



OFFICE OF THE INSPECTOR GENERAL OF POLICE/SECRETARY TO
GOVERNMENT OF SINDH, POLICE DEPARTMENT, KARACHI.
(e-mail: aigpops@email.com Tel: # 021 99217303 Fax # 021 99213836)

No. 23348-57/AIGP/OPS/(IGPD-15)/2022, Dated: 15 June, 2022.

All Addl: IsGP in Sindh.

All DIsGP Range/Zonal in Sindh

All District SSsP/SsP in Sindh

Subject: - IGP DIRECTIVES - REGARDING ILLEGAL DETENTION.

The IGP Sindh acknowledge the general success of Sindh Police in reducing illegal detention through proactive checks, however, it is a matter of concern that suspects are still being kept in illegal detention without proper evidence and in contradiction to requirements of Criminal Procedure Code and Police Rules.

Being supervisory officer of the Range/Unit/Zone/District, it is your responsibility to ensure that no person is illegally detained in Police custody, in the absence of incriminating evidence collected after registration of FIR. In this regard, direction contained in amended Police Rules incorporated vide Notification No. 28598-658 / AIGP / Legal-III / CPO, dated: 09.11.2021 (copy enclosed), should be properly complied with.

All senior supervisory officers i.e. Range DIsGP to please ensure the effectiveness of the supervision mechanism through fixation of CCTVs for surveillance of Police station lockup and take rapid and stringent measures in the event of report of any such lapse.

I am directed to inform that if any Police official is found involved in such practice, strict disciplinary as well as criminal action will be initiated against him. Any further incident will be viewed adversely on part of supervision of concerned SSP.

For strict compliance in letter & spirit, Please.

Encl: (As above)

(CAPT® HAIDER RAZA) PSP
AIGP/Operation,
For: Inspector General of Police,
Sindh, Karachi.

Copy forwarded to the following for information:

1. PS to IGP Sindh.
2. PA to DIGP H.Qtrs Sindh.



No. 18408.658/AH/P/1 regd. H/C/P/O Dated: 09-11-2021
GOVERNMENT OF SINDH
INSPECTOR GENERAL OF POLICE
Karachi dated the 09 Nov, 2021

NOTIFICATION

In exercise of the powers conferred under 112 of section the Sindh (Repeal of the Police Act, 1861 and Revival of Police Order, 2002) (Amendment) Act, 2019, the Inspector General of Police in consultation with the Home Department and with the approval of Government, is pleased to make the following amendments in the Police Rules, 1934:

AMENDMENTS

1. After rule 26.32, the following new rules shall be added:-

"26-A.1. Notwithstanding anything contained in these rules, the Police Officer making the arrest shall follow the procedure hereinafter provided.

26-A.2. No person who is alleged to have committed an offence shall be arrested merely on lodging of FIR which shall not be treated as sufficient ground for arrest of a person against whom the FIR is lodged.

26-A.3. The arrest of a person shall be subject to evidence available on record linking the accused with the crime he is alleged to have committed.

26-A.4. A Police Officer may exercise his power of arrest where there is reasonable suspicion of involvement of the accused in the offence.

Explanation. The "reasonable suspicion" does not mean a vague surmise but a bonafide belief of the Police officer, based on evidence, with regard to the involvement of a person in the commission of an offence.

26-B.1. The Police Officer shall, if he considers it necessary to arrest the accused person immediately, justify the following factors

(a) apprehension or likelihood of escape or absconding of accused

(b) habitual offender with a previous criminal record;

(c) sufficient and credible evidence against accused,
(d) prevention of commission of serious offence in furtherance of the offence reported.

(e) apprehension that the accused will destroy the evidence, and
(f) apprehension that the accused shall interfere with the process of the deliverance of justice.

