

CONFIDENTIAL

Not to be released for publication in the press before presentation to the Assembly

PROVINCIAL ASSEMBLY OF THE PUNJAB

REPORT OF THE COMMITTEE ON PRIVILEGES REGARDING PRIVILEGE MOTION NO. 5/2016 MOVED BY MIAN TARIQ MEHMOOD, MPA (PP-113)

Privilege Motion No. 5/2016 moved by Mian Tariq Mehmood, MPA (PP-113) (Annexed) was referred to the Committee on Privileges on 11 February 2016. The Committee considered the Privilege Motion in its meetings held on 10 March, 29 July and 27 December 2016.

2. The following attended –

1.	Chaudhary Muhammad Iqbal, MPA (PP-98)	Chairman
2.	Ms Sameena Noor, MPA (PP-185)	Member
3.	Haji Ehsan-ud-Din Qureshi, MPA (PP-197) (attended on 29 July 2016)	Member
4.	Syed Hussain Jahania Gardezi, MPA (PP-213)	Member
5.	Mr Muhammad Arshad Khan Lodhi, MPA (PP-223) (attended on 29 July 2016)	Member
6.	Rais Muhammad Mehboob Ahmed, MPA (PP-289) (attended on 10 March 2016)	Member
7.	Mr Ejaz Hussain Bukhari, MPA (PP-15)	Member
8.	Mr Ahmed Khan Bhacher, MPA (PP-45) (attended on 10 March and 29 July 2016)	Member
9.	Mr Ahmad Shah Khagga, MPA (PP-229) (attended on 27 December 2016)	Member
10.	Mian Tariq Mehmood, MPA (PP-113)	Mover

3. Mr Zahid Saeed, Senior Member Board of Revenue Department, Brig (R) Muzzaffar Ali Ranjha, Director General, Anti Corruption Establish Department and Mr Mohsin Bukhari, Deputy Director, Law & Parliamentary Affairs Department, Punjab attended the meetings as Expert Advisors. Hafiz Muhammad Shafiq Adil, Special Secretary, Provincial Assembly of the Punjab functioned as Secretary to the Committee.

4. Mian Tariq Mehmood, MPA/Mover stated that the information sought vide starred question no. 3946 that "whether it was true that there were number of employees in Revenue Department at District Gujrat, who were facing Departmental and Anti Corruption inquiries with allegation of embezzlement?" The District collector, Gujrat replied that there were some employees who were facing inquiries and trial in the Anti Corruption Establishment Department. When he read the details

Contd...P/2

he came to know that the Deputy Secretary, Board of Revenue did not provide the names of those officials of Revenue Department, against whom Anti Corruption Establishment Department registered FIRs and inquiries were also in progress. He quoted an example of Mr Sultan Ahmed, Tehsildar Kharian, District Gujrat and provided a copy of FIR No. 545/14 registered under section 409 against him at Police Station, Kharian. In addition to it, other Departmental inquiries were in progress. Moreover, the accused was transferred from Gujrat vide order no. 1513-2015/ 1168 (F) 1 dated 8-6-2015 but he managed to get cancel his transfer orders. Revenue Department provided wrong answers to the starred Assembly Question resulting in violation of Rules of Procedure of the Punjab Assembly by providing false information to the Hon'able House. The Administrative Department had breached the privilege of not only the Mover but also of the Assembly as a whole.

5. Responding to the Privilege Motion, Mr Zahid Saeed, the then Senior Member Board of Revenue admitted that accurate answers were not submitted by the Revenue Department. Mr Sultan Ahmed Tehsildar was posted there during finalization of departmental answer by the competent authority and FIR was registered against him. He tendered his apology on behalf of his department. He explained that posting orders of Mr Sultan Ahmed, Tehsildar were held in abeyance because the DCO, Gujrat did not relieve the officer from his duty until a substitute. He also pointed out that case was registered on 8-9-2014 against Mr Sultan Ahmed, Tehsildar but Anti Corruption Establishment failed to submit the challan in the Court even after one and half year.

6. DCO, Gujrat explained that Anti Corruption Establishment had registered an FIR but allegations were not proved in the court of law till todate. He also informed that Mr Sultan Ahmed, Tehsildar was transferred to Board of Revenue now.

