

## **POLICE REFORMS PETITION**

Civil society organizations including Pakistan Institute of Labour Education & Research (PILER), Orangi Pilot Project- Research & Training Institute (OPP-RTI) and Urban Resource Centre (URC) and some individuals including Karamat Ali, Nazim F. Haji, artist Shahzad Roy and Ms. Aquila Ismail have filed a Constitution Petition at Sindh High Court on Police Reforms in Sindh, through senior lawyer Faisal Siddiqi.

On the first hearing on December 28, 2016 the honorable SHC granted stay on the Sindh government's orders to transfer/forced leave of Sindh IG A. D. Khawaja and issued notices to the government to file its comments before January 12, 2017. Because of SHC orders, Mr. Khawaja resumed his office on January 2, 2017 after availing the leave.

## **THE PETITION**

In the mentioned petition it is prayed that this Honourable Court may graciously pass judgment, and orders, in the following terms:

- (a) Declare that 'The Sindh (Repeal of the Police Order, 2002 & Revival of the Police Act, 1861) Act, 2011', is unconstitutional, without jurisdiction, illegal and of no legal effect.
- (b) Declare that the Police Order, 2002, is constitutionally and legally valid and in force and has not been repealed by 'The Sindh (Repeal of the Police Order, 2002 & Revival of the Police Act, 1861) Act, 2011'.
- (c) Permanently restrain the Respondents No.1 to 4; the Secretary Ministry of Interior, the Secretary Ministry of Law and Justice, the Chief Secretary Government of Sindh and the Home Secretary Government of Sindh; from implementing 'The Sindh (Repeal of the Police Order, 2002 & Revival of the Police Act, 1861) Act, 2011'.
- (d) Permanently restrain the Respondents No.1 to 4; the Secretary Ministry of Interior, the Secretary Ministry of Law and Justice, the Chief Secretary Government of Sindh and the Home Secretary Government of Sindh; from taking any adverse action against the Respondent No.7, including but not limited to sending him on forced leave, his removal/transfer etc., except in accordance with the Police Order, 2002.
- (e) Direct the Respondents No.1 to 4; the Secretary Ministry of Interior, the Secretary Ministry of Law and Justice, the Chief Secretary Government of Sindh and the Home Secretary Government of Sindh; to ensure the effective implementation of the Police Order, 2002, including the formation of all institutions/commission/authority/committee, envisaged under the Police Order, 2002, within a period of six months from the date as set by this Honourable Court.

- (f) Direct the constitution of a broad based independent Commission, headed by a retired High Court Judge or Supreme Court Judge and comprising of relevant and respected civil society persons as nominated by this Honourable Court (at the cost of the Provincial Government) and further direct this broad based independent Commission to supervise the effective implementation of the Police Order, 2002, including the formation of all institutions/commission/authority/committee, envisaged under the Police Order, 2002, within a period of six months from the date as set by this Honourable Court, and to submit a compliance report to this Honourable Court for further orders.
- (g) Grant such further, additional or alternative relief, as this Honourable Court may deem fit and proper;

#### Media Links:

Dunya TV (Kamran Khan): <https://youtu.be/6f-kq6jUr-A>  
Daily Dawn: <http://www.dawn.com/news/1305052/move-to-send-igp-on-forced-leave-challenged-in-shc>  
The News: <https://www.thenews.com.pk/print/175157-Dont-violate-Supreme-Court-verdict-SHC-tells-Sindh-govt>  
Express Tribune: <http://tribune.com.pk/story/1277309/shc-restrains-sindh-govt-sending-ad-khawaja-forced-leave/>  
Daily Times: <http://dailytimes.com.pk/e-paper/2016-12-29/lahore/8710/58152>  
The Nation: <http://nation.com.pk/national/29-Dec-2016/shc-stays-removal-of-sindh-igp>  
The Frontier Post: <http://www.thefrontierpost.com/article/423606/shc-halts-sindh-govt-s-decision-to-send-khawaja-on-forced-leave/>  
Geo News: <https://www.geo.tv/latest/125278-SHC-issues-stay-order-against-removal-of-IG-Sindh>  
Dunya News: <http://dunyanews.tv/en/Pakistan/367523-SHC-directs-Sindh-govt-not-to-remove-IG->  
Radio Pakistan: <http://www.radio.gov.pk/28-Dec-2016/shc-issues-stay-order-against-the-replacement-of-ig-sindh>  
News One: <https://www.newsone.tv/pakistan/shc-issues-stay-order-forced-leave-ig-sindh>  
Such TV: <http://www.suchtv.pk/pakistan/sindh/item/47568-shc-directs-sindh-govt-not-to-remove-ig-sindh-ad-khawaja.html>  
SAMAA TV: <https://www.samaa.tv/pakistan/2016/12/court-halts-sindh-govts-decision-to-send-ig-on-forced-leave/>  
News Pakistan: <http://www.newspakistan.tv/shc-restrains-sindh-govt-sending-igp-khawaja-leave-next-hearing-jan-12/>

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