot and the other from District Police, Sialkot were issued notices dated 30<sup>th</sup> July, 2021 to appear before the undersigned on 1<sup>st</sup> August, 2021. Both appeared before the IO on due date, time & venue.

**Mr. Farooq Akmal, Ex-Additional Deputy Commissioner (G), Sialkot**

248. He told that duty ADC (G) is to assist the DC in his day to day affairs like Dengue, Polio, Price control and Sahulat Bazar etc. and he had to perform all those tasks **(Page No.1945)**. During the bye election in the constituency he also was asked to do correspondence pertaining to the election matters however, he neither conducted any meeting with the Education Department, Sialkot nor he met with Madam Zarina Shahid though he was familiar with her. Responding to a question he said that neither he was asked by anybody to support any political party in the bye-election nor he attended any meeting through video link on 14<sup>th</sup> February, 2021. He also showed his unawareness regarding the visits of Commissioner, Gujranwala Division and Mr. Ali Abbas, Deputy Secretary to the Chief Minister, Punjab in the constituency. He added that he was present in the DC, office on 19<sup>th</sup> February, 2021 and went back to home after leaving the office and remained present at home at the midnight of 19<sup>th</sup> & 20<sup>th</sup> February, 2021. He came to know about the missing of POs on 20<sup>th</sup> February, 2021 at 09:00 AM to 10:00 AM.

**Mr. Sajid Virk, District Officer, Special Branch, Sialkot**

249. He told that he discharged his duties as per security plan **(Page No.1949)**. He was reserved to disclose any thing pertaining to incidents occurred at night between 19<sup>th</sup> and 20<sup>th</sup> February 2021.

250. An officer from District Police, Sialkot was issued notice dated 30<sup>th</sup> July, 2021 to appear before the undersigned on 2<sup>nd</sup> August, 2021. He appeared before the IO on due date, time & venue.

**Mr. Aftab Ahmad, ASI, PS Sambrial, Sialkot**

251. He told that he was transferred to PS Sambrial one month before the bye-election **(Page No.2097)**. His name was not in the security plan prepared for the conduct of bye-election but Mr. Zulfiqar Ali Virk, DSP, Sambrial asked him to perform his duty on patrolling in sub-sectors and those were just verbal orders. Moharir of PS Sambrial told him that he has been directed to meet the DSP at CIA office, Sialkot. He met him at 08:00 PM to 09:00 PM on 18<sup>th</sup> February, 2021 wherein he directed him to report to PS, Satra in the morning of 19<sup>th</sup> February, 2021. He went there at 09:00 AM and he noticed that so many private vehicles were parked there. He was also given a private white Corolla car with driver for patrolling within the limits of Satra and Pasrur and they completed their designated duties at 03:00 AM to 04:00 AM in the morning of 20<sup>th</sup> February, 2021. On 19<sup>th</sup> February, 2021, when all POs were gathered, they were asked by the DSP to take them away. They stopped at Pasrur Katchery for a long period of time and then they took Pasrur Sialkot Road. There were five to six vehicles in the convoy. One of the vehicle went out of order at Badiana and then finally, they reached Sialkot city. He remained sat in the vehicle and did not enter the building so he did not know what was going on there **(Page No.2337)**. After some time the DSP asked him to escort the POs from Sialkot to Daska along with other Police Personnel in four to five vans and hand them over to Mr. Nauman Ahmad, SI/SHO, Saddar, Daska and Mr. Badar Munir, SI/SHO, Motra at Motra interchange **(Page No.2329)**. He made call to Mr. Nauman Ahmad around at 03:00 AM to 04:00 AM. He reached the Motra interchange with the POs and handed over the POs to Mr. Nauman and Mr. Badar Munir who shifted them to Police

vans and took them to Jaisarwala. On a question about his departure and arrival in the “Roznamcha”, he told that Mr. Ali Zulqarnain, Moharir, PS Sambrial told him about his bye-election duties with Mr. Akhtar Hussain, SI, PS Sambrial through verbal orders of the DSP but he did not make any entry.

252. Eleven (11) officers / POs from Education Department, Sialkot were issued notices dated 5<sup>th</sup> August, 2021 to appear before the undersigned on 7<sup>th</sup> August, 2021.

253. All except Mr. Hamza Qamar, SAPO appeared before the IO on due date, time & venue. Crux of their statements (**Page No.1717**) is as under:

- i. All of them admitted that Mr. Qamar Zaman Ch., Deputy District Education Officer (Male), Daska made them calls regarding election matters but almost all of them denied the recognition of mobile No. 0318-7287117 being the number of Mr. Qamar Zaman Ch. and anybody else as it was not saved with them in their mobiles;
- ii. All POs said that they could not remember that what type of conversation they had on aforesaid number and in which context though they attended it more than once; and
- iii. Those who were in contact with irrelevant Police Personnel could not satisfy the IO regarding their conversation with them.

254. Mr. Hamza Qamar, SAPO appeared before the IO on 9<sup>th</sup> August, 2021 and told that he performed his election duty as SAPO (**Page No.1739**). He further told that one Mr. Rashid from office of the DEC, Sialkot made him call and informed him about his bye-election duty as SAPO. He was again informed that his election duty has been eliminated but he once again was asked to perform his election duty. He informed him that he works in Lahore Sialkot Motorway, a project of FWO. He also took his training in the office of DEC Sialkot. Mr. Rashid was telephonically asked for the verification of his appointment as SAPO though being in a private organization. Mr. Rashid replied that his name came against some correction and his father Mr. Qamar Zaman, Deputy District Education Officer (Male), Daska / ARO engaged him as an election official because he was the in-charge of the Daska. The official admitted that his father is serving in Education Department, Sialkot as Deputy District Education Officer (Male), Daska but he did not engage him for the election duty. He refused to recognize mobile number 0318-7287117. A picture was shown to him and he recognized him as Peon in Education

Department, Sialkot. He did not receive any call from his father on the poll day as his mobile was switched off. He recognized his two different signatures on two Forms-45 respectively prepared on 19<sup>th</sup> February & 10<sup>th</sup> April, 2021.

**Muhammad Mushtaq, Naib Qasid, office of the Deputy District Education Officer (Male), Daska**

255. Muhammad Mushtaq, Naib Qasid, office of the Deputy District Education Officer (Male), Daska was called by the IO to appear before him on 10<sup>th</sup> August, 2021.

256. He appeared on due date, time and venue and recorded his statement **(Page No.1925)** wherein he told that he has been serving with Mr. Qamar Zaman Ch. for the last two years. He revealed that four to five mobile phone SIMs in his name, one of which was used by the Qamar Zaman Ch. He unveiled that following SIMs issued in his name with other detail:

<b>Sr. No.</b>	<b>Number of SIM</b>	<b>Used By</b>
<b>1</b>	<b>2</b>	<b>3</b>
1	0302-6602731	Self
2	0302-6179526	Wife
3	0341-8070197	Sister
4	0302-4783697	Friend's father
<b>5</b>	<b>0318-7287117</b>	<b>Qamar Zaman Ch.</b>

He told that SIM at Sr.No.5 was obtained four to five months ago. He started telling that Mr. Qamar Zaman Ch. first made a call to Muhammad Saleem, his colleague and asked him to arrange a fresh SIM for him in his name. Muhammad Saleem told him that there are already five SIMs registered in his name so he could not help him out. Mr. Qamar Zaman Ch. then made him call and asked him to come at a mobile shop situated near to their office. After affixing the thumb impression, the system told that there are five SIMs registered in his name so sixth one cannot be issued. They went away from there. After a while, Mr. Qamar Zaman Ch. came on his motor cycle and took him to another mobile shop situated near Lari Adda. He blocked SIM No. 0302-4783657 from his name and managed SIM No. 0318-7287117 against it. Mr. Qamar Zaman Ch. kept that with him without his consent. After few days he requested that from him for his daughters but he



refused and said that within few days he will return it to him. He further told his boss that SIM is registered in his name and any unlawful use will create problem for him but Mr. Qamar Zaman Ch. told that he knows that it will not create any problem. He confessed that neither he used that SIM through his mobile nor he knew the purpose for which that the same was used by Mr. Qamar Zaman Ch. and that Mr. Qamar Zaman Ch, will be in better position to explain that for what purpose the SIM in his name was used by him. The SIM is still in his custody because still he did not return it to him. He told that as he is poor and illiterate man so Mr. Qamar Zaman Ch. took that SIM from him by keeping him under pressure and he is not responsible for that. Mr. Qamar Zaman Ch. is his immediate boss so he could not refuse him because he has to serve there.

### **Report from Intelligence Bureau**

257. The Director General, Intelligence Bureau was asked to furnish detailed report based on facts communicated to him from his respective field office covering the following aspects related to pre-poll, poll day and post poll day activities:

- i. What was the overall law & order situation on pre-poll, poll day & post poll day and who was actually responsible for its deterioration?;
- ii. What were those factors which compelled the District Police to refrain themselves from maintaining expected law & order situation in the requisite manner within the constituency?;
- iii. How the District Education Department was managing its staff in the manner other than they were directed and instructed by the Election Commission of Pakistan?;
- iv. Why 20 Presiding Officers did reach office of the Returning Officer in small hours of 20<sup>th</sup> February, 2021 and submitted their results too late?;
- v. Was it really the fog which made the results got late or there were some other factors which made the Presiding Officers bound to be late?;
- vi. Was there any involvement of money in turning over the results or election process by any corner?; and
- vii. Upto what extent the politicians were responsible in creating such havoc?

258. Office of the Joint Director General, Punjab, Intelligence Bureau, Punjab Provincial Headquarter furnished requisite information (**Page No.2847**), crux of which is as under:

- Isolated incidents of violence and aerial firing did occur on the poll day at different areas of the constituency. Pillion riders firing aerial shorts in Daska City were also observed;
- The local police seemed to be more concerned with conducting polling activity without any major incident of violence;
- There was also lack of effective coordination between district police, district administration and election commission officers as well as Presiding Officers and the staff deployed on election duties;
- The response of the district police and administration was lackluster, too little and too late;
- The staff of District Education Department deployed on election duty were being managed by ECP and District Administration;
- The Presiding Officers left their polling stations latest by 2045 hours on the poll day;
- The Presiding Officers should have reached the conference room within one and a half hour if there were no fog or any other hindrance. Even if element of fog is accounted for, the Presiding Officers should have reached latest by midnight. Overnight delay in reaching the Election Hall/DRO office is not justified under given circumstances;
- The district Police and administration failed to provide foolproof security and logistic support to ensure safe and timely travel from polling station to RO office;
- The administration was unable to timely arrest the culprits causing violence and unrest; and
- Administration also stood helpless in managing the charged agitators.

#### **Report from Special Branch**

259. The Additional Inspector General of Police, Special Branch, Lahore was requested to furnish certified copies of daily situation report pertaining to said bye-election w.e.f 15<sup>th</sup> to 20<sup>th</sup> February, 2021.

260. The requisite information was furnished by the quarters concerned (**Page No.2855**), crux of which is as under:

- The polling was stopped mostly at different polling stations of Police Station City Daska and some at police stations, Saddar Daska, Motra, Bambanwala and Qila Kalar Wala as a result of scuffle between workers of different political parties, aerial or targeted firing and armed clashes resulting in severe injuries and murder of two persons.

### **Report from Elite Police Force**

261. The Deputy Inspector General of Police (Elite Police Force), Punjab was requested to furnish certified copies of daily situation report pertaining to said bye-election w.e.f 15<sup>th</sup> to 20<sup>th</sup> February, 2021.

262. The incharge District Elite Group, Sialkot in his report **(Page No.2887)** stated that five teams of Special Elite Group alongwith vehicles were deputed for the special duty pertaining to the bye-election NA-75 Sialkot-IV.