7. Director General, Anti-Corruption Establishment stated that investigation against the said Tehsildar had been completed. However, challan would be submitted to the Court of Law after final legal scrutiny. He also stated that Anti-Corruption Establishment would recover the remaining amount of Rs. 2.6 Million Rupees and the culprits would be behind the bars within next ten days.

8. The Mover was satisfied with the explanation given by the administrative department and did not press his Privilege Motion.

9. The Chairman in consultation with the other Members of the Committee decided to dispose of the Subject Privilege Motion with the direction that DG, Anti Corruption Establishment Department would follow up the case and ensure the recovery by arresting the persons at large both inland as well as abroad and challan against them be submitted before the Court of Law.

Contd...P/3

10. The Committee, unanimously, decided to recommend to the Assembly that the subject Privilege Motion may be treated as disposed of being not pressed by the Mover.

Lahore
27 December 2016

CHAUDHARY MUHAMMAD IQBAL
Chairman
Committee on Privileges

Lahore
27 December 2016


(RAI MUMTAZ HUSSAIN BABAR)
Secretary

تحریک استحقاق نمبر 5 بابت 2016

میاں طارق محمود:

ارسال کیا تھا۔
(سوال جزوب) کیا یہ درست ہے کہ محکمہ مال ضلع گجرات میں کافی ملازمین ایسے ہیں جن کے خلاف خورد برد کی انکوائریاں
محکمہ اور اینٹی کرپشن میں چل رہی ہیں؟

(جواب جزوب) ڈسٹرکٹ کلکٹر گجرات کے مہیا کردہ جواب کے مطابق ضلع گجرات کے محکمہ مال میں کچھ ملازمین کے خلاف محکمہ اور اینٹی کرپشن میں انکوائریاں چل رہی ہیں لیکن تاحال یہ انکوائریاں مکمل نہ ہوئی ہیں۔ تفصیل جھنڈی "الف" پر ملاحظہ فرمائیں۔

"الف" پر ملاحظہ فرمائیں۔
جناب سپیکر! جب میں نے تفصیل جھنڈی "الف" ملاحظہ کی تو میں نے دیکھا اس فہرست میں محکمہ مال کے ڈپٹی سیکرٹری (ریونیو) نے ان ملازمین کے نام شامل نہیں کئے جن کے خلاف محکمہ اینٹی کرپشن پنجاب میں مقدمہ جات درج ہیں اور ان کے خلاف اس محکمہ میں کارروائی/انکوائریاں چل رہی ہیں۔ مثال کے طور پر مسٹر سلطان احمد، تحصیلدار (ریونیو) کھاریاں ضلع گجرات، جس کے خلاف تھانہ صدر کھاریاں اینٹی کرپشن میں مقدمہ نمبر 545 زیر دفعہ 409 تپ مورخہ 8 ستمبر 2014 سے درج ہے۔ کاپی لف ہے۔ (پرچم الف) اور اس کے خلاف محکمہ ہذا میں کروڑوں روپے خورد برد کرنے پر انکوائری/کارروائی چل رہی ہے۔ اس بناء پر ان کو گجرات سے آرڈر نمبر E(F)I/1168-2015/1513 مورخہ 8 جون 2014 کے تحت ٹرانسفر کیا گیا تھا۔ مگر اس کے اثر و رسوخ کی بناء پر کروڑوں روپے کے خورد برد میں ملوث ہونے کے باوجود اس کی ٹرانسفر کینس کر دی گئی۔ کاپی لف ہے۔ (پرچم ب)۔

کر دی گئی۔ کا پی لف ہے۔ (پرچم ب)۔
جناب سپیکر! منسلکہ پرچم الف اور پرچم ب کی روشنی میں محکمہ مال نے غلط جواب دے کر قواعد انضباط کار صوبائی اسمبلی پنجاب کے
قاعدہ 68(a) اور The Punjab Transparency and Right Act 2013 کے section 3
8 and کی صریحاً خلاف ورزی کی ہے۔ محکمہ مال کے غلط جواب دینے سے نہ صرف میرا بلکہ پورے ایوان کا استحقاق مجروح
ہوا ہے۔ لہذا میری اس تحریک کو ایوان میں پیش کرنے کی اجازت دی جائے اور اسے باضابطہ قرار دیتے ہوئے مجلس استحقاقات
کے سپرد کیا جائے۔

رائے ممتاز حسین بابر

سیکرٹری

لاہور

10 فروری 2016

11 فروری 2016