

SENATE OF PAKISTAN



REPORT OF THE SUB-COMMITTEE OF STANDING COMMITTEE ON FEDERAL EDUCATION AND PROFESSIONAL TRAINING, NATIONAL HERITAGE & CULTURE

ON

**“TO PROBE/EXAMINE THE IMPLEMENTATION STATUS OF THE FINDING OF
THE INQUIRY COMMITTEE CONSTITUTED BY THE INTERNATIONAL ISLAMIC
UNIVERSITY AFTER THE INCIDENT OF INNOCENT MURDER OF STUDENT OF
ISLAMIC UNIVERSITY ISLAMABAD (SHAHEED SYED TUFAIL-UR-REHMAN)
OCCURRED ON 12TH DECEMBER, 2019 AND RAP² OF ANOTHER STUDENT ON 17TH
JUNE, 2021”**

PRESENTED BY

SENATOR ENGR. RUKHSANA ZEBERI

Convener

SENATE SECRETARIAT

Report Of The Sub-Committee Of Standing Committee On Federal Education And Professional Training, National Heritage & Culture On "To Probe/Examine The Implementation Status Of The Finding Of The Inquiry Committee Constituted By The International Islamic University After The Incident Of Innocent Murder Of Student Of Islamic University Islamabad (Shaheed Syed Tufail-Ur-Rehman) Occurred On 12th December, 2019 And Rape Of Another Student On 17th June, 2021

The Sub-Committee of the Senate Standing Committee on Federal Education and Professional Training, National Heritage & Culture, have the honour to present, this report on the above subject.

2. The sub-committee of senate standing committee here in after referred as SSC-SC was comprised of

a. Senator Engr. Rukhsana Zuberi	Convener
b. Senator Shaheen Khalid Butt	Member
c. Senator Ejaz Ahmed Chaudhry	Member
d. Senator Mushtaq Ahmed Khan	Special Invitee

3. The Sub-Committee held two meetings with the Ministry and IIU on 24th September and 15th October, 2021. Here are the findings:

4. MURDER

- a. On 14th December 2019 The President International Islamic University Islamabad, constituted Probe Committee to probe the incident and give its report.
- b. In February 2020 Probe Committee submitted its report. (Held 29 meetings).
- c. On 10th November, 2020 in BOG 86th meeting, after a lapse of 9 months the report was discussed and after the senate standing committee took the notice.

5. The BOG decided:

A To implement 11 points recommendations of the Probe Committee and


B To examine the exclusive notes of two members of the committee namely

Dr Muhammad Mushtaq Ahmed and Dr Hafiz Aziz ur Rehman.

- a. On 5th January 2021 implementation committee was constituted
- b. On 7th January 2021 superseded and reconstituted
- c. On 17th February, 2021 the reconstituted implementation committee held its meeting and took up BOG decision to implement 11 points recommendations.
- d. But dropped the decision of BOG Ref s.no 9 of the minutes page 55

6. **Quote** “ In view of the explanation of Dr. Muhammad Zia ul Haq, chairman probe committee and the fact that BOG has already approved unanimous recommendations, **exclusive note being redundant**, does not have any bearing on the outcome, therefore committee may continue with its course of action for implementation of 11 points.” **Un Quote**

7 **SSC-SC is of the view that**

- a. Except point (ii) remaining 10 points are purely focused to administrative reforms i.e bringing rule of law, rules and procedures followed, every department doing their specific job. Also students treated at par and on merit, with equal access to resources and adhere to discipline. 
- b. Additional note does report on the facts, findings, identify the reasons that culminated to taking precious life of a Youth

- c. The Additional Note is added to this report so that the President/BOG examines themselves and decide whether their constituted committee was mandated to apprise the findings of Additional Note or it is right to call it **“exclusive note being redundant”**