### **Transportation Plan**

263. According to the instructions issued by the ECP, 272 vehicles (Toyota Hiace) were engaged in the polling process where primarily, each polling station was allotted separate vehicle or where required, two polling stations were clubbed for a single vehicle. The vehicles had to pick the POs alongwith election material from office of the RO at Jaisarwala and drop them at their respective polling stations accordingly. At end of the polling process, when it was supposed that those vehicles would bring the POs and security personnel alongwith all election related material back to the RO office but most of the vehicles allotted to 20 questioned polling stations didn't arrive at office of the RO. They were either permitted or forced to leave the polling stations without polling staff and polling material. It too couldn't be determined whether the staff of those vehicles was replaced with that of other vehicles or their assigned duties were so manhandled that neither the POs nor the election material could be picked/carried by them according to the transportation plan. Among 272 vehicles, 19 vehicles were assigned for the 20 polling stations, a very few vehicles reached the RO office on that night and surprisingly without

POs and polling bags but just with non-sensitive election material (ballot boxes and screened off compartments). There seemed no mechanism in place to ensure the safe departure and arrival of all vehicles to and from their destined places even when the infuriating issue of missing of 20 POs was surfaced after the mid-night of 19<sup>th</sup> and 20<sup>th</sup> February, 2021. A grave concern on the pretext of deteriorated law and order situation in the constituency arose when the POs were revealed to be transported to the places other than the actual one. After analysis of the situation it has been revealed that the Police purposely adopted an alternative transportation plan after the close of poll for the transportation of POs and sensitive election material for the reasons best known to them.

### **Security Plan**

264. Though Article-220 of the Constitution of the Islamic Republic of Pakistan, 1973 empowers the ECP to take a deified duty of assistance from all the executive authorities in the Federation and in the Provinces while Section 5 of the Elections Act-2017 endorses it as well and makes the Federal and Provincial Governments law-bound to make available the necessary staff as and when required by the ECP but there rests a substantial duty with the Police to assist the Organization in maintaining the law and order situation intact. The Police ultimately had a primary role before, during and after the poll but in the subject bye-election, considerable administrative flaws compelled to question the capacity and credibility of the Police department.

265. Firstly, despite the premeditated announcement of the bye-election schedule and consistent communication with the Police Authority, no effective security plan altogether was devised by the District Police Officer, Sialkot. Provision of pickets to obstruct the free-escape of the culprits was never ensured whereas accessibility of vantage points was badly felt during the aerial firing incidents in Daska city. It is pertinent to mention here that Daska city was divided into four circles and each DSP/SDPO was made in-charge of each circle. Mr. Ramzan Kamboh was made overall in-charge of Daska circle. However, polling stations of PS Daska city were divided into further three sub-zones and each sub-zone was given to separate DSPs / SDPOs for maintaining better law & order there. Besides, patrolling duty was poorly handled by SHO, Daska city

who was also sub-sector incharge where the worse incidents of aerial firing occurred and disputes between the opposition parties were reported. As per Police Wireless Station PS, City Daska, it reveals that first incident of firing was reported at 12:40 PM at new Ketchary, old Daska. After that, different incidents of aerial firing were reported on 19<sup>th</sup> February, 2021 as under:

<b>Sr. No.</b>	<b>Time</b>	<b>Place</b>	<b>By</b>
<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>
i	12:41 PM	Awami Road, Daska	In person on motor cycle
ii	12:44 PM	New Ketchary, Daska	Six persons on three motor cycles, aerial firing, going towards Awami Road
iii	02:10 PM	Kaloyan Morr	In person
iv	02:20 PM	Govindky	In person
v	02:30 PM	Stadium Road, Daska	In person
vi	03:05 PM	Jinnah Boys School, Daska	In person
vii	03:16 PM	Mission Compound, Daska	In person on motor cycle
viii	03:20 PM	Near Masjid Noor, Daska	Aerial firing
ix	03:50 PM	College Chowk, Daska	Aerial firing
x	04:26 PM	Near Jamaia Masjid Al-Jannat	Aerial firing

Consequently, Presiding Officers were compelled by the police to stop the poll in the name of untoward law & order situation which was an illegal act on their part.

266. Secondly, Mr. Zulfiqar Ali Virk was earlier posted as SDPO, Daska and later on, compulsively removed under the directions of the ECP, Islamabad as he was reported of influencing the bye-election process. The said officer was then bestowed with the supervisory duty of Police Station, Satra with 81 Polling stations and Police Station Saddar Daska with 93 Polling stations under whose jurisdiction POs were missing after the close of poll.

267. Thirdly, Mr. Mazhar Farid, DSP (Traffic), Sailkot was made in-charge of the Pasrur circle including Polling stations Qila Kalar wala and Saddar Pasrur respectively who was unaware of the dynamics of law & order in the area and was totally on the mercy

of SHOs. It is crystal clear that Police authority in the said constituency failed to devise an effective security plan as it was not even finalized until the late evening of 17<sup>th</sup> February, 2021 i.e. one day before the departure of polling staff and election material which resultantly ended in raising serious security concerns about the lives of polling staff and protection of polling material even under Police's wings. Such mala fide act on part of the Police also gave less time to the DRO, RO and ECP functionaries to point out flaws in the said plan.

## **Facts and Findings**

268. It has been transpired from available official record obtained from PTA, Islamabad, Intelligence Bureau, Islamabad, District Police, Sialkot, Elite Police Force, written statements and supplementary question and answer sessions of the POs, SAPOs, Naib Qasids, Drivers and Police Personnel etc. that the said bye-election was not held in fair, free and transparent manner. The election officials and other Government functionaries did not play their designated role in the requisite manner but they were found puppets in the hands of their unlawful masters. Role of each character will be defined as under in light of the available documentary evidences in order to ascertain his contribution towards the failure of said bye-election.

## **EDUCATION DEPARTMENT**

### **Mr. Maqbool Ahmad Shakir, CEO (Education) / DEA, Sialkot**

269. He kept himself aloof of the election duty considering that he will not be responsible for anything but in fact being head of the department, he was responsible for the acts of his subordinates and that duty, he could not perform in a desired manner.

### **Mr. Akbar Ghumman, Deputy District Education Officer (Secondary), Sialkot**

270. He totally denied the following:

- i. That he called the POs to meet him;
- ii. That sending of 17 applications for the cancellation of their election duty to office of the ADC (F);

- iii. That cancellation of election duties by the POs;
- iv. That going to the home of Mrs. Farkhanda Yasmeen at Rehman Town, Sambrial on 17<sup>th</sup> February, 2021;
- v. That he met Mrs. Zarina Shahid in her office; and
- vi. That he called 17 POs in Government Comprehensive High School for Boys, Sialkot.

271. He recognized his voice in an audio recording wherein he was talking to Mr. Bilal, PO and they both were talking about the cancellation of his duty being PO. He was declaring AC and DC as authority for the cancellation of any election duty but in fact he was misguiding the POs.

272. In another audio recording, Mr. Bilal, PO was found talking to Mr. Muhammad Khalil, District Election Commissioner (DEC), Sialkot wherein he was seeking clarification regarding the cancellation of their election duties but in response, the DEC made him clear that there is no possibility of cancellation of the election duty at this belated stage so instead of struggling for the cancellation, they must perform their duty. After the close of conversation, it is clearly heard that a friend of Mr. Bilal is talking of Rs. 5000/-, TCS against the cancellation of any election duty. It can be supposed that election duties were being cancelled against some money by the notorious persons who by such illegal actions want to plant their desired persons for achieving their ulterior motives.

**Mr. Qamar Zaman Ch, Deputy District Education Officer (Male), Daska**

273. All his activities during the election process were suspicious although he denied the use of number 0318-7287117 yet he made extensive calls from this number on the poll day to POs for taking information regarding the voting pattern and was also talking to the politicians at the same time to update them **(Page Nos....)**.

274. In an audio recording, he is found of using filthy language which shows his concerns about the inquiry proceedings.

**Mr. Muhammad Iqbal Kaloya, Deputy Director (Colleges), Sialkot**

275. He was involved in attending meetings at AC House, Daska which were meant for manipulating the election process in which Mr. Ali Abbas, Mr. Zeeshan Javed, Mr. Asif Hussain, Dr. Firdous Ashiq Awan, Mr. Muhammad Awais and some other persons were present. He illegally summoned the POs in office of Mr. Nawaz Cheema, Principal, Government Degree College for Boys, Daska to pass on the following directions:

- i. Slow down the voting process;
- ii. it should not increase more than 25% in Daska city area;
- iii. Don't interfere in the doings of district administration and police and whatever they want to do, let them do;
- iv. Close the polling station at 04:30 PM with the help of Police;
- v. Cooperate with the District Administration; and
- vi. Return to the RO office as early as possible.

Moreover, the visit of Mr. Naeem Ghous, Special Secretary, Higher Education Department and addressing 45 POs is by no means justifiable act as no one can address the POs or give them instructions on part of ECP regarding the process of faire, free and transparent election.

**Mrs. Zarina Shahid, Principal, Government Christian Girls High School (Kothi School), Haji Pura**

276. Though she denied her presence on the poll day at different suspicious places yet her CDR data showed that she was present at Pasrur (**Page No.2318-A**) and she could not justify her presence around that as neither she was the voter of that area nor she was assigned any duty by the Election Commission to go to Gatalian or Esa Colony. Moreover, she was also present at suspicious location near Zohra Hospital late at night despite the fact that she claimed that she is the patient of high blood pressure and sugar and normally goes to bed early. Her presence at that location shows her mala fide intentions and involvement in subversive activities illegal activities occurred that night.



**Mrs. Farkhanda Yasmeen, Deputy District Education Officer (Female), Daska**

277. Although she flatly denied her involvement in subversive activities including convening of illegal meeting at her home yet Mr. Amjad Ali Mahar, AEO, Mr. Muhammad Farooq, AEO, Mr. Furqan Sanaullah, AEO, Mr. Bilal Hussain, AEO, Mr. Abdul Sami, AEO, Mr. Shahid Mehmood, AEO, Mr. Muhammad Aamir, AEO, Mrs. Samra Tehseen, AEO, Miss Eram Shafeeq, AEO and Miss Saba, AEO in their independent statements stated that they all were called through Mr. Amjad Ali Mahar to attend the meeting at her home. She never accepted it but the statements of all AEOs / POs and CDR of her two some unexpected receivers (Mr. Mudassir Yaqoob, SI and Mr. Yaseen Sarfaraz, ASI) are evident of the fact that she went beyond her limits and reasonably remained involved in illegal practices. She stated before the IO that she does not know Mr. Yaseen Virk, however, the CDR proves that she was in contact with unwanted Police Personnel and she made 5 calls to Mr. Mudassir Yaqoob and 3 calls to Mr. Yaseen Sarfaraz. She is also found available at two suspicious locations where the results were allegedly tampered. She told the IO that Mr. Hamid called him late at night to come to Sialkot to prepare report regarding missing POs but on the other hand, the CEO who was the head of Education Department in his statement told that he was entirely unaware of missing of 20 POs and he further stated that he was not considered worthy enough to be taken on board with reference to the missing of 20 POs. Her presence there at midnight of 19<sup>th</sup> & 20<sup>th</sup> February, 2021 **(Page No.2318-B)** is a big question mark and she could not satisfy the IO on it. She denied all though shown in hard & soft form by the IO. It is also very much surprising that a Grade 18 officer went to Sialkot from Sambrial on merely a call of a clerical staff without confirming the gravity of situation or bringing the matter in knowledge of the CEO which shows her mala fide intentions and gives strength to the apprehensions that she already knew that what was going on there because she was present there before the RO came to know about the missing of 20 POs. Moreover, instead of going to the CEO office for preparing the requisite report, she went to the suspicious place to put her due share by managing the results as narrated by Miss Saba Maryam in her statement.

