



**FEDERAL OMBUDSMAN**  
**For Protection against Harassment of Women at Workplace**  
**Islamabad**

**J U D G M E N T**

1. Complaint Number: 1(150) / 2015-FOS (Reg)
2. Date of Institution: 18.05.2015
3. Date of Decision: 04.08.2015
4. Complainant: Mst. Saima Farooq  
Branch Manager  
ABL, Clifton Branch  
Karachi
5. Opponent: Mohsin Lakho  
S/o Mahmood Ali Lakho

**Justice (R) Yasmin Abbasey,**

**Ombudsman:**

**Complaint No. 1(150) / 2015-FOS.**

1. This complaint has been received through Deputy Director Complaint of Federal Investigation Agency (FIA) stating that as Police has already taken cognizance in complaint filed by Mst. Samia Farooq Branch Manager ABL Clifton Karachi V/s Mohsin Lakho, but since it is harassment case, therefore matter is forwarded to this office of FOS.
2. Notices were issued to both parties. Opponent has filed his defense. After going through complaint which was moved to Director FIA on 07.05.2015 by complainant, and has been forwarded to this office, and defense filed by opponent as well as documents placed on record by both parties, I am of the view that dispute in between parties is in relation to business transaction entered in between parties through an agreement. Subsequently dispute arose in between them because of money involved in their business which resulted in number of litigations filed by both parties in civil and criminal courts, some of which are still pending for adjudication.
3. Protection against Harassment of women at workplace Act 2010 gives protection to working class against harassment at workplaces. Workplace as defined in section-2 Clause (n) means "the place of work or the premises where an organization or employer operates and includes building, factory, open area or a larger geographical area where the activities of the organization or of employer are carried out and including any situation that is linked to official work or official activity outside the office".
4. Term "Organization" which has been used in this definition of "Workplace" has also been specified in section 2(l) under definition of "Organization".
5. In light of these definitions and preamble as is of Act of 2010 jurisdiction of this office of FOS is restricted to harassment issues arising in organizations as specified in section 2(l) and at workplace as defined in section 2(n). On face of it, matter in hand does not fall within jurisdiction of FOS because neither issue of

harassment as alleged in complaint arose at workplace of any organization as defined above, nor both parties relates to any Organization or the situation as place by them is linked to official work or official activity.

6. In view of above, matter is hereby returned to Director Federal Investigation Agency for want of jurisdiction of FOS, and for its proper disposal in accordance with law.
7. Parties be informed accordingly.
8. Announced in open court.

**JUSTICE (R) YASMIN ABBASEY**  
**Federal Ombudsman**