



**BY COURIER**

Ref: PILAP/HO/2020/433

Dated: 25 September, 2020

**Chief Information Commissioner  
Pakistan Information Commission  
First Floor, National Arcade, A-4 Plaza,  
F-8 Markaz, Islamabad**

**APPEAL UNDER SECTION 17 OF THE RIGHT OF ACCESS TO INFORMATION ACT, 2017**

Dear Sir,

The Public Interest Law Association of Pakistan (PILAP) is a public interest association registered under the laws of Pakistan and is concerned with addressing issues of public interest in accordance with the Fundamental Rights guaranteed by the Constitution of Pakistan. Our organization requested information on the operation of model courts from National Judicial (Policy Making) Committee ("the Committee") under the Right of Access to Information Act, 2017 through an Application ("RTI Application") dated 8<sup>th</sup> September, 2020, attached herewith for your reference. PILAP has not received a response to the said RTI application from the Committee within the ten (10) day time period stipulated by the 2017 Act, hence this appeal under section 17 of the Right of Access to Information Act, 2017. We submit as under:

1. That PILAP submitted an RTI application dated 8<sup>th</sup> September, 2020 to the NJPMC requesting information on the operation of model courts established by the former Chief Justice of the Supreme Court of Pakistan, the Honourable Justice Asif Saeed Khosa. In particular, we requested information on the adjudication of road traffic accidents that result in deaths.
2. That the RTI application dated 8<sup>th</sup> September, 2020 has not been responded to within the ten day time period stipulated by the 2017 Act.
3. That the right to information is a Fundamental Right guaranteed by the Constitution of Pakistan under Article 19A. Article 19A provides that *"every citizen shall have the right to have access to information in all matters of public importance subject to regulation and reasonable restrictions imposed by law."*

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**PUBLIC INTEREST LAW ASSOCIATION OF PAKISTAN**

Plot # 18-C, 2nd Floor, Office # 202, Zamzama Lane # 2, Phase-5, DHA, Karachi.  
Phone: +9221 32417049, +9221 32417087, +9221-35304110 Email: info@pilap.pk

4. That the information requested by PILAP in its RTI application relates to the Fundamental Rights to a fair trial and due process provided for under the Constitution, and is therefore a matter of public importance.
5. That information requested of the Committee in the RTI application dated 8<sup>th</sup> September, 2020 is declared to be part of the public record under section 6 (a) of the Right of Access to Information Act, 2017 as it is an inquiry into the policy and guidelines proposed by a public body.

In view of the above, it is humbly requested that your respected office accept this appeal and direct the Committee to furnish the information sought. In particular, PILAP requested the following information from the Committee in its RTI application:

- i) How many cases involving road traffic accidents, including charges of manslaughter, have appeared before the model courts since their inception?
- ii) Of the above cases, how many have resulted in convictions and how many in acquittals? Please provide total number of cases.
- iii) What is the process for appealing decisions of model courts before superior courts? Are the said appeals dealt with as expeditiously as the cases before the model courts?

Yours Sincerely,



Public Interest Law Association of Pakistan (PILAP)  
Through its Chief Executive Officer  
Pervez Said

Address for reply:

Public Interest Law Association of Pakistan (PILAP),  
Office No.202, 2<sup>nd</sup> Floor, Zamzama Commercial Lane # 2,  
Defence Housing Authority, Phase-5,  
Karachi.



Shipper's Account # 1665

Consignment # 1210 05405349

KHI

Sales Tax Invoice

DOMESTIC

Origin Destination

Pieces 1 Weight 0.1

**Shipper Information**

Name: PILAP

Address:

Tel:

**Consignee Information**

Name: [Handwritten]

Address:

Tel:

**Dimensions of Shipment**

Length (cm):

Width (cm):

Height (cm):

Total Weight:

**Service Type**

Overnight

Special Handling

Second Day

Same Day

Sunday/Holiday

Other:

Insurance: Do you require coverage? YES  NO

Ins. Premium:

Declared Value:

**Shipper's Signature**

Signature: [Handwritten]

**Collection by:**

Code: 13924

Date: [Handwritten]

Time: [Handwritten]

**CASH CREDIT**

Charges Rates

Other Charges

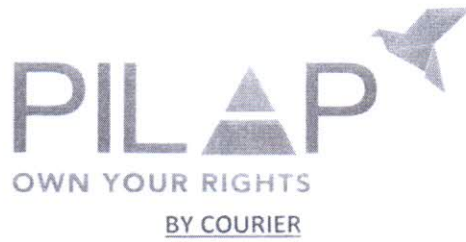
Insurance

Taxes

Total Amount

Customer Care: +92-21 111 202 202 | contact@muphilog.com

Shipper's Copy



Ref: PILAP/HO/2020/414

Dated: 08 September, 2020

The Secretary,  
National Judicial (Policy Making) Committee,  
Law and Justice Commission of Pakistan,  
Supreme Court of Pakistan Building,  
Constitution Avenue,  
Islamabad

**APPLICATION UNDER THE RIGHT OF ACCESS TO INFORMATION ACT, 2017**

Dear Sir,

The Public Interest Law Association of Pakistan (PILAP) is a public interest association concerned with the primary objective of enabling the citizens of Pakistan to attain the realization of their civil, human, economic, social and political rights, as guaranteed by the Fundamental Rights laid down in the Constitution of Pakistan. PILAP addresses matters of public interest by means of advocacy and by seeking redress for the people of Pakistan through the justice system. It respectfully submits as under:

1. That the details of the authorized person on behalf of PILAP are as under:

Name of the Applicant:	Pervez Said
CNIC No.:	42301-0954324-1
Father's Name:	Muhammad Said
Address:	51-I, Khayaban-e-Hilal, Phase-6, DHA, Karachi
Phone No.:	0300-8235570

2. That PILAP seeks information on the operation of the model courts established on the orders of the former Chief Justice of Pakistan, Justice Asif Saeed Khosa, which were aimed at administering speedy trials and to reduce the massive backlog of pending cases.
3. That specifically, in the interest of transparency, our organization would like information on the methodology used by the model courts in dealing with "hit and run" road traffic accidents whereby road users, and in one incident, a traffic police officer, have been unfortunately killed by drivers of speeding vehicles driving above the legal speed limit.

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4. That PILAP respectfully submits this application under the right granted by the Right of Access to Information Act, 2017 and Article 19A of the Constitution as under:

- i) How many cases involving road traffic accidents, including charges of manslaughter, have appeared before the model courts since their inception?
- ii) Of the above cases, how many have resulted in convictions and how many in acquittals? Please provide total number of cases.
- iii) What is the process for appealing decisions of model courts before superior courts? Are the said appeals dealt with as expeditiously as the cases before the model courts?

5. That in the circumstances, PILAP would be grateful for a reply at the earliest.

Thank you.

Best regards,

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Public Interest Law Association of Pakistan (PILAP)  
Through its Chief Executive Officer  
Pervez Said

Address for reply:

Public Interest Law Association of Pakistan (PILAP),  
Office No.202, 2<sup>nd</sup> Floor, Zamzama Commercial Lane # 2,  
Defence Housing Authority, Phase-5,  
Karachi.

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