**Mr. Hamid Raza Bajwa, PA to CEO (Education), Sialkot**

278. He said that he was making calls to different officers of Education Department regarding availability of all necessary facilities at the polling station. He time and again talked to Madam Zarina regarding an inquiry proceeding of his friend. He talked to Madam Farkhanda on 17<sup>th</sup> February, 2021 and denied his location at Esa Colony, Pasrur on the same date. He also talked to Mr. Asif Hussain regarding the maintenance of polling stations and denied attending any meeting at the home of Madam Farkhanda Yasmeen.

279. His role in the whole episode remained extremely active and suspicious. He is found in contact with each and every undesired person day & night for the reasons best known to him. He deliberately did not answer some very clear cut questions.

**Mr. Akhtar Mehmood, Mr. Ansar Mehmood, Mr. Muhammad Kafeel Anjum, Mr. Abdul Aziz Shahid, Mr. Mubasshar Aleem, Mr. Muhammad Bilal, Mr. Baqir Hussain Shah, Mr. Faisal Iqbal, Mr. Zain-ul-Hassan, Mr. Muhammad Asif Shafi, Mr. Muhammad Akram Ashraf, Mr. Jafar Hussain, Mr. Naveed Yousaf, Mr. Zubair Hussain, Mrs. Saira Mehmood, Miss. Binash Iqbal and Mrs. Shabana Naz, the Presiding Officers**

280. The statements of all of the above persons recorded before the IO about the submission of their applications for the cancellation of their election duties on medical grounds with the RO through TCS were not satisfactory as they could not give any cogent reason for their act and all deliberately tried to conceal the identity of the mastermind behind the cancellation of their election duties at the eleventh hour. They all strained their level best to deceive the IO by telling concocted stories. Most of them were shifting the responsibilities regarding TCS of their applications on the shoulders of their respective Principals or Headmasters.

281. They never made it clear to the IO that who was behind the plot, first for the collection of their applications and then their submission to the RO office from three different TCS centers at Sialkot. Why Mr. Muhammad Bilal, in an audio recording, is talking to Mr. Akbar Ghumman regarding the cancellation of their election duties, though

he was not a relevant authority. Mrs. Shabana Naz tried to deceive the IO and had wilfully told lie before the IO so as to distract the inquiry proceedings. Her such conduct was by all means falls under the misconduct and prejudice to good order of service so disciplinary proceedings should be against her for not cooperating with the IO and cheating with him.

282. Mrs. Aneesa Rani, Principal, Government Girls High School, Jamke Cheema, Daska, Sialkot was taken by surprise when she came to know that the application she recommended had reached the RO office through TCS. She informed that she gave the application for exemption of election duty to her Clerk for its further submission to the CEO office and she does not know that how did it reach the TCS office; and Mr. Zafar Masih Gill and Mr. Sajid Ali Gondal, the Principals in their statements stated that they after recommending the applications returned them to the applicants and they did not know that what did happen with them afterwards. They further told that the allegations levelled against them by the applicants are baseless and they were not involved in TCS of their applications.

**Mr. Furgan Sanaullah, Mr. Amjad Ali Mahar, Mr. Muhammad Farooq, Mr. Bilal Hussain, Mrs. Samra Tehseen, Mr. Shahid Mehmood, Mr. Muhammad Aamir and Mr. Abdul Sami, the Assistant Education Officers, Daska**

283. They all in their written statements confessed that they were called by Madam Farkhanda Yasmeen, Deputy District Education Officer (Female), Daska at her home for a meeting wherein Mr. Asif Hussain, AC, Daska and Mr. Zulfiqar Ali Virk, DSP, Sambrial, Mrs. Afshan Zareen, Principal and Mr. Hamid Raza were also present. AC, Daska and DSP, Sambrial told them different methods of manipulating the election process and imparted them the following instructions:

- i. Support the Government;
- ii. Allow the voters to cast votes on the photocopy of NIC;
- iii. If they receive call from Madam Farkhanda or Mr. Hamid, they will have to following their directions;
- iv. If both above ask them to stop polling, they will have to stop it; and
- v. They will not have to worry if there are incidents of firing because their safety is their first priority.

284. Mr. Amjad Ali Mahar, Mr. Muhammad Farooq, Mr. Aamir Javed and Mr. Abdul Sami, the AEOs told that they were abducted by some unknown Police Personnel and taken to some suspicious place where they were asked to change the results. Some were changed and some were not due to reason that the WhatsApp of those were already sent to the RO office.

**Mr. Umar Farooq Dogar, Mr. Atif Shaheen, Mr. Muhammad Yousaf, Mr. Adil Munir, Mr. Asghar Ali, Hafiz Muhammad Anwar Shahid, Mr. Waris Mehmood, Mr. Muhammad Rizwan Butt, Mr. Nasir Mahmood Ahmad and Miss Eram Shafeeq, the missing Presiding Officers.**

285. 11 above POs blanketed the hard realities at the first session when they were given a comprehensive questionnaire consisted of 31 questions and also tried to deviate the attention of the IO in the question-answer session by giving sweeping statements. In most of the cases, their replies of questionnaire were altogether different to the question-answer sessions. They gave managed statements. Most of them were shown their locations other than the desired one but they surprisingly denied to be there. All of them held the fog, poor weather and security the main reasons for their being late. None of them let the RO and their Education Department know about the truth that what did actually happen with them after the close of poll till their arrival at the RO office at Jaisarwala.

286. The replies of aforesaid POs were found quite contradictory to the authentic information and data available with the IO. Some of them tried to speak the truth during the question-answer session but most of them remained stubborn and tried their level best to spoil the precious time of the inquiry proceedings and cheat the IO by giving fabricated statements. They were telling concocted stories about their late arrival at the RO office which by no means were acceptable.

287. Mr. Waris Mehmood, Mr. Muhammad Rizwan Butt, Mr. Nasir Mahmood Ahmad were constantly switching over from their statements and deliberately lingering the inquiry proceedings long. They all were seriously observed in the state of denial of facts and even documentary evidences which were going against them so far as their illegal and delayed conduct of reaching the RO office in the early hours of 20<sup>th</sup> February,

2021 was concerned. They all at their turns denied that it was not mandatory to get the signatures of the polling agents on the Forms-45 & 46 but when they were shown the handbook meant for the PO with relevant page where it was written mandatory for the PO then they told that they were not taught by the trainer to do like that. In short, they tried their level best to conceal the facts and distract the inquiry proceedings.

288. The circumstantial evidences, written statements of some POs, SAPOs, most of the drivers, very few of the Police Personnel and CDR data from PTA clearly prove that aforesaid POs under some planned scheme left their respective polling stations in private vehicles and reached Sialkot by staying first at PS Qila Kalar Wala / PS Satra, office of the DSP, Pasrur and Mundeke etc. around after nearly 08:30 PM. They remained at some unknown building situated at Shahabpura / Ugoke Road near Zohra Hospital for more than seven hours and after that they were transported in the Police security to office of the RO at Jaisarwala. Before reaching their destination, all the POs were shifted in Police vans from Toyota Hiace and finally they reached the RO office.

289. None of aforesaid POs tell the actual story to the RO or any other officer of the Education Department so that they might come to know that what were the actual reasons behind being too late and they may assess the actual situation and could have taken the right decisions but as all the POs were managed, either bribed or under some pressure so they did not bother to speak the truth before any lawful authority. It was their mala fide which earned a bad name for the whole election process.

**Mr. Shah Jehan, Mr. Shahid Imran, Mr. Salman Khalid, Hafiz Mushataq Ahmad and Mr. Samsoon Masih, the missing Presiding Officers.**

290. Aforementioned POs, gave factitious statements at the first instant in response to the questionnaire and portrayed them as neat and clean personalities but when they were shown their CDR data and geo coordinate mapping, they admitted the truth and narrated the actual story to the IO. However, taking into consideration the statements of the above POs, SAPOs, Drivers etc, it can be said that they were already managed before the day of poll. They acted in accordance with planned script and none of them deviated from it either for their personal gain or another reason. They too did not

unearth facts to the RO or any other person that what did actually happen with them after the close of poll till their arrival at the RO office. Concealing of the truth being election officials is perhaps their mala fide and a criminal act on their part which needed to be dealt by the Authority in accordance with the Law.

**Mr. Muhammad Wakeel, Mr. Muhammad Anwar, Mr. Abdul Waheed and Mr. Muhammad Haqiq ur Rahman, the missing Presiding Officers.**

291. However, aforesaid 3 POs except Mr. Muhammad Haqiq ur Rahman, sent their results through WhatsApp to office of the RO in the evening of 19<sup>th</sup> February, 2021 but even then they willingly or half-heartedly were taken by the unauthorized Police Personnel to the suspicious location at Sialkot. They were manhandled either on the way or at the building. Finally, they reached the RO office in the small hours of 20<sup>th</sup> February, 2021. An alarming question arises here that what were those factors which compelled them not to tell anything to the RO that what did actually happen with them. Concealing of facts from the RO and concerned Education Authorities is not only an omission but also commission so it cannot be presumed that they were altogether pious. Keeping in view their misconduct, it is thought that they were sailing in the same boat as were others so treatment with them should not be discriminatory.

**Miss Saba Maryam, the missing Presiding Officer**

292. The statement of aforesaid PO consisted of 12 pages unearthed the hidden facts and substantiated the apprehensions regarding the manipulation of bye-election process. So many unexpected characters came on surface who were not supposed to do that which actually was not expecting them in reality.

293. Though she being female remained bold enough to put each and every thing on paper and assisted the IO in the befitting manner but at the same time, she concealed all this from the RO and her seniors. Her statement definitely remained helpful in determining the doubts being harsh realities. Her statement opened different windows to the IO and if those remained shut then it would be little bit time taking to dig out the facts in its original shape.

## **Overall Role of Presiding Officers**

294. Presiding Officer has a crucial disposition in terms of electioneering. In the subject bye-elections however, the part of POs is found quite oxymoronic as if a constant observatory force drove or goaded them. The statements given by the 20 POs who were forcefully taken to some unknown places invoked the point that the accusations were negated and facts were being concealed by the POs. Although, they confined themselves to a blame-shifting game, holding Police responsible for all nuisance yet their statements can never justify their negligence or maladministration altogether. In fact, their manipulated replies in the investigation of they being taken to unknown places and any interaction or forceful approach by someone further aired the suspicion that they were vindicated or backed up by someone. Ultimately, statements of SAPOs were sought that supported the suspicion as well. Statement of SAPOs exposed that one PO willingly took the Tamper Evident Bag with him in a shopping bag. Besides, there were a very few Presiding Officers who managed to send the result of their respective Polling stations through WhatsApp or submitted their original results, credibility of which would be ascertained in the regular inquiry by opening their polling bags as whether those polling bags were tampered or not.

295. Among the above said 20 POs, two female POs were also included. One of those two female POs somehow managed to submit original result of the polling however, about the other female PO, an embarrassing and ridiculous fact was disclosed that she was mistreated severely at the suspicious place while she also recorded each and every fact in her written statement submitted to the Inquiry Officer.

296. During the Inquiry proceedings, it is also revealed that Deputy District Education Officer (Female), Daska managed a meeting of her subordinate Assistant Education Officers (AEOs) / POs with Mr. Asif Hussain, Assistant Commissioner, Daska and Mr. Zulfiqar Virk, DSP Sambrial at her home wherein the participants were instructed to favour the government in the said bye-elections, allow the voters to cast their votes on copies of NIC, act upon the guidelines received from DDEO (F), Daska during polling and not to bother about the law and order situation if turned untoward.

