

**MOST IMMEDIATE**  
**HIGH COURT MATTER**

No. 10271-300 / Estt: / DOA / 2023

OFFICE OF THE  
**INSPECTOR GENERAL OF POLICE,**  
**SINDH, KARACHI**

Dated 7 .06.2023



To,

Addl: Inspectors Generals of Police (All)  
Deputy Inspectors Generals of Police (All)

Subject: **C.R. MISC APPLICATION NO. 284 OF 2018 FILED BY MURTAZA ALI (JIRGAS).**

I am directed to enclose herewith copy of order dated 17.05.2023 passed by Honorable High Court of Sindh at Karachi in C.R.MISC No. 284 of 2018 and the operative part of para no. 07 of the said order is reproduced is as under:

*"While looking into the law and order situation of the province of Sindh and number of absconders and dormant cases, judicial proprietary demands that IGP Sindh shall ensure, compliance of the previous directions. Besides, all officers from the rank of DSP to IGP serving in Sindh Police shall submit declaration form with regard to their assets / expenses, whether directly owned by them or Benami along-with annual income Tax returns filed by them and the same shall be displayed on Police website as access to information is a fundamental right of every citizen".*

2. It is, therefore, directed to please ensure collection of Declaration of Assets of all officers from DSP upward at the end of every financial year without fail.

3. This should be complied in letter and spirit.

*(Signature)*  
**(SHAD IBNE MASHI) PSP**

**AIGP / ESTABLISHMENT-II**  
**FOR INSPECTOR GENERAL OF POLICE /**  
**SECRETARY TO GOVERNMENT OF SINDH**  
**POLICE DEPARTMENT, KARACHI.**

Copy forwarded to the following for information:

1. The AIGP Legal w/r to his letter No. AIGP/Legal/CPO/C.P/15476-86/23 dated 02.06.2023.
2. PSs to IGP / Addl IGP Estt: / DIGP H.Qtrs. & Estt: Sindh.
3. The Project Director I.T with the request to please upload the same on Sindh Police website.

no. 3821 Date 09-6-23  
DIG IT \_\_\_\_\_  
ADIC \_\_\_\_\_  
SP Monitoring \_\_\_\_\_  
SP CCC \_\_\_\_\_  
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A \_\_\_\_\_  
Branch \_\_\_\_\_

ORDER SHEET  
**THE HIGH COURT OF SINDH AT KARACHI**  
 Cr. Misc. Application No.284 of 2018

Date: Order with signature(s) of the Judge(s)

1. For hearing of main case
2. For orders on MA No.10489/2022

17th May 2023

M/s. Nasrullah Korai & Abbadul Hasnain, Advocates / Amicus Curiae  
 Mr. Ameeruddin advocate for University of Karachi.

Mr. Ali Zardari, AAG.

Mr. Saleem Akhtar Buriro, Additional P.G.

Mr. Rajesh Kumar, Law Officer, STEVTA, Engineer Liaquat Ali Jamro,  
 Director Academics and Training, STEVTA.

Dr. Qamarul Arifin, Executive Director, Mr. Muhammad Fahim,  
 Director Planning and Development, Syed Irfan Hassan Zaidi,  
 Lecturer, Muhammad Talha Farooqi, Digital Forensic Trainer and  
 Kanwal Zehra; International Institute of Digital Forensic Science and  
 Technology.

Mr. Abdul Fattah, Law Officer, School Education Department,  
 Government of Sindh.

Mr. Mushtaq Abbasi, AIG Legal, Mr. Raza Mian, DSP Legal, Focal  
 Person to IGP Sindh, Mr. Muhammad Shahid, DSP/Legal South Zone,  
 Mr. Khalid Javed, DSP Investigation-I, South, Mr. Amanullah,  
 DSP/SDPO City, Mr. Malik Tariq, DSP in Training Development Unit,  
 Ex-Faculty, NPA, Muhammad Ashraf Rajput, PDSP & Muhammad  
 Ramzan Jainari, DSP/SDPO, Orangi Town, District West and Inspector  
 Anwar ul Islam, Focal Person on behalf of SSP District Central,  
 Karachi.

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Salahuddin Panthwar, J:- Pursuant to order dated 17.04.2023 Secretary to  
 Government of Sindh School Education & Literacy Department submitted his  
 compliance report, which is reproduced herewith for ready reference:

*"In compliance with the aforesaid order, this department has already  
 constituted the Technical Working Committee vide Notification  
 No.SELD/CA/533/ 2023 dated: 07.03.2023. Subsequently, the meeting  
 was held under the chairperson of the committee Chief Advisor  
 (Curriculum Wing) School Education & Literacy Department,  
 Government of Sindh. In this regard, the decisions / actions taken are  
 as under:*

1. The subject "Internet of Things" will be introduced in public sector High Schools from Grade-VI and later the number of schools and the courses offered in each school will be increased.
2. JICA will assist in alignment of topics of IOT according to the grades from VI - X and will facilitate the integration of topics in the existing ICT subject in grade VIVIII.

