



Government of Pakistan
Ministry of Poverty Alleviation & Social Safety
PAKISTAN BAIT-UL-MAL
(An ISO 9001:2015 Certified Public Sector Organization)
Sector H-8/4 Islamabad (Tel No. 051-4863212) establishment.ho@plm.gov.pk

PBM/Estb/081/2954

Islamabad the 13th December 2023

CIRCULAR

Subject: **IMPLEMENTATION OF THE ORDERS OF THE HON'BLE
PRESIDENT OF PAKISTAN IN REPRESENTATIONS AGAINST
FINDINGS OMBUDSMAN**

The undersigned is directed to circulate the M/o PA & SS letter U.O No. 7-2/2018 (Admn)-1132 dated 07.12.2023 on the subject for information and compliance, please.

2. This issues with approval of the Managing Director.

Sidra
(SIDRA MAQSOOD)
Assistant Director (Estb)

Distribution:

- i. All Directors – PBM
- ii. Deputy Legal Advisor

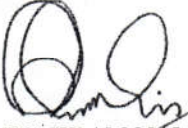
C.C:

- i. Director to MD
- ✓ ii. Assistant Director (IT) (with the request to upload the same on PBM website)
- iii. Notice Boards
- iv. Files

Government of Pakistan
Ministry of Poverty Alleviation and Social Safety

Subject: IMPLEMENTATION OF THE ORDERS OF THE HON'ABLE PRESIDENT OF PAKISTAN IN REPRESENTATIONS AGAINST FINDINGS OMBUDSMAN

Enclosed please find herewith a self-explanatory copy of Cabinet Division's O.M. No. 2-67/Coord dated 5th December, 2023 on the subject alongwith its enclosures for information and compliance.


(WASIF ALI MALIK)
Section Officer (Admn) 07/12/23


Diary No. 3888
Dated: 12-12-23


757
08-12-23

Diary No: 1085
Date: 11-12-23


- (i) The Secretary, BISP, Islamabad.
- (ii) The Managing Director, PBM, Islamabad.

U.O. No. 7-2/2018(Admn)-1/32 Islamabad, the 07th December, 2023


Dir (Admn) 11/12


12/12/2023
D/K

- i) Pl. Circulate.
- ii) Also place on PBM website.


12/12/23
ADCB Also endorse copy to DLAK
AS directed to R/R
adviser
Je
12/12

Most Immediate
By Special Messenger

GOVERNMENT OF PAKISTAN
CABINET SECRETARIAT
CABINET DIVISION

No. F. 2-67/2016-Coord

Islamabad, the 5th December 2023

OFFICE MEMORANDUM

Subject: IMPLEMENTATION OF THE ORDERS OF THE HON'ABLE
PRESIDENT OF PAKISTAN IN REPRESENTATIONS AGAINST
FINDINGS OF OMBUDSMAN

The undersigned is directed to refer to President's Secretariat (Public) U.O. letter No. 1(13)2023/Dir (C&D) dated 28-11-2023 on the subject noted above and to state that the President Secretariat has observed that the instructions issued by the Cabinet Division vide O.M. No. 1/12/2003-Imp-II dated 15-01-2016 (copy enclosed) are not being observed by the Ministries/Divisions/Departments in letter and spirit. It is, therefore, reiterated that the instructions issued by the Cabinet Division vide above referred O.M. may be implemented in true letter and spirit.

Encl: As above

Sehrish Mazari
(Sehrish Mazari)
Section Officer (Coord)
PH: 9202666

All Secretaries/Additional Secretaries Incharge of the
Ministries/Divisions/Departments, Islamabad/Rawalpindi.

Copy to: -

1. The Secretary to the President, President Secretariat (Public) Islamabad, w.r.t. President's Secretariat U.O. No. 1(13)2023/Dir (C&D) dated 28-11-2023.
2. The Secretary to the Prime Minister, Prime Minister's Office, Islamabad.
3. The Secretary, Wafaqi Mohtasib Secretariat, Islamabad.
4. The Secretary, Federal Tax Ombudsman Secretariat, Islamabad.
5. The Secretary, Banking Mohtasib Secretariat, Islamabad.
6. The Secretary, Federal Ombudsman against Harassment of Women at Work Place Secretariat, Islamabad.
7. The Secretary, Federal Insurance Ombudsman Secretariat, Islamabad.