297. These disclosed facts convincingly take us to the point that mishap in the bye-election not just involves the negligence or maladministration of the POs. It was a preplanned scam which could not be possible without the reinforcement from their controlling departments while they also paved the path for other persons' involvement in this wicked game.

298. During the inquiry proceedings, the requests made by 17 POs for exemption from bye-election duty were scrutinized and it was surprisingly revealed that handwriting on all TCS envelopes was same that created further doubts. Consequently, data was sought from TCS which confirmed that shipment was made on the same day from 3 different TCS centers in Sialkot city meant thereby, that those requests were managed by someone sitting in Sialkot who deliberately acted to hamper the bye-election process and managed to induct his/their own blue eyed ones.

299. In order to investigate the matter, these 17 POs were called in person but they could not provide satisfactory answers to the Inquiry Officer upon which the In-charge/ Principals who attested their applications were called for investigation who too gave unconvincing and entirely illogical replies.

300. In light of the afore described facts, it can be conclusively determined that activities of POs were suspicious, they became puppets in the hands of their controlling Authority and even the replies submitted by them in response to the allegations of this maligned act, were completely stereotyped and deceptive. Hence, the role of Presiding Officers carries an obvious proportion in the whole conspiracy that termed the bye-election a dead duck.



## **POLICE DEPARTMENT**

**Mr. Muhammad Iqbal Khan, Inspector / SHO, Mr. Muhammad Riaz, Inspector / SHO, Rana Asif Nadeem, Inspector / SHO, Mr. Nauman Ahmad, SI/ SHO, Mr. Muhammad Yousaf, SI/ SHO and Mr. Muhammad Ali, SI/ SHO.**

301. The statements of the POs, SAPOs, Naib Qasids, drivers and Police Personnel revealed that the SHOs concerned being sector and sub-sector in-charges did not perform their duties in the requisite manner. They played their due role in manipulating the whole bye-election process. They did not properly attend the Police Personnel deputed within the jurisdiction of their respective police stations so far as their boarding / lodging and meal was concerned though it was their duty according to the security plan. On the poll day, they kept on moving within their jurisdiction and often entered the premises of the polling stations, met the polling staff though it was not their ambit and they committed the breach of their designated duty. Their official vehicles remained involved transporting or escorting some of missing POs to some undesired places from where they in a form of convoy went to office of the DSP, Pasrur and then to Sialkot. Instead of taking care of polling staff and arranging their safe transport to office of the RO in time, they kept their eyes close and became the part of illegal transportation of POs to some suspicious place at Sialkot or elsewhere. All of them did not comply with the directions contained in the security plan regarding safe transportation of polling staff and material to and from the RO office in letter & spirit. They did not respond to the Police wireless calls of DSP, Daska wherein they all were directed for the safe and immediate transportation of each and every PO from their respective jurisdiction. When they were asked about the whereabouts of missing POs, they told that they are on the way and will reach the RO office soon. During the proceedings all of the above police officers denied the fact that they have received any direction or call from any quarter for the safe and timely transportation of polling staff to RO Office however, the wireless log data and CDR tell different story. The DSP Daska was constantly in touch with them and he called every incharge from his mobile, landline and also directed them through wireless calls but they paid no heed to his calls as narrated by Mr. Ramzan Kamboh. After the close of poll, either they went to their Police Stations or their homes for rest and they were least interested about the missing of 20 POs from their jurisdiction.

Above 6 Police Officers did not unearth the facts during inquiry proceedings and tried to diverge the inquiry proceedings in the manner they were asked to. They portrayed themselves neat and clean. Their claim that they all honestly fulfilled their due responsibilities and safely transported their respective POs from their jurisdiction for the RO office and did not know that what did happen with them afterwards is far away from reality. They deliberately avoided to follow their designated duties and stepped in to undesirable activities.

**Mr. Tahir Sajjad, SI / SHO, Mr. Yaseen Sarfaraz, ASI and Mr. Ghulam Haider, ASI**

302. The Police Personnel deputed at Polling station Nos. 9, 11 & 22 categorically stated that Mr. Tahir Sajjad in the name of special security and bad weather took the POs from them and in case of non-compliance of orders by the senior officers, he threatened them of dire consequences. He was their senior so they were helpless and followed his directions. During investigation session, he very rudely said that he left his area for which he was made Sector in-charge at 05:30 PM on his own accord and reached PS, Rangpura around at 09:00 PM. It is pertinent to mention here that according to an entry at Sr. No 20 of Police Monitoring System (Roznamcha), PS Rangpura, Mr. Tahir Sajjad reached the Police Station at 2:30 AM on 20<sup>th</sup> February, 2021 **(Page No.2599)** after completion of his election duties which meant that he was deliberately misreporting before the IO about his leaving duty station and arrival at his Police Station. Moreover, the movement record plotted on the on map **(Page No.2327)** shows that he took the same route as that of POs and reached the same suspicious place. In fact, he was present with in the vicinity of Zohra Hospital's tower the suspected place where all the doubtful activities took place **(Page No.2327)**.

303. As per statements of the Police Personnel deputed at Polling station Nos. 6, 7, 9, 11, 22 & 23 situated within the limits of PS Qila Kalar Wala, Mr. Yaseen Sarfaraz, ASI came within the premises of the Polling stations, met the POs and Police Personnel and told them that after the close of poll Mr. Tahir Sajjad will come and take the PO with him due to untoward law & order situation. During further investigation, it was disclosed that Police Personnel deputed at Polling station No. 24 situated within the limits of PS Saddar, Pasrur told that Mr. Yaseen Sarfaraz also came within the limits of their

Polling station with Mr. Iqbal Khan, SHO and Mr. Siddique Salik, ASI / CIA talked to the PO (**Page No.2333**). After the close of poll, he took the PO with him in the name of high security.

### **Police Personnel deputed at Polling Stations**

304. Comprehensive study of security plan, statements of Police Personnel, POs, SAPOs, Naib Qasids and drivers, arguments, pro and contra heard, perusal of other relevant record revealed that the Police Personnel did not perform their designated duties in the requisite manner. Following are some grave omissions and commissions committed by them which resultantly made the said bye-election questionable:

- i. They did not reach the RO office on early morning of 18<sup>th</sup> February, 2021 for accompanying the POs for their respective Polling stations;
- ii. DSP, Daska informed through Wireless that he is present at Jaisarwala and the Sector, Sub-sector in-charges and Police Personnel who have been engaged for election duties did not reach at the RO office and he has been waiting for them at 01:00 PM;
- iii. DSP, Daska through Wireless calls at 01:05 PM directed all Sector and sub-sector in-charges to reach the RO office Jaisarwala immediately. In case of non-compliance, they themselves will be held responsible;
- iv. Log books pertaining to Police Wireless Station / Police Station City, Daska and DWC, Sialkot are evident of the fact that regular calls were made to all concerned Moharirians of all concerned Police Stations for sending the Police Personnel deputed on election duties at office of the RO, Jaisarwala till 01:20 PM;
- v. All Sector in-charges were made bound to dispatch the polling personnel alongwith election material in their safe custody to the Polling stations after taking it from Jaisarwala at 03:00 PM;
- vi. Poor coordination was observed among the DRO, RO, AROs etc. available at the RO office with the designated Police Personnel;
- vii. Most of the POs got late because of their non-availability at the RO office;
- viii. Actual number of Polling Personnel, especially the Senior Police officer did not reach the RO office and in certain cases only the trainee constables took the POs to their respective Polling stations;
- ix. In most of the cases, only 1 or 2 Police Personnel accompanied the POs and rest came to the Polling stations on the early morning of 19<sup>th</sup> February, 2021, the poll day;

- x. This fact is evident from the “Roznamcha” where the arrival of the Police Personnel are quite different from their designated duties **(Page No.2583)**;
- xi. A comparison between the statements given by the Police Personnel and their entries in the “Roznamcha” will endorse the point of view that they were found involved in acts of omission and commission as under:

Sr. No.	Polling station No.	Name of Police Personnel	As per Statements by the Police Personnel			As per Roznamcha of Concerned Police Stations	
			Arrival at RO office on	Departure from Polling Station at & on	Arrival at RO office from Polling Station at & on	Departure for performing Election Duty at & on	Arrival after Completion of Election Duty at & on
1	2	3	4	5	6	7	8
1	2	Zaheer Ahmad C/2064	10:00 AM 18.02.2021	09:30 PM 19.02.2021	01:00 AM 19.02.2021	10:20 AM 18.02.2021	10:00 PM 19.02.2021
2		Muhammad Mushtaq C/399					
3		Qadeer Ahmad C/1512					
4	3	Muhammad Shahid HC/750	08:30 PM 18.02.2021	09:30 PM 19.02.2021	12:30 AM 19.02.2021	10:00 AM 18.02.2021	07:15 AM 20.02.2021
5		Zulfiqar C/864		09:00 PM 19.02.2021			
6	6	Fayyaz Ahmad, ASI	12:30 PM 18.02.2021	09:10 PM 19.02.2021	3 to 4 AM 20.02.2021 & 10:30 to 11:00 PM 19.02.2021	12:40 PM 18.02.2021	03:00 AM 20.02.2021
7		Ghulam Sarwar HC/454			He did not go to the RO office.		
8		Sajid Ali C/1503			3 to 4 AM 20.02.2021 & 10:00 PM 19.02.2021		
9	7	Muhammad Arshad HC/824	18.02.2021	After Esha 19.02.2021	Late at night	-	-
10		Afzal Ahmad C/865					
11		Naeem Ahmad C/2109					
12	8	Tahir Mehmood C/1346	11:00 AM 18.02.2021	09:00 PM 19.02.2021	12:45 AM 20.02.2021	-	-
13		Ashiq Ali C/113	11:00 AM 18.02.2021	09:00 PM 19.02.2021	12:45 AM 20.02.2021	-	-

14	9	Zulfiqar Ali, SI	12:30 PM 18.02.2021	08:15 PM 19.02.2021	He did not go to the RO office.	05:15 PM 18.02.2021	09:30 PM 19.02.2021
15		Imtiaz Ahmad HC/842	12:30 PM 18.02.2021	08:15 PM 19.02.2021	He did not go to the RO office.	05:15 PM 18.02.2021	09:30 PM 19.02.2021
16		Asif Javed C/2151	He did not perform his Election duty due to illness.			05:15 PM 18.02.2021	09:30 PM 19.02.2021
17		Rashid Nawaz C/1042	12:30 PM 18.02.2021	08:15 PM 19.02.2021	He did not go to the RO office.	05:15 PM 18.02.2021	09:30 PM 19.02.2021
18		Asif Nawaz C/1168	12:30 PM 18.02.2021	08:15 PM 19.02.2021		05:15 PM 18.02.2021	09:30 PM 19.02.2021
19	11	Sikandar Hayat, ASI	01:15 PM 18.02.2021	08:00 PM 19.02.2021	They did not go to the RO office.	05:15 PM 18.02.2021	09:30 PM 19.02.2021
20		Muhammad Afzal HC/383	10:20 AM 18.02.2021	08:00 PM 19.02.2021		05:15 PM 18.02.2021	09:30 PM 19.02.2021
21		Ahsan Ullah HC/1966	He did not go to the RO office.	-		05:15 PM 18.02.2021	09:30 PM 19.02.2021
22		Aftab Baqir C/554	01:15 PM 18.02.2021	08:00 PM 19.02.2021		05:15 PM 18.02.2021	09:30 PM 19.02.2021
23		Fakhar Imam C/1574	01:15 PM 18.02.2021	08:00 PM 19.02.2021		05:15 PM 18.02.2021	09:30 PM 19.02.2021
24		Sanam Arshad LC/2154	She did not go to the RO office.	08:00 PM 19.02.2021		-	-
25	22	Muhammad Tahir C/1833	12:00 PM 18.02.2021	08:00 PM 19.02.2021	03:00 AM 20.02.2021	-	-
26		Zia Ullah C/1624				-	-
27		Tanveer ul Hassan C/1043			02:30 AM 20.02.2021	-	-
28	23	Ahad Nazeer C/1051	01:00 PM 18.02.2021	09:00 PM 19.02.2021 & 07:30 PM 19.02.2021	02:00 AM 20.02.2021 & 2:30 to 3:00 AM 20.02.2021	-	-
29		Nadeem Ahmad C/83	01:00 PM 18.02.2021	09:00 PM 19.02.2021	02:00 AM 20.02.2021 & 2:30 AM 20.02.2021	-	-
30	24	Zahid Akbar HC/1150	11:00 AM 18.02.2021	11:30 PM 19.02.2021	01:30 AM 20.02.2021	-	-
31		Samar Abbas C/337				-	-
32		Ahmad Ali C/947	9 to 10 AM 18.02.2021	7 to 8 PM 19.02.2021	He did not go there.	-	-
33	26	Muhammad Arshad C/421	09:00 AM 18.02.2021	10:00 PM 19.02.2021	03:30 AM 20.02.2021	03:00 PM 18.02.2021	06:10 PM 19.02.2021
34		Muhammad Imran C/304	09:00 AM 18.02.2021	10:00 PM 19.02.2021	03:00 AM 20.02.2021	03:00 PM 18.02.2021	06:10 PM 19.02.2021

