

OFFICE OF THE FEDERAL OMBUDSMAN

FOR PROTECTION AGAINST HARASSMENT OF WOMEN

AT THE WORKPLACE, ISLAMABAD

FORM OF ORDER SHEET

Complaint No. FOH-HQR/0000236/2022

Serial No. of Order of Proceedings	Date of order of Proceedings	THE ENFORCEMENT OF WOMEN'S PROPERTY RIGHTS ACT 2020 Order of other proceedings with Signature of Federal Ombudsman SAJIDA HASHMI VS KOSAR BATOOL
1	2	3
	21-07-2022	<p>Complaint No. <u>FOH-HQR/0000236/2022</u></p> <p>Raja Zahid, husband of Complainant present as representative on behalf of Complainant.</p> <p>Mr. Mushtaq Ahmed on behalf of NGO present.</p> <p>On the previous date, in the late hours, respondent Kosar Batool appeared in person and stated that this matter was already pending before Civil Court Islamabad. She was directed to appear and produce the relevant record today but she has not turned up.</p> <p>On perusal of the record it transpires that suit house No. 516, sector G-9/2, Islamabad has been transferred in the name of Complainant Sajida Hashmi vide letter of CDA dated 16-06-2006. The original transfer letter has been produced today by the representative of the Complainant which has been seen and returned.</p> <p>It is stated that the Complainant made one Masahib Khan as a caretaker of the suit house as she herself would remain outside the country in connection with her religious teaching. The caretaker</p>

without consent and knowledge of the Complainant permitted a street woman to live in a room purely on humanitarian ground but after the demise of caretaker when the new caretaker namely Ismael asked that lady Kosar Batool to vacate the place she first started delaying tactics and subsequently refused to vacate the house.

The Complainant prayed to restore her possession of the property being illegally occupied by a street woman Kosar Batool.

Before approaching this forum the Complainant also made request to Chairman Haqooq-ul-Ebad, Human Rights Islamabad who in turn requested the Chief Commissioner, ICT Islamabad to restore the possession of the premises to the Complainant. Complainant also requested the Chief Commissioner, Islamabad by a separate application for taking legal action against the occupant.

The record on the file is supportive of the claim of the Complainant. There is nothing in rebuttal. The alleged illegal occupant Kosar Batool was asked to come and plead her case, if any, but she has not turned up, to suggest as if she is nothing in her defense. It is quite alarming that a woman is being used as a property grabber by some people of vested interests.

In view of the available record, the instant matter does not require any detail probe, investigation or recording of evidence, hence while invoking the provisions of section 4(3) and 5 of the Enforcement of Women's Property Rights Acts 2020 I hold that the Complainant has been illegally deprived of the ownership or possession of her property which is required to be restored or delivered to her without further delay. I, therefore, direct the Deputy Commissioner, Islamabad to take steps so as to restore possession of the property to the Complainant in terms of section 5 ibid. The concerned Deputy

		<p>Commissioner shall submit a compliance report within seven days to this office in respect of implementation of the above order.</p> <p>Disposed off.</p> <p style="text-align: right;">FEDERAL OMBUDSMAN</p>
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