

Report No. 8

**SENATE SECRETARIAT**



**REPORT OF THE  
SENATE FUNCTIONAL COMMITTEE ON HUMAN RIGHTS  
ON POINT OF PUBLIC IMPORTANCE RAISED BY SENATOR  
MUHAMMAD USMAN KHAN KAKAR IN THE SENATE SITTING HELD  
ON 30<sup>TH</sup> APRIL, 2019.**

**Presented by**

**Senator Mustafa Nawaz Khokhar**

**Chairman**

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### REPORT OF THE SENATE FUNCTIONAL COMMITTEE ON HUMAN RIGHTS ON POINT OF PUBLIC IMPORTANCE RAISED BY SENATOR MUHAMMAD USMAN KHAN KAKAR IN THE SENATE SITTING HELD ON 30<sup>th</sup> APRIL, 2019.

1, Senator Mustafa Nawaz Khokhar, Chairman Functional Committee on Human Rights, have the honour to submit, on behalf of the Committee, this report on a Point of Public Importance, regarding "blocking of CNICs of Malik Attah Ullah Khan Bajore and his family members" raised by Senator Muhammad Usman Khan Kakar in the Senate sitting held on 30th April, 2019, and referred to the Committee for consideration and report.

2. The composition of the Standing Committee is given as under: -

1. Senator Mustafa Nawaz Khokhar	Chairman
2. Senator Raja Muhammad Zafar-ul-Haq	Member
3. Senator Rana Mahmood ul Hassan	Member
4. Senator Muhammad Tahir Bizinjo	Member
5. Senator Syed Muzafar Hussain Shah	Member
6. Senator Keshoo Bai	Member
7. Senator Prof. Dr. Mehr Taj Roghani	Member
8. Senator Hidayat Ullah	Member
9. Senator Muhammad Ali Khan Saif	Member
10. Senator Sana Jamali	Member
11. Senator Dr. Jehanzeb Jamaldini	Member
12. Senator Muhammad Usman Khan Kakar	Member
13. Senator Ayesha Raza Farooq	Member
14. Senator Quratulain Marri	Member
15. Minister for Human Rights	Ex-Officio Member

3. The Committee considered the said matter in its two meetings held on 14<sup>th</sup> May, 2019, and on 24<sup>th</sup> May, 2019, which was attended by the following:-

i) Senator Mustafa Nawaz Khokhar	Chairman
ii) Senator Prof. Dr. Mehr Taj Roghani	Member
iii) Senator Ayesha Raza Farooq	Member
iv) Senator Sana Jamali	Member
v) Senator Kamran Michael	Member
vi) Senator Dr. Jehanzeb Jamaldini	Member
vii) Senator Keshoo Bai	Member
viii) Senator Muhammad Usman Khan Kakar	Member / Mover

4. Senator Muhammad Usman Khan Kakar, Mover apprised the Committee regarding the subject matter. Chairman NADRA informed the Committee that CNICs of Malik Attah Ullah Khan Bajore and his family members were blocked on the recommendations of a verified intelligence agency's report in November, 2017. Therefore, they appeared before NADRA Regional Verification Board, which referred their case to Deputy Commissioner Tribal District Bajaur for verification of their

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national status. The Deputy Commissioner Bajaur initially did not issue clearance certificate, due to which, the CNICs were blocked. Senator Usman Khan Kakar maintained that some officials of National Database and Registration Authority (NADRA) were being used as a tool to blackmail individuals raising voice against the "war on terror". The Committee was informed that Malik Attah Ullah Khan Bajore, who has been the district president of the Awami National Party (ANP) twice for eight years, has lost nearly a dozen family members, including one of his sons, after refusing to cooperate with militants.

5. Speaking on behalf of his father, Hikmatullah, son of Malik Attah Ullah Khan Bajore, informed the Committee that their family had offered sacrifices in war against terror, but unfortunately they are being politically victimized and their CNICs had been blocked. Hikmatullah informed the Committee that his father had survived several attempts on his life and that he still received threats. He complained that the security provided to his father by the State had also been withdrawn. Hikmatullah showed a certificate claiming that his father had been praised by the Inspector General Frontier Corps (North) for his patriotism, willingness to risk his life and cooperating with law-enforcement agencies during military operations. The Committee was further informed that as a result of unmasking the militants during the operation of Faseel-e-Ahan IV, his son was martyred and his own life was also in danger. The Committee showed immense displeasure over the withdrawal of security to Malik Attah Ullah Khan Bajore and his family. The Committee unanimously recommended that all concerned should be directed to reinstate and ensure fool-proof security to Malik Attah Ullah Khan Bajore and his family members with immediate effect, and a letter in this regard should be issued to all concerned.

6. The Chairman Committee stated that to challenge the citizenship of such a man, who had lost family members in the war on terror, and has been acknowledged by the State for his cooperation with law enforcement agencies, is a case of abhorrent political victimization. Chairman Committee said that he had no words to condemn actions of the State. He further added that he did not have the words to express the sad state of affairs that a Pakistani citizen who had lost his family members and himself braved attacks from terrorists was being humiliated in such a manner. The Committee showed annoyance over the blockage of CNICs of Malik Attah Ullah Khan Bajore and his family members depriving them of their national status by issuing a letter from Deputy Commissioner. The Committee directed that stringent procedure should be adopted in order to block CNICs of any person, and that if needed be, such an action should be taken particularly on the orders of judicial authority, instead of verification from Deputy Commissioner. On the recommendations of the Committee, Deputy Commissioner Bajaur was invited to brief the Committee on the issue.

7. In the second meeting of the Committee, Mr. Usman Mehsud, Deputy Commissioner Bajaur appeared before the Committee and stated that he did not have the authority to block National Identity Cards. However, NADRA blocks identity cards on the recommendations of intelligence agencies when they suspect an individual. NADRA decides whether the case is simple or complex and accordingly, NADRA forwards the case to the DC concerned for verification. In this particular case, the Political Agent had said that this case should be cleared, whereas, the previous DC

Bajaur was of the opinion that it required further investigation. However, the matter is now settled and it has now been notified that Malik Attah Ullah Khan Bajore is a Pakistani national. Brig (R) Nisar Mir Director General (operations) NADRA, apologized to Malik Attah Ullah Khan Bajore for the inconvenience caused to him and his family members. On a query, he informed the Committee that the identity cards of 123,000 individuals from all the provinces have been blocked as their nationality is under question.

8. After due deliberation, the Committee observed that as it was verified by NADRA and all other concerned Ministries / departments that Malik Attah Ullah Khan Bajore and his family members are bona-fide residents of tribal district Bajaur and Pakistani nationals. Therefore, the Committee unanimously recommended that the Point of Public Importance may be disposed of, with a recommendation that the Committee will deliberate further on the matter related to 123,000 cases of block CNICs and to provide relief to legitimate individuals who have been facing difficulties, and resolve the issue.

9. The Committee gave approval for presentation of this report to the House.

  
(HAMMAD KHAN MARRI)  
Secretary (Committee)

  
(SENATOR MUSTAFA NAWAZ  
KHOKHAR)  
Chairman (Committee)

Islamabad, the  
14<sup>th</sup> June, 2019.