IN THE SUPREME COURT OF PAKISTAN



(Original Jurisdiction)

PRESENT:

Mr. Justice Iftikhar Muhammad Chaudhry, CJ.

Mr. Justice Abdul Hameed Dogar

Mr. Justice Muhammad Nawaz Abbasi

H.R. Case No.4246 of 2006

(Action on press clipping)

On Court Notice:

Mr. Khadim Hussain Qaiser, Addl.A.G. Punjab

Sh. Riazul Haq, ASC (on behalf of Pakistan Baitulmal)

Date of hearing:

21.8.2006

ORDER

Applicants are not present. Issue notice to them through Mr. Asad Hameed, Columnist, 'The Nation'.

Learned counsel appearing on behalf on Pakistan Baitul Mall stated that his organization is ready to help them if they establish contact for some financial aid, as per criteria.

Adjourned to a date in the 3rd week of September, 2006.

Islamabad, the 21st August, 2006. Nisar/*

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d couple seeks justice

ASSAD HAMEED

AMABAD - Syed Shah Husin and Rubina never thought ould be so tough and tiring hen they tied knot in a Karacourt three years ago.

ife, since then, has been an plute torment for both Shah Visain and Rubina as their lies became inimical to-'s them and took a very

stand on the issue. of Justice of Pakistan is e only ray of hope for the ss, penniless and scared s they have been badly inted by all legal and rative forums for acstice against all odds, owed their wedding. e gone to every one, ministers, Police I_{it} nobody listens to led Shah Hussain who are now blessbeautiful children,

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Naad-e-Ali. ties, hailing from haraia of Thang r homes to solage against the leader leader

us," said depressed Shah-Hussain who has survived two life attempts.

In one of these attacks, Shah at their journey together Hussain was shot and injured while in the other attack he sustained six deep sharp-edged iniuries. This is in addition to another attack on Hussain's wife and daughter who were seriously hurt after they were beaten with rods and hatchet.

The misery started when Shah Hussain, 21, the youngest son of Syed Karam Hussain Shah who has served in the Armed Forces as a doctor, fell in love with Rubina, who lived in his neighborhood.

After failing to convince his family to adopt Rubina as their daughter-in-law, the young and enthusiastic Shah Hussain took the bold step and went for the court marriage thinking the life would be a bed of roses with Rubina no matter what their families had in the offing over the rebelat Batool, 2, and a lious decision of their young ones.

Shah Hussain did everything to the couple in to convince his family and later sought apologies again but his elders are not ready to forgive his mistake.

"They have set only one condition that I should leave Rubiom town to na," Shah Hussain said, who has ones left no been disowned by her family r separating 'after marrying against its will.



ISLAMABAD: Shah Hussain and Rubina, with their children talk to TheNation.-Staff photo

members is no less but they want them. to kill her to restore "the family honor," Shah Hussain said.

Shah Hussain said his in-laws have implicated him in several cases including one under Hudood Laws for kidnapping Rubi-

The anger of Rubina's family na besides trying to eliminate

"My father-in-law Iftikhar Hussain along with son Tanveer Abbas and nephew Imran attacked Rubina and my daughter when they were going to hospital," Shah Hussain said.

He said both the victims were badly injured and his minor daughter was lucky to survive with a fractured skull.

Recalling the life attempts on him, Shah Hussain said he was once shot in Karachi. Secondly, he said four unknown car Hussain felt sorry.

riders kidnapped him from G-10/4 in Islamabad and repeatedly stabbed in his body with sharp edge weapons.

me out of their vehicle after injuring me because of a police hold-up on March 18 as President Bush was in town," Shah of his miseries and direct the Hussain said while showing several injury marks.

sain, the kidnappers kept on asking him about his wife and daughter as they wanted to kill and was not able to bear the ex them, Shah Hussain said. He penses of life due to retrogres suspected his in-laws were in- sive attitudes of his family volved in both these cases.

Shah Hussain said he could for his whole family. not earn his livelihood as being threatened and a repeatedly at- his family has a lot for civil soci tacked. Asked if he had report- ety as well as the government to ed the matter to police, Shah Hussain regretted that neither Justice takes up the issue. Jhang police took any action against the attackers nor Islam- helpful approach can make life abad police was interested in stable for Shah Hussain if the apprehending the outlaws.

he knocked every door for justice and survival but the task is becoming difficult day by day as no body bothered to pay heed.

Minister, Interior Minister, civil as their well being is at stak society especially NGOs and with many dangers around t everyone else but failed to get with no shelter and no r justice or any assistance," Shah sources," said

He said only Imran Khan o Pakistan Tehreek-e-Insaf (PT) listened to his ordeal and talked to Interior Minister for provid "The attackers had to throw ing protection to them but th efforts bore no fruit.

Shah Hussain requested Chie Justice of Pakistan to take not government to give him and hi family protection and shelter se Before dumping Shah Hus- as to enable him to live peace fully and prosperously.

He also said he was penniles which has made life miserable

The case of Shah Hussain and think and do before the Chie

An immediate, practical and government looks into his griev The youngster regretted that ances as well his needs and espe cially those of his two small kids

"Our love has become strong er with every hardship over al these years but we are afraid "I have requested the Prime now because of our children Rubina az Shah Hussain.

(Human Right Cell)



In the Supreme Court of Pakistan.

(Appellate Jurisdiction)

PRESENT:

Mr. Justice Iftikhar Muhammad Chaudhry, CJ Mr. Justice Saiyed Saeed Ashhad

HUMAN RIGHTS CASE NO.4246 OF 2006

(Action on press clipping)

On Court notice:

Mr. Khadim Hussain Qaiser, Addl.A.G.Punjab

Syed Shah Hussain, with his wife (Robina Hussain)

Date of hearing:

19.9.2006

ORDER

Iftikhar Muhammad Chaudhry, C.J.— In pursuance of order dated 21.8.2006 a Cheque bearing No.338146 dated 01.9.2006 amounting to Rs.20,000/- (twenty thousand only) has been given to Syed Shah Hussain and Mst. Robina Hussain by the Managing Director, Pakistan Baitul Mal. They stated that as the parents of Robina Shah who are residents of Ghar Mahraja Jhang are threatening both of them and even earlier they attacked upon their daughter and a case was registered which is pending in the Court of Additional Sessions Judge, Shorkot and only one person has been arrested and they are being summoned for hearing but their life is in danger, therefore, they are not in a position to attend the Court. Under the circumstances we direct S.S.P Jhang that he should establish contact with the applicants and produce them in the Court in safe custody and also cause arrest of the accused persons who have not so far been arrested as far as possible within a period of six weeks and submit report to the Registrar for our perusal in Chambers. Trial Court seized with the matter shall also take steps for expeditious disposal of the case.

In respect of the FIR lodged by Syed Shah Hussain for attack on him at Islamabad and allegedly investigation is not being properly conducted, both of them are directed to appear before the Inspector General of Police, Islamabad alongwith copy of this order who shall ensure proper investigation of the case to bring the culprits to justice.

The petition is accordingly disposed.