*1407
07-12-23*

Minister of Economy & Finance
By: *[Signature]*
Date: *07-12-23*

Secretary to the President
By: *[Signature]*
Date: *07-12-23*

*Asst
Send to
BISP & PBM
07/12*

*DS (Admin)
6/12/23*

*circulate to all
constituting organisations/
projects / programmes
compliance
SG(A)*

PRESIDENT SECRETARIAT (PUBLIC)
AIWAN-E-SADR, ISLAMABAD

Subject: **IMPLEMENTATION OF THE ORDERS OF THE HON'ABLE
PRESIDENT OF PAKISTAN IN REPRESENTATIONS AGAINST
FINDINGS OF OMBUDSMEN**

It has been observed on a number of instances that the instructions issued by Cabinet Division, Government of Pakistan Vide O.M. No. 1/12/2003-Imp.II, dated 15.01.2016 are not being adhered to by Government Ministries/Divisions/Departments and Autonomous Bodies in letter and spirit.

2. Cabinet Division is, therefore, requested to reiterate the instructions already issued from time to time on the subject matter and to ensure implementation of O.M. No. 1/12/2003-Imp.II, dated 15.01.2016 especially para 3 of ibid O.M. (copy enclosed).


(Muhammad Waqas Khan Khakwani)
Director General (Cabinet & Social Welfare)
Tel: 051-9010172
Fax: 051-9215117

Encls: As above

Secretary, Cabinet Division, Islamabad

President's Secretariat (Public) U.O. No. 1(13)2023/Dir(C&D), dated: 28.11.2023

IMMEDIATE

GOVERNMENT OF PAKISTAN
CABINET SECRETARIAT
(Cabinet Division)

No.1/12/2003-Imp.II

Islamabad, the 15th January 2016

OFFICE MEMORANDUM

Subject: IMPLEMENTATION OF THE PRESIDENT'S DECISIONS ON REPRESENTATIONS AGAINST FINDINGS OF THE WAFaqi MOHTASIB

The undersigned is directed to refer to this Division's letters of even number dated 31.07.2003, 20.08.2015 and 03.09.2015 on the subject and to say that under article 32 of the Establishment of the Office of Wafaqi Mohtasib Order 1983 (President's Order 1 of 1983), an agency i.e. Ministry, Division, Department of the Federal Government, or a statutory corporation or institution established and controlled by the Federal Government, aggrieved by a decision or order to the Wafaqi Mohtasib can make a representation to the President against such decision or order. The order of the President on such representation is not in the nature of a judicial decision between the aggrieved person and the concerned agency. Rather, it is an administrative decision, which an agency is expected to comply with. However, it has been observed that in a few cases, the concerned agencies challenged the decisions/orders of the Wafaqi Mohtasib in High Courts even after these had been affirmed by the President.

2. Since the executive authority of the Federation vests in the President and the agencies either have been established or are controlled by the Federation, the aforesaid act of the agencies to challenge the Wafaqi Mohtasib findings/orders after their affirmation by the President is not in order.

3. Ministries/Divisions are, therefore, requested to:

- (i) reiterate above instructions within their Ministries/Divisions/Departments and autonomous bodies, etc. for strict compliance;

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- (ii) direct all departments/autonomous bodies etc. under their administrative control, to provide details of the cases to the concerned Secretariats of the respective ombudsmen, where agencies has filed Writ Petitions against findings/orders of the ombudsmen after the same have been affirmed by the President;
- (iii) ensure withdrawal of the said Writ Petitions under intimation to the President's Secretariat (Public), the Cabinet Division and the respective Federal Ombudsman.


(ARSHAD MAHMOOD KIANI)
Senior Joint Secretary (Imp.)

All the Secretaries/Additional Secretaries Incharge
of the Ministries/Divisions, Islamabad/Rawalpindi

Copy for information to:

1. Acting Secretary to the President, President's Secretariat (Public) Islamabad w.r.t President's Secretariat u.o. No. 518/WM/2013, dated 21.12.2015.
2. Principal Secretary to the Prime Minister, Prime Minister's Office, Islamabad.
3. Secretary, Senate Secretariat, Islamabad.
4. Secretary, National Assembly Secretariat, Islamabad.
5. Secretary, Wafaqi Mohtasib Secretariat, Islamabad.
6. Secretary, Federal Tax Ombudsman Secretariat, Islamabad.
7. Secretary, Banking Mohtasib Secretariat, Islamabad.
8. Secretary, Federal Ombudsman against Harassment of Women at Work Place Secretariat, Islamabad.
9. Secretary, Federal Insurance Ombudsman Secretariat, Karachi.