

# IN THE PAKISTAN INFORMATION COMMISSION ISLAMABAD

Appeal No. 1676-12/2022

Kashif Ali Sundrani

Vs

Ministry of Human Rights

Fawad Malik: Information Commissioner

## A. APPEAL

1. Kashif Ali Sundrani filed an application under the Right of Access to Information Act, 2017. Through his application dated 31-12-2021 addressed to the Secretary Human Rights, Islamabad he has requested the following information:

- i. *“What is jurisdiction of this ministry in Pakistan in respect of enforcement of fundamental rights of persons against private persons or officials?”*
- ii. *Whether this ministry may take action in provinces?*
- iii. *In case provincial police/other organs fail to provide substantial justice or failed to comply legal orders whether this ministry may take any action under what procedure?*
- iv. *That the honourable senior civil judge Kashmore handed over possession of my Kabuli land to the extent of 80-12 acres in 2017 but opponents reoccupied same land against criminal court of Kashmore under illegal dispossession act 2005 put me in possession on 24.12.2021 but they reoccupied on next day, Sindh police not ready to help maintain/retain my possession, not read to stop them from cultivating my land & tube wells & top remove standing crop, whether this ministry of Imran Khan’s new Pakistan may help me I am also a Pakistani, lawlessness tops.*
- v. *Whether this ministry shall perform its role when provincial police fails, in what capacity this ministry intends to help me in afore said genuine matter; whether this ministry may put pressure on Sindh police to provide me justice.*
- vi. *What are function, work, and business of this ministry?*
- vii. *By means this information I seek SOS help would you help me. It is requested to give above information/documents.”*

2. Feeling aggrieved for the non provision of the information he has filed appeal before the Pakistan Commission on access to information, Islamabad.

## B. PROCEEDINGS

3. In response to the notice of the Commission the Ministry of Human Rights responded vide letter dated 24.01.2022. The respondent has responded the queries is as under:

- i. *“The fundamental human rights of every citizen of Pakistan are enshrined in the Constitution and there is a vast network of laws that cater to the human rights of the citizens of Pakistan at both the Federal*

and Provincial levels. The mandate of the Ministry under the Rules of Business 1973 is given on the official website of the Ministry ([www.mohr.gov.pk](http://www.mohr.gov.pk)).

- ii. *The Ministry of Human Rights head office is based in Islamabad. However, it has regional offices in all four provinces of Pakistan. As a result of 18<sup>th</sup> amendment in the Constitution of Pakistan, a wide range of subject has been devolved to the provinces. The devolved subjects included a number of fundamental human rights falling under the purview of the provinces. The Ministry of Human Rights does not have powers to take any action in the provinces; however, on receiving of application pertaining to human rights' violations, relevant Departments at the Federal and Provincial level are approached to address the grievances of the aggrieved persons.*
- iii. *As referred above.*
- iv. *In case of any in justice, different forums like Human Rights Departments, Government of Sindh, Federal Ministry of Human Rights and independent Commissions like Sindh Human Rights Commission and National Human Rights Commission, National Commission on the Status of Women and Sindh Commission of Women may be approached for seeking help / support. Besides, Parliamentary Standing Committees on Human Rights and Women; and Human Rights Cell in the Supreme Court of Pakistan / High Court are also relevant forum where application in such cases can be submitted.*
- v. *As referred above.*
- vi. *As referred above, official website of the Ministry of Human Rights may be reviewed."*

4. The appellant feeling dissatisfied with the response of the public body has objected that the answers to his queries are not appropriate and proper.

#### C. COMMISSION'S VIEW

5. The comparison of both the queries by the appellant and the response of the public body depicts that the public body has answered all the queries comprehensively and in proper order to the questions raised by the appellant. No query of the appellant is left unturned.
6. Moreover the respondent has apprised that answers to all sort of queries can be accessed from the official website link [www.mohr.gov.pk](http://www.mohr.gov.pk) of the public body.
7. The information and record downloaded from the official website of the public body does not require certification or verification.

#### D. ORDER

The appeal is disposed of.