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24.5.2023
1/c CP 86

3. DCAR and Chief Advisor (Curriculum Wing) will conduct a follow-up meeting with relevant stakeholders, to explore suitable implementation and assessment mechanism.
4. JICA representative will share the Scheme of Studies.
5. The JOT course will start from coming academic cycle and will be offered simultaneously to students of grade-VI under middle-sec. exam and grade-IX students under matriculation.
6. SELD will explore technical support of private sector members, in creating pool of trainers and the training process will be cascaded to IT teachers in 250 schools.
7. The nomenclature / rules of relevant posts of technical education is under process in department which will be finalized and submitted further compliance report before long with the consultation of department of regulation wing of Govt. of Sindh and Finance Department.

In view of above compliance report, it is prayed before this Hon'ble Court that the instant Cr. Misc. Application may kindly be disposed of in the interest of justice".

This is appreciated and the Secretary School Literacy Department is further directed to ensure that earlier directions/undertaking are being implemented from education year 2023/2024. Besides, the Secretary Education Department shall seek expertise from Dr. Qamarul Arifin, Executive Director and Syed Irfan Hassan Zaidi, Lecturer; International Institute of Digital Forensic Science and Technology, who are experts in digital forensic education as well as trainers. Needless to mention that STEVTA and Sindh Police are benefited from their expertise.

2. Secondly, in pursuance of directions to the District Courts the report has been filed regarding number of cases kept as dormant files as well as number of witnesses against whom proceedings under Section 57 & 58 Cr.P.C have been initiated. The Chart as compiled by MIT-II reflects as under:

Sr.#	Name of District	Number of dormant cases (w.e.f. 01.01.2016 till date)	Number of cases in respect of heinous crimes in which witnesses failed to appear (w.e.f. 01.01.2016 till date)
1	Karachi-South	6607	4
2	Karachi-West	6137	NIL
3	Karachi-East	7730	2
4	Karachi-Central	4209	NIL
5	Karachi-Malir	4204	NIL
6	Hyderabad	1154	22
7	Thatta	67	NIL

8	Badin	234	NIL
9	Dadu	442	70
10	Jamshoro @ Kotri	427	11
11	Mithi @ Tharparkar	38	1
12	Mirkurkhas	331	NIL
13	Umerkot	76	NIL
14	Sanghar	378	8
15	Naushahro Feroze	318	NIL
16	Shaheed Benazirabad	1142	35
17	Sukkur	1075	84
18	Khairpur	899	229
19	Ghotki	467	78
20	Larkana	1050	156
21	Kamber Shahdadkot	434	68
22	Shikarpur	468	139
23	Jacobabad	428	73
24	Kashmore @ Kandhkot	1355	107
25	Tando Allahyar	55	NIL
26	Tando Muhammad Khan	54	NIL
27	Matiari	261	8
28	Sujawal	48	3

3. Perusal of details submitted by learned MIT-II reflects that in two division i.e. Larkana and Sukkur around 600 murder cases are on dormant files, meaning thereby, those cases have not been adjudicated, rather have been left on the mercy of Sardars to decide the fate of those murders through Jarga(s). However, those cases are not reflecting the details of deceased persons, therefore, a report shall also include number of absconding accused persons, witnesses and deceased persons.

4. Scrutiny of above details reflects that number of witnesses are lacking in the detailed report submitted by District Courts as it is not mentioned that whether in compliance of Nasrullah case reported in PLD 2016 Sindh 238, the courts are fixing the cases on quarterly basis, calling the concerned I.Os and SSPs for arrest of proclaimed accused persons and ensuring

attendance of witnesses, hence, learned MIT-II shall ensure compliance of earlier order in its letter and spirit.

5. Moreover, with regard to compliance by the I.G.P. Sindh, the report has been submitted which is showing that only in Sukkar & Larkana Divisions around 36,000 accused persons are absconding, whereas in Karachi Division around 50,000 accused persons are absconding. Needless to mention, that in Nasrullah case ibid the guideline provided to the Courts as well Police to ensure arrest of absconding accused persons, hence, let compliance of such guidelines shall be made in its letter and spirit. Additionally, expertise of digital forensic experts shall be obtained while taking steps regarding arrest of absconding/proclaimed accused persons.