35	45	Shahzad Ahmad HC/538	08:30 AM 18.02.2021	09:00 PM 19.02.2021	02:00 AM 20.02.2021	09:45 AM 18.02.2021	12:45 AM 20.02.2021
36		Farhan Khalil C/568				09:45 AM 18.02.2021	12:45 AM 20.02.2021
37		Muhammad Talha C/1173				09:45 AM 18.02.2021	12:45 AM 20.02.2021
38	47	Ammar Raza, SI	18.02.2021	8 to 9 PM 19.02.2021	2 to 2:30 AM 20.02.2021	12:45 PM 18.02.2021	11:50 PM 19.02.2021
39		Sajid Mehmood C/246	18.02.2021	10:00 PM 19.02.2021	Late at night 20.02.2021	12:45 PM 18.02.2021	11:50 PM 19.02.2021
40		Ali Mehmood C/468	10:00 PM 18.02.2021	9 to10 PM 19.02.2021		12:45 PM 18.02.2021	11:50 PM 19.02.2021
41	49	Fayyaz Ahmad, ASI	09:00 AM 18.02.2021	09:10 PM 19.02.2021 & 09:30 PM 19.02.2021	01:00 AM 20.02.2021 & 12:30 AM 20.02.2021	12:45 PM 18.02.2021	11:50 PM 19.02.2021
42		Bilal Ghafoor C/1717	09:15 AM 18.02.2021	09:10 PM 19.02.2021	01:00 AM 20.02.2021	12:45 PM 18.02.2021	11:50 PM 19.02.2021
43		Saeed Anwar C/1572	09:15 AM 18.02.2021	09:00 PM 19.02.2021	12:55 AM 20.02.2021	12:45 PM 18.02.2021	11:50 PM 19.02.2021
44	50	Usman Khan, ASI	11:00 AM 18.02.2021	09:00 PM 19.02.2021 & 09:30 PM 19.02.2021	12:00 AM 20.02.2021	05:15 PM 18.02.2021	11:50 PM 19.02.2021
45		Muhammad Arif C/1552	18.02.2021	09:00 PM 19.02.2021	12:00 AM 20.02.2021	12:25 PM 18.02.2021	11:50 PM 19.02.2021
46		Ali Raza C/1425				12:25 PM 18.02.2021	11:50 PM 19.02.2021
47	51	Adnan Yousaf, ASI	01:15 PM 18.02.2021	7:40 to 8 PM 19.02.2021	09:00 PM 19.02.2021 & 09:30 PM 19.02.2021	12:25 PM 18.02.2021	11:50 PM 19.02.2021
48		Muhammad Younas C/1943	01:00 PM 18.02.2021	08:00 PM 19.02.2021		12:25 PM 18.02.2021	11:50 PM 19.02.2021
49		Ahtesham Ali C/1287	18.02.2021			12:25 PM 18.02.2021	11:50 PM 19.02.2021
50	90	Ijaz ul Haq, SI	-	-	-	-	-
51		Waseem Ahmed C/1865	10:30 AM 18.02.2021	11:00 PM 19.02.2021 & 10 to 11 PM 19.02.2021	03:00 AM 20.02.2021 & 2 to 3 AM 20.02.2021	07:10 AM 19.02.2021	09:45 PM 19.02.2021
52		Saif Ullah C/371	08:00 AM 18.02.2021 & 10 to 11 AM 18.02.2021	10:00 PM 19.02.2021	03:00 AM 20.02.2021	07:10 AM 19.02.2021	09:45 PM 19.02.2021
53	91	Jamshed Akhtar, SI	11 to 12 AM 18.02.2021	8 to 9 PM 19.02.2021 &	2:30 to 3 AM 20.02.2021	06:25 AM 19.02.2021	09:10 PM 19.02.2021

				09:30 PM 19.02.2021			
54		Imran Akram C/1048	08:00 AM 18.02.2021	10:30 to 11 PM 19.02.2021	03:00 AM 20.02.2021	06:25 AM 19.02.2021	09:10 PM 19.02.2021
55		Yasir Nabeel C/714	08:00 AM 18.02.2021 & 08:30 to 9 AM 18.02.2021	10:00 PM 19.02.2021	12:30 AM 20.02.2021	06:25 AM 19.02.2021	09:10 PM 19.02.2021
56	92	Maqsood Khan, SI	08:00 AM 18.02.2021	10:00 PM 19.02.2021 & 09:30 PM 19.02.2021	After 12:00 AM 20.02.2021	06:30 AM 19.02.2021	09:15 PM 19.02.2021
57		Muhammad Irshad C/930	08:00 AM 18.02.2021	09:30 PM 19.02.2021	03:00 AM 20.02.2021 & 12:30 AM 20.02.2021	06:30 AM 19.02.2021	09:15 PM 19.02.2021
58		Abdul Hameed C/1935	18.02.2021	9: to 10 PM 19.02.2021	After 12:00 AM 20.02.2021	06:30 AM 19.02.2021	09:15 PM 19.02.2021
59	140	Qamar Mehmood C/326	12:30 PM 18.02.2021	09:00 PM 19.02.2021 & 09:30 PM 19.02.2021	02:00 AM 20.02.2021	10:20 AM 18.02.2021	10:00 PM 19.02.2021
60		Umair Ali C/1421	10:00 PM 18.02.2021	09:00 PM 19.02.2021	02:30 AM 20.02.2021	10:20 AM 18.02.2021	10:00 PM 19.02.2021

- xii. They did not keep themselves away from the premises of Polling stations and remain part of the election process as reported at different occasions by the stakeholders;
- xiii. Somewhere, they went beyond their mandate and allowed some unlawful persons to be in the premises of the polling stations for achieving their ulterior motives;
- xiv. They also arranged their unlawful meetings of outsiders with the POs;
- xv. They played the role of abductor instead guard and handed the POs to the unwanted persons;
- xvi. Some Police Personnel like Mr. Zulfiqar Ali, SI, Mr. Imtiaz Ahmad, HC/842, Mr. Rashid Nawaz, C/1042 and Mr. Asif Nawaz, C/1168 from Polling station No.9-Government Girls High School, Qila Kalar Wala (Male) and Mr. Sikandar Hayat, ASI, Mr. Muhammad Afzal, HC/383, Mr. Ahsan Ullah, HC/1966, Mr. Aftab Baqir, C/554 and Mr. Fakhar Imam, C/1574 from Polling station No.11-Governmnr Shahzaib Shaheed Gilrs High School, Qila Kalar Wala (Combined)

in their statements confessed that Mr. Tahir Sajjad, SI/SHO Rangpura / Sector in-charge took their POs and sensitive material with him in the name of untoward law & order situation. He realized them that he has been asked by the Senior Police officers to shift the POs in his safe custody so they must also obey the lawful orders of the Senior Police officers and in case of any issue, they can talk to high ups. In case of non-compliance, he threatened them all of dire consequences. They were helpless so they did whatever they were asked to do. It is proved that initially they resisted Mr. Tahir Sajjad but finally they handed over the POs to him as he was constantly pressurizing and intimidating them and as per discipline of uniform force they were bound to act upon the orders they received from their seniors.

- xvii. Mr. Muhammad Tahir, C/1833, Mr. Zia Ullah, C/1624 and Mr. Tanveer-ul-Hassan, C/1043 from Polling station No.22-Government Boys High School, Ghataian (Male) also admitted in their statements that the PO in connivance with Mr. Yaseen Sarfaraz, ASI left the Polling station in private car instead of the official one and at office of the DSP, Pasrur relieved them all of their designated duties by saying that from there onward they will go to the RO office under some special security;
- xviii. Mr. Zahid Akbar, HC/1150, Mr. Samar Abbas, C/337 and Mr. Ahmad Ali, C/947 from Polling station No. 24-Government Boys Elementary School, Uddo Fateh (Male) acknowledged in their statements that Mr. Ghulam Muhammad (actually Ghulam Haider) asked them to stop at PS Satra. They remained stationed there for more than one and half hour. After two hours, he brought two more Toyota Hiace with him. Mr. Zahid asked him that they will go to Daska but he said that though you are in-charge but these are the orders of the Senior Police officers and if he has any objection, he may talk to Mr. Zulfiqar Ali Virk, DSP. Mr. Ghulam Muhammad (actually Ghulam Haider) snatched the mobile phones of POs and switched them off. After that they reached office of the DSP, Pasrur where they also saw eight more Toyota Hiace vans stationed there on the roadside. This statement discloses that what actually did happen with the POs and who was responsible for transporting them to some undesired places instead of the RO office.
- xix. Police was found manhandling the male and even female POs. One Mr. Muhammad Anwar, PO of PS No. 47-Government Boys Elementary School, Kassowala (Male) in his written statement submitted to Mr. Maqbool Ahmad Shakir, CEO (Education) / DEA,



- Sialkot stated that he was slapped by Police Personnel when he was being illegally transported to some undesired place by them;
- xx. **Mr. Mudassir Yaqoob, SI** was posted at Police Lines, Gujrat at the time of conduct of aforesaid bye-election but his regular presence is observed at different locations within the constituency performing different illegal activities throughout the poll day **(Page No.2339)**. A detailed study of scrutiny plan proves that he was not officially called by the then DPO, Sialkot or another authority for the performance of any lawful bye-election duty in the constituency but his unauthorized presence in constituency is a big question mark on the credibility of the security plan and the matter needs to be further probed that by whom he was called for and for what purpose. CDR shows that he was in close contact with Mr. Virik and various POs throughout the day. The CDR further revealed that he was also present near Zohra Hospital, a suspected location, on that night where all the unlawful activities were believed to be held;
- xxi. **Mr. Saeed Dhariwal, SI/SHO, Emanabad** was also called to perform his illegal bye-election duties in constituency. He was also found roaming hither and dither on the poll day making contacts with POs and other security officers **(Page No.2331)**. His particulars were also not available in the security plan;
- xxii. Series of incidents pertaining to aerial and targeted firing took place at different prominent places of Daska city in the day light to harass the voters and turning the law & order situation untoward due to the negligence of District Police though three DSPs and one SHO, city Daska and Sub- Sectors incharge were deployed to maintain the law & order situation on the polling stations and around it falling within the jurisdiction of PS city Daska. The culprits were seen on electronic media busy in aerial firing freely without any hindrance from the local Police. No pickets were seen to obstruct them. Even no chases were reported for timely capture of those miscreants and police instead of taking action against the culprits were busy to stop the poll on the pretext of bad law & order situation. FIRs were lodged too late.
- xxiii. A special team comprising of some very close and confidential Police officers and personnel for achieving already planned ulterior motives regarding jeopardizing the whole bye-election process on that very day was found working in close liaison with each other before, on and after the poll day. It is also observed that most of the credible staff of PS, Sambrial was engaged though security plan or without it for doing the needful. Some trustworthy Police personnel were also

called illegally from other districts for the said purpose. Their names are as under who were the part & parcel of that game:

