



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

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FOR ATTENTION OF PRIME MINISTER

8th June, 2017

TL17/0806/1A

Principal Secretary to Prime Minister,
Prime Minister House,
Islamabad.

Sub: Complaint on the Allegation of Illegal Appointments in Wafaqi Mohtasib
Office, and Orders on Hundreds of Thousand Cases by WM during 2013 to 2016, not
Signed off by the Wafaqi Mohtasib.

Dear Sir,

Transparency International Pakistan has received a complaint on the allegation of illegal appointments in Wafaqi Mohtasib office, and orders on hundreds of thousand cases by WM during 2013 to 2016, not signed off by the Wafaqi Mohtasib.

The complainant has made following allegations;

That

1. Wafaqi Mohtasib has commenced to provide shelter to the officers involved in corruption of billion rupees.
2. The institution which was made to provide justice to oppressed people has made the record of injustice, as Federal Ombudsman has appointed dozens of its commissioners on hefty pay and allowances in sheer violation of rules and regulations.
3. Mr. Hafiz Ahsan Ahmed Khokar, a junior lawyer, has been appointed in year 2010 without following rules, and is still working as Senior Adviser (Law) as well as grievance Commissioner for Overseas Pakistanis.
4. The post of Federal Ombudsman remained deliberately vacant on the retirement of Mr. Javed Sadiq Malik on September 2010. This occurred first time in history of Federal Ombudsman. Salman Farooqui was the Secretary to the President.
5. After 2 years and 3 month, on 1st December 2012, Salman Farooqui, Secretary General to the President, has been temporarily appointed as the acting Federal Ombudsman (Mohtasib). There was no provision in Federal Ombudsman Law for any such appointment.
6. On 12th February, 2013, Salman Farooqui, Secretary General to the President managed the issuance of Federal Ombudsmen Institutional Reforms Ordinance, 2013. In this Ordinance a new provision was inserted that at any time when the office of Ombudsman is vacant or he is unable to perform his functions due to any cause, the President shall appoint an Acting Ombudsman who shall perform functions and exercise powers as are vested in the Ombudsman and shall be entitled to all privileges as are admissible to Ombudsman.



7. And a very strange provision was also made in Federal Ombudsmen Institutional Reforms Ordinance, 2013 that the Ombudsman shall continue to hold office after expiry of his tenure till his successor enters upon the office.
8. The tenure of Salman Farooqui as Ombudsman has expired on 28th February 2017.
9. But still Mr. Salman Farooqui is continuing as Ombudsman, unlawfully.
10. Mr. Pir Sohawa scam and former Chairman CDA Inayat Elahi has been appointed as Commissioner Mohtasib Secretariat on heavy pay and allowances by Wafaqi Mohtasib Salman Farooqi.
11. The most important factor is that Inayat Elahi who was himself involved in corruption of billion rupees and enquiry is also underway against him would take action on the complaints against CDA.
12. Another dishonest officer against whom NAB is carrying out investigation for embezzlement of billion rupees is former Chairman OGRA Saeed Ahmed Khan, who is also wanted to the NAB and he took refuge in the Wafaqi Mohtasib.
13. One more former Secretary Information and Broadcasting Taimoor Azmat Usman, who is involved in heavy corruption and NAB is also doing enquiry against him, is working in Wafaqi Mohtasib Secretariat on Rs 300,000 monthly salary on contractual basis after retirement.
14. According to sources Salman Farooqi has inducted 19 high ranked officers after their retirement in 2015/16 including Ijaz Ahmed Qureshi, Raza Arshad, Captain(R) Agha Nadim, S. M. Tahir, Javed Akhtar, Muhammad Ayub Khan Tareen, Syed Anwar Mehmood, Farrukh Ayub Tareen, Abdul Hameed, Naimat Ullah Abid, Mohsin Rizvi, Syed Yasin Ahmed, Javed Akhtar Shiekh and Maj Gen(R) Haroon Sikandar Pasha. Enquiries are lying pending against all these officers in NAB. They all were recruited in Wafaqi Mohtasib against law.
15. Those who were appointed in the Mohtasib Secretariat as Commissioners in violation of rules and regulation include Syed Mohsin Asad, Asif Hayat Malik, Malik Muhammad Iqbal, Hafiz Ahsan Ahmed Khokar Mubashira Nighat Bano, Tauqeer Ahmed Faiq, Abdul Basit, Anis-ud-Din Ahmed, Farzana Jabeen, Yasmeen Masood, Ishaq Laghari, Shujat Abbas, Zarina S Zaidi, Muhammad Yamin, Badshah Gul Wazir, Ghulam Farooq, Adalat Khan, Muhammad Aslam Pathan, Liaqat Ali, Abdul Ghafoor Junejo, Muhammad Sarwar, S. M. Athar, Chaudhary Abdul Hameed, Musaddaq Muhammad Khan, Qurban Ali, Ijaz Ahmed Buttar, Shez Zaheer Ahmed Khan, Syed Dildar Abbas, Abdul Karim, Ahsan Ullah Babar, Walayat Ali Khan and Masoodi Farooq Babar.
16. On 24th July 2014, the Secretary of Wafaqi Mohtasib Secretariat Agha Nadeem announced that the Federal Ombudsman Secretariat has cleared the entire pendency of more than 1 lac public complaints in a span of only nine months. None of these orders was signed by the Federal Ombudsman himself. According to law, Judges of Courts, as well as all Ombudsman, Federal as well as Provincial shall sign the Judgments personally, and this duty cannot be transferred to any other subordinate officer. This act has made the office of Federal Ombudsman laughing stock in the country.

The complaint has been examined by TI Pakistan and prima facie the charges on the office of Wafaqi Mohtasib, and orders passed by officers of Wafaqi Mohtasib and not by the Wafaqi Mohtasib himself, and illegal appointments in the office of Wafaqi Mohtasib are very serious allegations.




Also Mr. Salman Farroqui, virtually handling the affairs of office of Wafaqi Mohtasib since last 7 years, is a very serious exposure of the highest office of accountability directly under the Prime Minister, and prima facie all these allegations needs urgent and immediate action by the Prime Minister, who declared the policy "Zero tolerance against Corruption".

TI Pakistan requests the Prime Minister to examine the complaint, and take immediate action of these allegations and restore the dignity of the office of the Wafaqi Mohtasib.

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption.

With Regards,



Sohail Muzaffar
Chairman

Copy forwarded for necessary action as per rules to,

1. Registrar, Supreme Court of Pakistan, Islamabad.