26-C.1. Notwithstanding anything contained in any other rule, for the time being in force, the power of arrest shall be exercised by the Investigating Officer, subject to the permission of District SSP or SSP Investigation concerned, in any of the following cases

(a) sections 147, 148, 149 of Pakistan Penal Code (PPC), 1860, relating to "Rioting"

(b) section 337A of PPC relating to "Grievous and Simple Hurt",

(c) section 319, 320 and 322 of PPC relating to "Culpable Homicide not amounting to Qatl-e-Amd",

(d) Section 324 of PPC relating to "Attempt to Murder",

(e) section 354 of PPC relating to "Assault or Criminal Force to Women",

(f) section 365-B of PPC relating to Kidnapping",

(g) section 376 and 377 of PPC relating to "Rape" and "Unnatural offences",

(h) section 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458 of PPC relating to "Trespass" and "Lurking House Trespass",

(i) section 406, 408, 420, 471 and 489-F of PPC relating to "Financial Crimes" and Criminal Breach of Trust"

(j) section 506-B of PPC relating to "intimidation",

(k) section 511 of PPC relating to "attempt to commit offences",

26-C.2. If the circumstances necessitate the immediate arrest of a nominated accused in the aforementioned offences, the Investigating officer shall arrest the nominated accused and shall immediately inform the District SSP or SSP investigation, as the case may be, and seek his approval of such arrest, before remand

26-C.3. The District SSP or SSP investigation, as the case may be, if he is not satisfied with the evidence, may order release of the arrested person.

26-C.4. The officer making an arrest shall inform his senior officer(s) in hierarchy immediately.

26-D.1. Evidence. The following evidence shall be treated as credible evidence for making an arrest in cognizable offences

(a) presence of accused at the scene of crime according to the call data record; or

(b) availability of independent witness; provided if the witness is related to the complainant, then other factors may be given due consideration before making an arrest in such cases; or

(c) medical evidence if the case is of crime against a person under sections 337, 319, 320, 322, 324, 376 and 377 of PPC; or

(d) documentary evidence in form of cheques, pay orders, demand draft receipts, agreements, affidavits etc. in cases of 420, 406, 408, 471 and 489 of PPC; or

(e) any CCTV footage or audio-visual or any other evidence of the commission of offence derived from the use of technology; or

(f) past criminal record of the accused; or

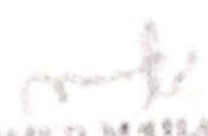
(g) any other relevant evidence.

26-D.2. The senior officer shall verify, in writing, all arrests made directly or through an officer subordinate to him to ensure that no person has been arrested without a reasonable justification as provided in the preceding rules.

24.6.3. A person arrested shall not be denied the right to consult and be defended by a legal practitioner of his choice within twenty four hours of his arrest. It is also mandatory that the nearest available kin of the person arrested, shall be informed immediately.

24.6.4. Where the investigating officer decides to defer arrest, he shall ensure reasonable security that the accused shall not leave the jurisdiction of the local police station without express permission and will join in the investigation whenever summoned until he is cleared from the charges and allegations or formally arrested in the case.

24-1. The provisions of rules 24-A to 24-D shall be in addition and not in derogation to section 34 of the Code of Criminal Procedure, 1973.


(MUZTAQ AHMED MALIK, PSP)
Member, the Department of Police
LOCAL GOVT. GOVERNMENT OF LAHORE
POLICE DEPARTMENT, LAHORE

No 28598 - 658 (ADP) Legal Section Dated 09/11/2021

Copies forwarded to the following for information & necessary actions:

1. The Additional Chief Secretary, Home Department, Lahore.
2. The Secretary, Law Department, South Lahore.
3. All Add. JAGs in South.
4. All Districts in South.
5. All JAGs in South.
6. The Deputy Secretary (Staff) to Chief Minister South, Lahore.
7. The Deputy Secretary (Staff) to Chief Minister South, Lahore.
8. The Deputy Secretary (General) S&AFC, Lahore.
9. The Liaison Officer (Police-II), Home Department, Government of South with cc to
under the P.O. No. 11/2021, Dated 09/11/2021.
10. The P.O. to Add. JAG LAHORE.
11. P.O. to JAG South.