- a. Mr. Mazhar Farid, DSP, Traffic, Sialkot;
- b. Mr. Sajid Virk, DO, Special Branch, Sialkot;
- c. Rana Asif Nadeem, Inspector/SHO, PS Cantt;
- d. Mr. Tahir Sajjad, SI/SHO, PS Rangpura;
- e. Mr. Badar Munir, SI/SHO, PS Motrah;
- f. Mr. Saeed Dhariwal, SI/SHO, PS Emanabad;
- g. Mr. Mudassir Yaqoob, SI, Police Line, Gujrat;
- h. Mr. Aftab Ahmad, ASI, PS Sambrial;
- i. Mr. Ghulam Haider, ASI, PS Sambrial; and
- j. Mr. Yaseen Sarfaraz, ASI, PS Sambrial;

xxiv. The other team which worked for similar purpose on the poll day in day hours was consisted of following officers who followed the illegal directions in letter & spirit and ignored all that contained in the security plan:

- a. Mr. Muhammad Iqbal Khan, Inspector/SHO, PS Saddar, Pasrur;
- b. Mr. Muhammad Riaz, Inspector/SHO, PS Sambrial;
- c. Mr. Nauman Ahmad, SI/SHO, PS Saddar, Daska;
- d. Mr. Muhammad Yousaf, SI/SHO, PS Satra; and
- e. Mr. Muhammad Ali, SI/SHO, PS Qila Kalar Wala;

xxv. Police also tried to hinder the transparent process of inquiry. Different statements of Police Personnel before the IO revealed that they were called at office of the DSP, City Sialkot and there they were asked by Rana Asif Nadeem, Inspector/SHO, PS Cantt. to support the Government and do not speak truth before the IO;

xxvi. The RO in his written statement declared the poor security arrangement by the district Police being the main cause for failure of the whole bye-election process;

xxvii. The IB in its report pointed out that the response of District Administration and Police was lackluster, too little and too late against series of incidents of aerial firing took place on the poll day at Daska city. The report held the District Administration and Police responsible for not timely arresting the culprits causing violence and unrest. The report also reveals the fact that the District Administration and Police failed to provide fool-proof security and logistic support to

ensure safe and timely travel of POs from polling stations to the RO office. Over-night delay by the questioned 20 POs in reaching the RO office is not justified under given circumstances.

### **Overall Role of Police**

305. Beyond expectations, Police had quite a paradoxical role/attitude in the subject bye-elections. The Police personnel deputed in the electioneering were supposed to be protective and unbiased but in reality it was altogether different. From the statements of the POs, SAPOs, Naib Qasids and drivers of the vehicles and all Police personnel i.e. Sector, Sub-sector in charges, it has been revealed that the role of the Police was not up to the mark. They seemed more authoritative than supportive as in most of the cases, police personnel were found dictating the Presiding Officers, ordering them what to do and what not to do. The Police Officers seemed quite negligent in providing vigilant and sufficient security to the POs and instead of being on the proactive side by accompanying the POs themselves, they just opted to send one or two Junior under trainee constables with the POs from the RO office towards the polling stations.

306. During the polling hours, different Police personnel deputed on special duty, made frequent unnecessary visits to the Polling stations and even talked to different POs which was not their mandate. For example, Mr. Tahir Sajjad, SI, Mr. Yaseen ASI, and Mr. Ghulam Haider ASI have been engaged in undesirable activities as mentioned in various reports and statements **(Page No.2335)**. In addition to these, some other unauthorized persons also visited the Polling stations in the name of Special Branch but were not stopped by the Police personnel deputed there. At the end of the poll, their officers were also found involved in getting the POs into the other vehicles, taking them to the office of DSP, Pasrur or other secret places.

307. Similarly, the contradictory statements of the Police personnel reflected that under some pressure, they were spared from the duty well before their actual completion of jobs. Checked-in and checked-out entries in the "Roznamcha" of the Police also disclosed variable timings of the Police personnel. SHO, Sector and sub-sector

in-charges left the station despite repeated calls from the RO and the DSP deputed in the RO office.

308. The narrated facts evidently depict that Police officers and officials had an absurd role in the said bye-election instead of the one expected and guaranteed from them. The story does not end with the mere excuse of failure in providing the security to the staff and protection to the sensitive polling material. It has roots deeply penetrated in the notion that whether it is the officer or official of the Police, everyone except a very few, contributed to conspire, malign and consequently annul the whole bye-election. It is also induced after the analysis of various statements of the inquiry proceedings that either the Police was under the influence of a constant force that run or guided them or they deliberately remained blind of the circumstances happening around them.

### **The District Returning Officer (DRO)**

309. The overall role of Mr. Abid Hussain, Regional Election Commissioner, Lahore Division / DRO though supervisory but was very much important in the conduct of said bye-election. He reached Sialkot on 30<sup>th</sup> December, 2020 for the said purpose. It was his responsibility to monitor each and every activity pertaining to the said bye-election in the requisite manner but the disappointing results proved that it actually did not happen. The facts based on data, statements of different key stakeholders and circumstantial evidences taken on board during inquiry proceedings ascertained that he did not discharge his designated duties in desired manner otherwise it would not be a disaster because he is having nearly 33 years' service at his credit in this organization so one cannot expect such type of reckless behavior from him. The detail of some acts of omission and commission which by him are as under:

- i. He did not make the District Administration and Police realized the importance of that bye-election in such an exceptionally charged political environment. Perhaps he himself was unaware of that fact. He conducted formal meetings with the District Administration and Police without any concrete results as no follow up was made;

- ii. He did not keep an eye on the activities of both AROs who otherwise proved to be distract of their designated election duties and became involved in the undesirable activities;
- iii. He did not establish a centralized control and command center and bound the officers of District Administration and Police to remain present there under his chairmanship as and when required by him and any other Competent Authority;
- iv. He did not verify the list of polling personnel wherein a person namely Mr. Hamza Qamar, Senior Supervisor, Lahore Sialkot Motorway, FWO (a private organization) was found appointed as SAPO at PS No.294-Government Boys Primary School No. 4, Awami Road, Daska (Combined). His record of appointment was not made available by the quarters concerned. He proved to be the son of Mr. Qamar Zaman Ch., Deputy District Education Officer (Male), Daska / ARO and he for his ulterior motives inducted him as SAPO without being in knowledge of the DRO and RO. Surprisingly, it was also observed that he also performed as SAPO in the re-poll NA-75 Sialkot-IV held on 10<sup>th</sup> April, 2021 and nobody even that time questioned his illegal appointment which meant that the things were going on in a very lighter mood instead of seriously;
- v. He was also the chairman of Transport Committee who engaged private transport for the transportation of polling staff to and from the polling stations. The circumstantial evidences and statements of the polling staff interrogated proved that there was no sound system available for the proper guidance of the POs for reaching their relevant vehicles for their further transportation to their respective polling stations respectably. They spent undue time there for the location of their relevant vehicle and this became one of the reason for their being reaching late at their polling stations but he did not chalk out a comprehensive plan to keep record of departure and arrival of the vehicles so as to ascertain that how many vehicles alongwith POs and sensitive election material have already reached the RO office and how many vehicles are missing;
- vi. On the poll day, when the law & order situation was becoming untoward in the afternoon at Daska city, the DRO and RO remained stationed in their offices at Jaisarwala and they both did not reach the affected places very close to them in person alongwith the DC, the DPO and the Chenab Rangers to give a strong message to the miscreants. He is found not exercising his vested powers as DRO to control the deteriorating situation of law & order under his nose;

- vii. It was also observed that the allocated drivers and vehicles did not reach their respective polling stations as per transportation plan but some of them as came in knowledge of the IO were either changed by the contractor or by the drivers at their own sweet will without being in knowledge of the Transportation Committee. For example, when the drivers of 20 questioned polling stations were called for interrogation, some of them told the IO that they did not follow the transportation plan and they themselves changed it keeping in view their convenience. Some of them also told the IO that they did not perform the duties due to their personal reasons and they were replaced by somebody else without being in knowledge of the Transportation Committee;
- viii. There was also no mechanism devised was found for the departure and arrival of vehicles to and from the polling stations for information of the DRO and RO so that they may come to know that how many POs have departed on 18<sup>th</sup> February, 2021 / arrived the RO office after the close of poll and how many are missing even after the noticing the missing of POs as some vehicles from those 20 Polling stations had reached the RO office on that night without POs and sensitive election material;
- ix. The DRO was unaware of the fact that either the Naib Qasid or the Police Personnel and in some cases only the drivers of 20 questioned polling stations dropped the non-sensitive election material including the ballot boxes and screened off compartments at office of the RO at Jaisarwala late at night on 19<sup>th</sup> February, 2021 without POs. As there was no system in vogue to determine that how many POs have deposited their election material with the counters made and to update the DRO and RO in this regard. If the DRO and RO had come to know this anomaly that the non-sensitive election material has reached without POs then they could have understood the gravity of the matter and taken certain appropriate decision in time to settle the issue down;
- x. The DRO admitted the fact that he was quite ignorant about the arrangements of vehicles for transportation of twenty questioned polling stations either from Daska or Sialkot which is a big question mark on the credibility of the transportation plan being made by Transportation Committee.
- xi. The DRO in his written statement confessed that at 02:00 AM on 20<sup>th</sup> February, 2021 when it got cleared to him that 20 POs are missing then he started calling to them but he found their mobile phones switched off. Quite contrary to it, when the POs, SAPOs,

Naib Qasids, Police Personnel and drivers of 20 polling stations were thoroughly probed, it got substantiated that except only of few, the mobile phones of all the election officials were working and they did not receive any call either from the DRO or the RO for asking the whereabouts of the missing POs. Being DRO, it was his responsibility that if he found the mobile phones of the POs switched off then he should have made calls to all relevant election officials till the satiation of his thrust but he actually did not make such efforts, the reasons are best known to him; and

- xii. At the time of counting of result, the DRO and the RO allowed unauthorized political activists to be there which created a mess and situation went uncontrolled and strongly criticized by the masses.

