

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D- 3139 of 2016

Date	Order with signature of Judge	
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Present

Mr. Justice Muhammad Ali Mazhar

Mr. Justice Abdul Ghani Soomro

Sayyeda Zawari Begum Petitioner

V E R S U S

The Province of Sindh & others Respondents

Date of hearing 21.09.2016

Mr. Abdul Salam Memon advocate for the petitioner.

Mr. Abdul Jalil Zubedi A.A.G a/w SIP Raja Kaleem on behalf of
A.I.G.P Legal.

Muhammad Ali Mazhar, J: The brief facts of the case are that on 15.02.2016, deceased Syed Raees Abbas left the home in police uniform for his duty and when he reached at Ayesha Manzil an unknown dumber driver willingly hit his motorcycle with intention to kill and thus crushed his head due to which the son of the petitioner expired. Against this incident, FIR No.46 of 2016, under Section 302 P.P.C at P.S Azizabad, Karachi was also lodged on 15.02.2016.

2. Learned counsel referred to page 39 which is an obituary dated 17.02.2016 issued by S.S.P District, East, Karachi and reported "SHAHADAT" of the deceased constable and also highlighted the entire incident in the obituary. The petitioner has claimed the compensation on account of "SHAHADAT" of her son with further directions against the Respondents to

release the amount forthwith. One more letter dated 22.03.2016 is also available, communicated by D.I.G, East Zone, Karachi to Additional Inspector General of Police with the subject "Shaheed compensation case in respect of "SHAHEED" Syed Raees Abbas of Anti-Street Crime Squad, District East Zone, Karachi". The D.I.G forwarded the application along with various documents listed at serial No.1 to 16 but learned counsel submits that no action has been taken so far on the application forwarded by the D.I.G.

3. Normally, in such type of cases we noted that the police department/home department constitutes a committee for examining the entire case and pass the declaration whether the person has embraced "SHAHADAT" and lost his life in the line of duty or not but no such exercise has been completed in this case nor the comments have been filed but again learned A.A.G requests for time to file comments.

4. Keeping in view the available record we direct the Respondent No. 2 & 4 to constitute a committee to consider the case of deceased Syed Raees Abbas whether he embraced "SHAHADAT" or not. In case the committee recommends the case, the due compensation shall be paid to the petitioner/ legal heirs of the deceased in accordance with law. This exercise should be completed within forty five (45) days. Copy of this order be transmitted to the learned A.A.G. Petition is disposed of in above terms.

JUDGE

JUDGE

