

IN THE SUPREME COURT OF PAKISTAN

(Original Jurisdiction)

Present:

Mr. Justice Iftikhar Muhammad Chaudhry, CJ
Mr. Justice Ijaz Ahmed Chaudhry
Mr. Justice Gulzar Ahmed

CMA No.3393 of 2013

[Application by Syed Adil Gillani against appointment of Federal Ombudsman]

IN

Const.P.No.30 of 2013

Khawaja Muhammad Asif

Petitioner(s)

VERSUS

Federation of Pakistan & others

Respondent(s)

Applicant(s)	: In person
On Court's Notice:	: Mr. Shah Khawar, Addl. Attorney General.
For Wafaqi Mohtasib Sectt.	: Hafiz Ahsan Ahmed Khokhar, ASC Raja Abdul Ghafoor, AOR
For Ministry of Law	: Nemo
For Establishment Division	: Nemo
For PSPM	: Nemo
For Mr. Salam Farooqi	: Nemo
Date of Hearing	: 03.07.2013

ORDER

The learned counsel appearing for the Wafaqi Mohtasib
(Ombudsman) Secretariat is directed to place on record :-

- i) *Request made by the Ombudsman to the AGPR for issuing the salary cheques as in such like cases where a separate account in the name of incumbent is not opened or the LPC has not been received then on the request of the office payments are made by the AGPR on the basis of*

extract bills, therefore, in view of both the situations, if any had occurred in this case, relevant summary or copy of the extract bill is to be placed on record;

- ii) *Notification of granting leave to Mr. Salman Farooqi based on the summary which has to be sent by the Secretary to the competent authority for sanctioning of leave during his absence along with the NOC allowing him to travel outside the country for the purpose of attending his ailing lady wife, be also placed on record.*

2. Similarly, the AGPR is also directed to:-

- i) Place on record certified copies from the receipt register showing the receipt of the notification of appointment of Mr. Salman Faruqui in their office and copy of the LPC issued by the functionaries where he had been serving prior to joining the office of Ombudsman and;
- ii) Explain as to why and under what circumstances two cheques No.4304413 & 4304414 respectively for the months of March and April, 2013, have been issued simultaneously or prepared for the purpose of making payment of the salary along with the sanction order passed by the competent authority to make payments by these cheques.
- iii) The AGPR is also directed to produce certified copy of the pay slip of Mr. Salman Faruqui, Former Principal Secretary to the President indicating that till when he has been drawing the salary against the post which he was holding along with the

notification of charge relinquishment of his earlier position.

3. The Managing Director, Printing Press is also directed to: -

- i) Produce on record the gazette copy of Oath, if taken, by Mr. Salman Faruqui of the office of Wafaqi Mohtasib (Ombudsman) allegedly on 01.03.2013.

4. The Law Secretary is also directed to: -

- i) File copy of the amended Act both of the Federal Ombudsman For Protection Against Harassment Of Women At Workplace and Banking Mohtasib along with the draft bill and salary prepared on the same to ascertain that under what circumstances the same was initiated and final draft and then amendment as per the Ordinance.

5. Let the case be fixed tomorrow i.e. 04.07.2013.

Chief Justice

Judge

Islamabad
03.07.2013
Hashmi

Judge