### **The Returning Officer (RO)**

310. Mr. Athar Abbasi, DEC, Narowal / RO reached Sialkot on 22<sup>nd</sup> December, 2020 and also established his office in office of the DEC, Sialkot for his own convenience otherwise he must have established his office at Tehsil Daska where the offices of AROs were situated and all the stakeholders including most of the contesting candidates and voters were also from there. It is expected that office of the RO will be the source of enlightenment for all stakeholders but in the instant case, it was not. It was not there in their easy access. They had to travel to Sialkot from far flung Ruler areas of the Constituency for the settlement of their issues either with office of the RO or DRO. The RO is a person who place pivotal role in conduct of any kind of election. He must be the center of gravity but he further delegated his powers either to his AROs or clerical staff who were actually performing his duties and doing whatever they want to do. It is observed that they were doing some tasks without putting them in knowledge of the RO. During investigation, some documents signed by the RO were brought in knowledge of the IO which proved his negligence and an impression arose that he was made rubber stamp by the clerical staff. He was not found administratively strong enough to engage the District Administration and Police for his lawful time to time requirements. He lacked requisite administrative abilities in quick and efficient disposal of bye-election activities which in times to come created a lot of problems for him in smooth disposal of bye-election matters. His performance as compared to the outcome of the bye-election was quite

unsatisfactory duly endorsed by the data, statements of different key stakeholders and circumstantial evidences. Some of them are as under:

- i. Only formal meetings were conducted with the District Administration and Police wherein they promised to render their all services as and when required by the RO but effective coordination between the RO office and District Administration and Police was lacking and in days to come it was proved;
- ii. Centralized Control and Command center was not established by the RO to monitor scheduled election activities in due assistance with the officers of District Administration and Police;
- iii. It was his administrative weakness that the District Administration deliberately provided him the security plan at late night on 18<sup>th</sup> February, 2021 so that he may not pin point flaws in it and he could not understand their mala fide intentions behind it. He must have sought comprehensive briefing from them on it but he did not;
- iv. The lists of polling stations and polling personnel were not extensively verified by the RO and he just signed it without being gone through it minutely and as a result of it, a person namely Mr. Hamza Qamar, Senior Supervisor, Lahore Sialkot Motorway, FWO (a private organization) was found appointed as SAPO at PS No.294-Government Boys Primary School No. 4, Awami Road, Daska (Combined). His record of appointment was not made available by the quarters concerned. He proved to be the son of Mr. Qamar Zaman Ch., Deputy District Education Officer (Male), Daska / ARO and he for his ulterior motives inducted him as SAPO without being in knowledge of the DRO and RO. Surprisingly, it was also observed that he also performed as SAPO in the re-poll NA-75 Sialkot-IV held on 10<sup>th</sup> April, 2021 and nobody even that time questioned his appointment;
- v. During investigation of the polling personnel and police personnel, it came in knowledge of IO that there was no sound system available for the proper guidance of the POs for reaching their relevant vehicles for their further transportation to their respective polling stations respectably. They spent undue time there for the location of their relevant vehicle and this became one of the reason for their being reaching late at their polling stations;
- vi. On the poll day, the RO remained stationed in his office at Jaisarwala and he did not reach the affected places very close to him in person alongwith the DC, the DPO and the Chenab Rangers to give a strong message to the miscreants when the law & order situation was



- becoming untoward in the afternoon at Daska city. He is found not exercising his vested powers as RO to control the deteriorating situation of law & order under his nose;
- vii. Data pertaining to departure and arrival of vehicles to and from the polling stations was not maintained for information the RO so that he may come to know that how many POs have departed from and arrived at the RO office and how many has yet to come;
  - viii. The RO was unaware of the fact that either the Naib Qasid or the Police Personnel and in some cases only the drivers of 20 questioned polling stations dropped the non-sensitive election material including the ballot boxes and screened off compartments at office of the RO at Jaisarwala late at night on 19<sup>th</sup> February, 2021 without POs. As there was no system in vogue to determine that how many POs have deposited their election material with the counters made and to update the RO in this regard. If he had come to know this anomaly that the non-sensitive election material has reached without POs then they could have understood the gravity of the matter and taken certain drastic decision in time to settle the issue down. The RO admitted the fact that he did not know about exact number of polling personnel coming from their respective polling station for depositing their election material at their designated counters. If he had developed such mechanism, then he must have immediately come to know about anomaly which brought disaster for them at the midnight;
  - ix. The RO in his written statement confessed that at 02:00 AM on 20<sup>th</sup> February, 2021 when it got cleared to him that 20 POs are missing then he started calling to them but he found their mobile phones switched off. Quite contrary to it, when the POs, SAPOs, Naib Qasids, Police Personnel and drivers of 20 polling stations were thoroughly probed, it got substantiated that except only of few, the mobile phones of all the election officials were working and they did not receive any call either from the RO for asking the whereabouts of the missing POs; and
  - x. At the time of compilation of result, unauthorized political activists entered the RO office and remained seated there for hours without his permission which created a mess and situation went uncontrolled and strongly criticized by the masses. The RO despite his directions to the Police could not vacate his office from them.

## **Overall Role of DRO and RO**

311. The role of the DRO and RO was in fact the most important throughout the bye-election process but they both did not play it with due responsibility and dedication. They confined themselves to their offices and acquired different documents / plans from the quarters concerned. They shifted their due responsibilities on the shoulders of staff to perform various election related tasks. Different important bye-election activities were sublet to the AROs who were accomplishing them as per their vested interest and beyond their limitations in connivance with the staff of DEC, Sialkot. As their control and command system was weak so they could not assess the actual gravity of nuisance to breakout in days to come. Their lack of coordination with the District administration and Police resulted in disaster so far as law & order situation was concerned. They were found fully trusting them but the District Administration and Police being on same page to manipulate the election process were actually non-cooperative with the DRO and RO in discharge of their requisite official duties. Both were being indecisive in critical situations. If they have taken certain timely decisions at some crucial stages keeping in view its sensitivity then the situation would have been reverted. Their poor administration is also evident of the fact that so many illegal activities already discussed at length in the preceding paragraphs pertaining to the engagement of unlawful Police Personnel from other district for said bye-election, conducting of illegal meetings by the unauthorized persons with the election officials to exert pressure on them and involvement of election officials in such illegal meetings etc. were going on under their nose but neither they were aware of that nor they took any notice of it despite their vast experience.

## **Geo-coordinate mapping of the Polling Stations to and from the RO office**

312 According to Geo-coordinate mapping, from the office of the RO to the polling station and back based on the CDR data provided by PTA, that all the 20, Presiding officers deviated from their actual route on which reached their respective polling stations from the RO office on 18<sup>th</sup> February 2021 and instead took Pasrur Sialkot Road. After arriving in Sialkot, they all stayed at some suspicious place near Zohra Hospital at Ugoki Road in the Shahabpura area for long hours. Then they started their

journey nearly at 0400 hrs in the morning of 20<sup>th</sup> February 2021, and reached the RO Office in different batches via Mothra interchange at Daska-Sialkot Road.

### **Overall Findings**

313. After perusing the record in detail and hearing the accused persons, following are the overall findings pertaining to different stakeholders of the bye-election regarding NA-75 Sialkot-IV:

- i Lack of coordination between the DRO, RO and DMO was observed which did not provide a conducive environment in the said bye-election;
- ii Both DRO and RO were relying on their AROs and ministerial staff for the discharge of different election tasks;
- iii The district administration was in loop regarding all the incidents at some level;
- iv The district Police was also aware of the incidents took place on the day of poll and they either willfully or halfheartedly became the part and parcel in its execution because concrete steps were not seen taken by the district Police to stop such untoward incidents;
- v The Education department was also involved in the incidents. The POs and other officers of Education department as disused were fully involved in jeopardizing the fair, free and transparent bye-election due to the reasons best known to them; and
- vi The element of giving monitory benefits at different stages cannot be over ruled altogether

### **Recommendations**

314. After conducting such a long lasting inquiry proceedings, it transpired that almost all the election officials and others played their role and became part of the intrigue for manipulating the bye-election process. Keeping in view the statements, record available and substantial evidences, following is recommended for each accused with respect to his share to be proceeded against them in light of the applicable Rules and Regulations according to their services, if it is acceded to by the Competent Authority:

## **EDUCATION DEPARTMENT**

### **Mr. Maqbool Ahmad Shakir, CEO (Education) / DEA, Sialkot**

315. He is held responsible for his deliberate negligence and avoiding his due responsibilities. If he would have asserted himself then they should not be any space for the unlawful forces to occupy and liberally act as per their unlawful desires so it is recommended that he may be proceeded for his negligence and work shirking as per Rules and Regulations applicable to him. His such conduct was by all means falls under the ambit of inefficiency, misconduct and prejudice to good order of service so disciplinary proceedings may be initiated against him.

### **Mr. Akbar Ghumman, Deputy District Education Officer (Secondary), Sialkot**

316. He is found talking to the POs and discussing something about cancellation of their election duties. His office is also alleged for receiving 17 applications for cancellation of election duties by the POs for its onward transmission to office of the ADC (G). He was also involved in misguiding the POs which needs to be probed in regular inquiry so that it may be unearthed that who was actually behind that plot and why the POs were talking to him regarding their cancellation of election duties, whether he was the right person for the said purpose.

**Mr. Akhtar Mehmood, Mr. Ansar Mehmood, Mr. Muhammad Kafeel Anjum, Mr. Abdul Aziz Shahid, Mr. Mubasshar Aleem, Mr. Muhammad Bilal, Mr. Baqir Hussain Shah, Mr. Faisal Iqbal, Mr. Zain-ul-Hassan, Mr. Muhammad Asif Shafi, Mr. Muhammad Akram Ashraf, Mr. Jafar Hussain, Mr. Naveed Yousaf, Mr. Zubair Hussain, Mrs. Saira Mehmood, Miss. Binash Iqbal and Mrs. Shabana Naz, the Presiding Officers**

317. A regular inquiry in the matter against all aforesaid POs will certainly made the blur facts crystal clear in the interest of justice.

**Mr. Qamar Zaman Ch., Deputy District Education Officer (Male), Daska**

318. He played the worst role in the whole bye-election process. Though he was acting as Assistant Returning Officer but under the table he was watching the interest of the District Administration, local politicians and other notables etc. The RO fully empowered him even for the discharge of some of his duties but he even betrayed him also. He beyond his limitations engage the polling personnel in his favor either by official pressure or through bribe against the directions and instructions of the ECP. He did not satisfy the IO during any investigation session. His audio recordings attached with report is substantiating his subversive role he play. His Call Data Record (CDR) discloses that he remained continuously busy with some authorized or unauthorized persons with effect from 17<sup>th</sup> to 19<sup>th</sup> February, 2021 to whom, he was denying in his investigation sessions. He was also found in custody of an illegal SIM No. 0318-7287117 got issued by him in the name of his Naib Qasid Muhammad Mushtaq forcefully. He never owned his making use of the SIM but the record obtained from PTA explicitly shows that he extensively made use of that with the motive that he will be not traced because the SIM will not be issued in his name. Most of the eleven POs who were contacted by Mr. Qamar Zaman Ch. through unauthorized SIM, have admitted that they received his phones not from his personal number but some other number was used by him in order to hide his illegal acts on the poll day. As he played in worst role in jeopardizing the whole election process so for Mr. Qamar Zaman Ch. it is proposed that a criminal case may be registered against him for making use of an illegal SIM for his illegal purpose and departmental disciplinary proceedings may also be initiated against him on account of gross misconduct deliberately committed by him.

**Mr. Muhammad Iqbal Kaloya, Deputy Director (Colleges), Sialkot**

319. He illegally made use of his office and tried to compel the teaching staff from Higher Education to support the Government on the directions of some representatives of the Punjab Government Mr. Naeem Ghous, Special Secretary, Higher Education and District Administration, Sialkot. He denied the allegations but could not proof them unsubstantial before the IO so it requires that he may also be proceeded as per applicable

Rules and Regulations in light of the allegations levelled against him by Eight (8) Associate Professors / Assistant Professors / Lecturers under his administrative control.

**Mrs. Zarina Shahid, Principal, Government Christian Girls High School (Kothi School), Haji Pura**

320. Available record and statements of different election officials prove that she remained the part and parcel of illegal activities meant for manipulating the bye-election process. CDR shows her some locations at different undesired and unexpected places but she categorically denied them before the IO in the investigation session which substantiate the allegations levelled by Miss Saba Maryam. Disciplinary proceedings may be initiated against her for her regular presence at some highly suspicious places in person as she was neither the voter of that area nor any election related duty was assigned to her by the ECP which is an undeniable fact she is denying that in light of the authentic data provided by PTA and her denying the facts before the IO.