6. With regard to "Jirgas" AIGP report reflects that in last five years one [1] Jirga was held in Hyderabad Division, six [6] in Larkana, whereas, one [1] Jirga was held in Sukkur respectively. At this juncture Mr. Nasrullah Korai, learned *amicus curiae* submitted his *interim* report while taking benefits from Social and Print Media. According to his *survey* around 21 Jirgas were held in 2020 & 2023. Needless to mention here that in Para-6 of order dated 27.04.2023, the directions were issued that Magistrate would be competent to issue notices to the SSP and SHO, if such illegal practice of Jirga is continued in any respective area of Sindh. Accordingly, IGP Sindh shall constitute a committee with regard to details of such Jirgas as submitted by Mr. Nasrullah Korai, advocate as well as Magistrate concerned shall conduct *inquires* and proper action shall be taken against the Sardars who are conducting the "Jirga" while bypassing the Criminal Procedure Code and compelling the parties to obey their orders. It is pertinent to mention here that in area where blood feuds is between two clans, SSP shall call notable/Sardar(s) of those clan and get execute bonds of good behavior and bound them that they will not support any their *Biradari* people to take law in their own hands or life of any *innocent person* on the pretext of dispute between two clans.

7. While looking into the *law and order* situation of the province of Sindh and number of *absconders* and dormant cases, judicial proprietary demands that IGP Sindh shall ensure, compliance of the previous directions. Besides, officers from the rank of DSP to IGP serving in City's Police shall submit declaration form with regard to their assets/expenses, whether directly owned by them or Benami along-with annual income Tax returns filed by

Director IT

them and the same shall be displayed on police website as access to information is a fundamental right of every citizen.

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8. Further, the focal person of IGP Sindh submitted that yet the Sindh Government has not complied with Section 8 of Police Order 2019, nevertheless, that aspect has already been covered by this Court in order dated 14.09.2020. Being relevant Para-7, 8, 9, 10 & 11 are reproduced herewith:

7. Since, crime prevention as well criminal identification have specifically been included as branches therefore, the Criminal Justice Coordination Committee shall also include such aspect(s) during their meetings, as are to be held per the Act itself. The Committee should not only include this in agenda of the meeting(s) but should come forward with suggestions so as to cover these two on priority basis. Such report be called from every District and Sessions Judge/Chairman Criminal Justice Coordination Committee all over Sindh.

8. Mr. Muhammad Asif Riaz, CEO present and submits his written submissions, which is that:

1. Police department should be directed to train its officers regularly to investigate cyber crimes using digital forensics and digital evidence. Number of officers to be trained should be dependent on the population of the district and the crime rate.

2. Presiding Officers in all the districts should be trained to dispense justice where cyber crimes and digital evidences are involved;

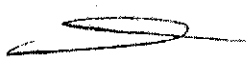
3. Sindh Judicial Academy may be directed to conduct courses more regularly on the subject matter;

4. University of Karachi may be directed to operationalize and meaningfully activate the Center for Digital Forensics Science and Technology (CDFST) immediately;

a. CDFST should have financial and administrative independence from the routine departmental issues at University of Karachi;

b. CDFST should be governed by a professional advisory board whose members should be practitioners in the industry;

c. CDFST should be institutionalized as a professional body rather than an academic department.



Handwritten notes and signatures in the bottom right corner, including the date 14.9.2020 and initials.

9. Further, he contends that he (CEO of Digital Arrays (Pvt) Limited) has such expertise and is ready to provide complete assistance to this Court with regard to subject matter issues. He would be at liberty to approach learned MIT-II and shall provide assistance.

10. Syed Irfan Hussain Zaidi, Member Advisory Committee submits his written submissions which is reproduced are under:-

"The Centre for Digital Forensic Science Technology was established in pursuance to disseminate the Science of Digital Forensic and to support Criminal Justice System with precise evidences to be presented in the court of law.

A lot of cases have been converted into "A" Class just because of lack of evidence and decisions if opinions are not 100%. In order to do that and to furnish complete and required justice, CDFST-POLICE signed an MOU in January 2020 but so far nothing concrete has happened more is at part of Karachi University where the Department/CDFST was established and the operational grant of 638 millions is lying idle. The selection board has already finalized the most capable resources available Dr. Qamar-ul-Arfin but the syndicate is creating problems for the center to be operative as they think it will play a vital role in curbing the ever increasing Harassment Cases between students and teachers and that is why don't to happen. There are several institutions in the region and many more available internationally."

The Center will provide Human Resources for the corporate sector and law enforcement agencies to produce better, precise and quick results.

In India only there are seven universities including the famous Gujrat Forensic Science University, Dr. MGR Education and Research Institute at Chennai, Hindustan Institute Tech.

The activation of CDFST is a dire need of time and especially when the infrastructure and required funds are also there.

With an experience of more than 25 years and with the right set of expertise it is necessary to make use of the much needed center to solve the thousands of cases and implementation of cases access to justice and also the capacity building of "Leadership Judiciary."