**Mrs. Farkhanda Yasmeen, Deputy District Education Officer (Female), Daska**

321. She arranged unlawful meeting at her home on 17<sup>th</sup> February, 2021 wherein almost ten AEOs / POs were taught different methods to manage the bye-election process by the AC, Daska Mr. Asif Hussain, and DSP, Sambrial Mr. Zulfiqar Ali Virk and she was also involved in other subversive activities. She committed certain serious acts of omission and commission and prejudice to good order of service so strict criminal and disciplinary proceedings may be initiated against her in order to determine her role in subversive activities regarding manipulating the bye-election process.

**Mr. Hamid Raza Bajwa, PA to CEO (Education), Sialkot**

322. He did not give satisfactory replies during investigation sessions. He is found available at different suspicious locations with undesired and unexpected persons right from 17<sup>th</sup> to 20<sup>th</sup> February, 2021. It will be probed through departmental inquiry that why was he in contact with so many election officials / others and roaming throughout the constituency with authorized and unauthorized Police Personnel at different polling stations.

**Mr. Umar Farooq Dogar, Mr. Atif Shaheen, Mr. Muhammad Yousaf, Mr. Adil Munir, Mr. Asghar Ali, Hafiz Muhammad Anwar Shahid, Mr. Waris Mehmood, Mr. Muhammad Rizwan Butt and Mr. Nasir Mahmood Ahmad the missing Presiding Officers.**

323. All aforesaid POs were stubborn enough to speak the truth before the IO about their inordinate delay in reaching the RO office in small hours of 20<sup>th</sup> February, 2021. As they were involved in criminal act of tampering the election results willfully or hiding the facts so disciplinary proceedings may be started against them alongwith criminal proceedings. It is proposed that a comprehensive inquiry may be initiated against them all on the basis of following allegations:

- i. Why were they meeting before the poll day with unauthorized persons;
- ii. Why were they in contact with them in odd hours;
- iii. Why were they allowing unauthorized Police Personnel to be in the premises of their polling stations, secretly talking with them, receiving their calls and obeying them like kids after the close of poll;
- iv. Why did they prefer to sit in the private vehicle instead of the official one which took them to some suspicious place at Sialkot where the results were alleged to be managed;
- v. Why do they deny their CDR based locations which first led them to the suspicious place at Sialkot and then to the RO office in the early morning of 20<sup>th</sup> February, 2021;
- vi. Why Forms-45 prepared by them at their respective polling stations were found different from those which they submitted before the RO in the small hours of 20<sup>th</sup> February, 2021;
- vii. It is alleged that their polling bags were opened by the unauthorized persons and ballot papers were managed so their polling bags may be re-opened before the authorized officers of the ECP in order to determine that to what extent those ballot papers were manipulated by them; and
- viii. Why did they not speak the truth before the RO and any of their officer from Education department on and after the poll day that actually what did happen with them. If they did not, it means that everything did occur with their connivance otherwise they must had told something to any of above.

**Mr. Shah Jehan, Mr. Shahid Imran, Mr. Salman Khalid, Hafiz Mushtaq Ahmad and Mr. Samsoon Masih, the missing Presiding Officers.**

324. They unanimously gave a confession statement wherein they all accepted that what actually did happen with them. As they all also committed certain acts of omission and commission and remained prejudice to good order of service so it is proposed that a regular inquiry may be initiated against them all including a field officer at the level of the Regional Election Commissioner or the District Election Commissioner being the election expert to probe the following points:

- i. Why were they meeting before the poll day with unauthorized persons;
- ii. Why were they in contact with them in odd hours;
- iii. Why were they allowing unauthorized Police Personnel to be in the premises of their polling stations, secretly talking with them, receiving their calls and obeying them like kids after the close of poll;
- iv. Why did they prefer to sit in the private vehicle instead of the official one which took them to some suspicious place at Sialkot where the results were alleged to be managed;
- v. Why do they deny their CDR based locations which first led them to the suspicious place at Sialkot and then to the RO office in the early morning of 20<sup>th</sup> February, 2021;
- vi. Why Forms-45 prepared by them at their respective polling stations were found different from those which they submitted before the RO in the small hours of 20<sup>th</sup> February, 2021;
- vii. It is alleged that their polling bags were opened by the unauthorized persons and ballot papers were managed so their polling bags may be re-opened before the authorized officers of the ECP in order to determine that to what extent those ballot papers were manipulated by them; and
- viii. Why did they not speak the truth before the RO and any of their officer from Education department on and after the poll day that actually what did happen with them. If they did not, it means that everything did occur with their connivance otherwise they must had told something to any of above.



**Mr. Muhammad Wakeel, Mr. Muhammad Anwar, Mr. Abdul Waheed and Mr. Muhammad Haqiq ur Rahman, the missing Presiding Officers.**

325. They all expect Mr. Haqiq ur Rahman sent the results through RTS to the RO office but they did not reach there in time. The result of Mr. Haqiq ur Rahman was too not changed. It is proposed that a comprehensive departmental inquiry may be initiated against them all to ascertain that their polling bags were tampered or not.

**Miss Saba Maryam and Miss Eram Shafeeq, the missing Presiding Officers**

326. Only Miss Saba Maryam spoke enough truth before the IO about her inordinate delay in reaching the RO office in small hours of 20<sup>th</sup> February, 2021 but Miss Eram Shafeeq did not. Miss Saba Maryam cooperated with the IO during investigation sessions but Miss Eram Shafeeq did not in the requisite manner because it was evident that she knew everything but due to certain reasons or pressure she deliberately assisted the IO. Their case is forwarded to the Competent Authority for taking an appropriate decision in the matter as deemed appropriate by the authority.

**POLICE DEPARTMENT**

**Mr. Ahsan Ullah, DSP/SDPO, City Circle, Mr. Mazhar Farid, DSP, Traffic, Sialkot, Mr. Muhammad Riaz, Inspector / SHO, Rana Asif Nadeem, Inspector / SHO, Mr. Muhammad Yousaf, SI/ SHO, Mr. Muhammad Ali, SI / SHO, Mr. Tahir Sajjad, SI / SHO, Mr. Badar Munir, SI/SHO, Mr. Saeed Dhariwal, SI / SHO, Emanabad, Mr. Yaseen Sarfaraz, ASI and Mr. Ghulam Haider, ASI, Mr. Aftab Ahmad, ASI and Mr. Mudassir Yaqoob, SI was posted at Police Lines, Gujrat.**

327. All aforesaid Police officers remained seriously involved in illegal activities pertaining to the manipulation of election process, violating the code of conduct issued by the Election Commission of Pakistan and different clauses of security plan issued by the DPO, taking into custody of 20 POs with their will or without and taking them to some suspicious places where allegedly the election results were changed by threatening them. Their such undesirable conduct was by all means falls under the misconduct and prejudice to good order of service which requires that departmental and criminal

proceedings should be initiated against them all on the following allegations in light of available statements and authentic data enclosed:

- i. Why were they in contact with some suspicious officers of Education Department and some POs before poll day;
- ii. Why did they illegally enter the polling stations and talk to the POs without any SOP;
- iii. Why did they compel the POs to sit in the private vehicle instead of the official one which took them to some suspicious place at Sialkot where the results were allegedly managed;
- iv. Why the POs were detained illegally first before PS Qila Kalar Wala and Satra then at office of the DSP, Pasrur instead of their safe and quick transportation to the RO office;
- v. Why did they deny their CDR based locations which first led them to the suspicious place at Sialkot and then to the RO office in the early hours of 20<sup>th</sup> February, 2021 **(Page Nos.2319-2526)**;
- vi. It is alleged in light of different statements of the POs that polling bags of the POs were opened by the Police Personnel at two different suspicious places and ballot papers were tempered by them, why;
- vii. Why their statements are contradictory to their CDR based geo mapping **(Page Nos.2319-2526)**;
- viii. Why did they threat the POs and even Police Personnel of dire consequences, if they did not obey them;
- ix. Why did they manhandle the POs and miserable drivers;
- x. Why did they not perform their duties in the requisite manner and earned a bad name for their organization and ECP; and
- xi. Why did Rana Asif Nadeem, Inspector/SHO try to distract the inquiry proceedings by instructing the Police Personnel to support the department before the IO.

Why did they not speak the truth before the RO and any of their officer from Police department on and after the poll day that actually what did happen with them. If they did not, it means that everything did occur with their connivance, otherwise they must had told something to any of above.

### **Police Personnel deputed at Polling Stations**

328. Mr. Zulfiqar Ali, SI, Mr. Imtiaz Ahmad, HC/842, Mr. Asif Javed, C/2151, Mr. Rashid Nawaz, C/1042, Mr. Asif Nawaz, C/1168 of Polling station No.9 and Mr. Sikandar Hayat, ASI, Mr. Muhammad Afzal, HC/383, Mr. Ahsan Ullah, HC/1966, Mr. Aftab Baqir, C/554, Mr. Fakhar Imam, C/1574, Miss Sanam Arshad, LC/2154 of Polling station No.11 who in their statements named Police officers who forcefully took their POs and sensitive election material from them in the name of their strict security and quick transportation of the POs to the RO office so they were helpless and threatened by them so it is recommended that they may all be exonerated from charges of inefficiency and the Police officers who were named by them in their statements may be proceeded against for their acts of omission and commission and criminal act of taking illegal custody of the POs and election material.

329. Rest all Police Personnel who were deputed at 20 questioned Polling stations were seriously involved in distracting the election process either in connivance with the election officials or on the behest of their senior Police officers. Their arrival at and departure from the RO office is extremely contradictory with the entries of Roznamchas maintained at their respective Police stations of District, Sialkot which put a big question mark on the wrong and managed entries on it. They remained inefficient in discharge of their designated bye-election duties. They all are recommended to face disciplinary proceedings for their inefficiency, misconduct and deliberate acts of omission and commission.

### **Overall Recommendations**

330. It was the poor administration of the DRO and RO which resulted in re-poll of NA-75 Sialkot-IV so it is recommended that they both may not be posted at any administrative post and they may also be kept aloof of all such activities pertaining to the conduct of any kind of election the activities which require prompts decision making.

331. Proper SOPs may be devised to depute only official Naib Qasids with the POs and no private person may be engaged for the said purpose and a separate column

may also be added in the office memorandum meant for the appointment of polling personnel for the particulars of the Naib Qasid being the part of polling staff.

332. The Senior Assistant Presiding Officers may be made bound to remain with the POs right from office of the RO after taking the election material one day before the poll day and depositing it back to the RO office after the close of poll as soon as they complete the sealing of polling bags at their respective Polling stations.

333. Log of the vehicles must be maintained by the RO to ascertain the departure and arrival of vehicles alongwith number of persons travelled in it.

334. All the local staff who are posted from very long time and has connection with different stakeholders must be transferred to other districts and such practice shall be adopted after every three years.

335. Form-45 and Form-46 may be amended to provide space for the receiving of polling agents.

336. A tracking chip in the form of disposable bracelet bearing unique number may be provided to PO, so as to know about his / her location and to avoid such incidents in future.

337. The polling bags of AEOs mentioned at **(Para No.282 / Page Nos.1605-1716)** may also be checked to ascertain that whether they were actually innocent or otherwise. Moreover, the polling record of eleven (11) POs alongwith two SAPO mentioned at **(Para Nos.251-253 / Page Nos.1717-1758)** may also be probed by opening their polling bags and other related record.

338. The Inquiry Report is submitted alongwith the record of inquiry proceedings consisted of three enclosures **(Page Nos.1-2902)**, a CD containing of the audio recordings of Mr. Akbar Ghuman, Deputy District Education Officer (Secondary), Sialkot, Mr. Qamar Zaman Ch., Deputy District Education Officer (Male), Daska and Mr. Bilal Hussain, Assistant Education Officer, Daska having three separate tracks for

perusal of the Competent Authority to the Secretary, Election Commission of Pakistan as desired, please.

**(Saeed Gul)**  
Joint Provincial Election Commissioner (Admn)  
Punjab / Inquiry Officer