Additional Note to the Report of the Probe Committee

1. We have the benefit of reading the 28-page Report (hereinafter “Report”) of the Committee (hereinafter “Committee”) which we signed, subject to this additional note. While we generally agree with what has been recorded in the Report, we feel that there are several gaps left in it which must be filled, if the Report has to have some meaning and if the Committee has to get absolved of its duty imposed on it by the President of the University vide Notification No. HR/2019-IIU-6788, dated 14 December 2019. We also deem it necessary to mention it at the outset that we are not adding anything extra to the Report. Rather, we are elaborating some of the aspects of the Report and also highlighting some of the necessary implications of the findings of the Committee on which all the members of the Committee had consensus.
2. The Report does not have specific recommendations about specific persons despite the fact that the Committee after a laborious work unearthed very significant information about the acts/omissions of the various offices, employees and students of the University, which contributed one way or the other in causing the tragic incidents of 12 December 2019.
3. The Report records in detail various acts/omissions of Mr. Ismail Brohi, ASO, on 12 December 2019, and later on when he was interviewed several times by the Committee, which show complete lack of competence and sense of responsibility on his part. (See paras 6.1 to 6.15 of the Report, particularly 6.10 and 6.13.) The Report also records in detail the way Mr. Ismail tried to conceal information from the Committee using delaying tactics and various tricks. Most importantly, the Report records two very significant crimes on his part which calls for further serious action against him in accordance with law. These are, first: contaminating the crime scene by placing additional bullets at various places (see para 6.9 of

the Report); and, second, concealing the identity of a person, apparently involved in the tragic incidents of 12 December 2019, whom he had kept in the official van of the University and later given escape with the help of the Police (see para 6.15 of the Report). These two acts are not only violations of the rules and regulations of the University; rather, they are serious crimes under the law of the land and, hence, the Committee must have recommended actions against him under the relevant law. Moreover, he must have been further probed individually by a special committee of the University as well by the law enforcing agencies to ensure if he was actively involved in the conspiracy or he came to know about it later and was coerced by others to conceal facts.

4. Para 6.9 of the Report also shows the involvement of the police officials, particularly the constables on duty at the Activity Center on the night between 12 and 13 December, 2019, as well as the Investigation Officer, in contaminating the crime scene. The Committee must have recommended reporting these details to the relevant authorities for action against them in accordance with law.
5. Para 6.13 of the Report also records the fact that Police was inexplicably negligent and inactive in trying to prevent the situation from worsening and in arresting those involved in the incident despite repeated requests by various authorities of the University. Had they responded quickly and effectively, a lot of damage could be prevented and, perhaps, the life of the poor student could also be saved. The Committee must have recommended bringing these facts to the notice of the concerned authorities for action against these police officers. This would not only prevent the happening of similar acts in future but would also have been helpful in identifying those persons who prevented police from entering the campus. (See last line of para 6.13.)
6. For tracing the roots of the tragic incidents of 12 December 2019, the Committee laboriously worked to check the records of the students who were allegedly involved in these incidents and it discovered some startling facts. For instance, the Committee discovered that many of these students were given admission on quota basis; many of them were having outstanding dues of University/hostels/mess against them for several semesters, but still they were given clearance in every semester and were promoted to the next

semester; many of them have been given scholarships from various sources within the University and outside, such as the Pakistan Baitul Mal (PBM), on the recommendation of some specific offices of the University; many of them were involved in various kinds of indiscipline for which cases were reported against them to the Students Discipline Committee but their cases were dropped, action against them was delayed or decisions against them were not enforced. Not only this, but also attempts were made to arrange special exams for some of them and when some of them got ceased, they were allowed to continue with their studies in violation of the rules and regulations of the University. (For details: see the following paras of the Report along with the relevant Annexures: paras 4.40 to 4.43 and Annexures 34 and 35; para 4.45 and Annexure 36; para 4.57 and Annexure 42; para 4.69 and Annexure 51; paras 4.72 and 4.73 and Annexure 52; paras 4.77 and Annexure 43; paras 4.98 and Annexures 65 and 65-A; para 4.99, Annexure 66; para 4.103; and para 4.109.)

7. These facts have far reaching consequences and while discussing these issues at length in the various meetings, the Committee had a consensus that they contributed in causing the tragic incidents of 12 December 2019. As these illegal and undue favors could not be given to these students without the connivance of the various offices, we deem it necessary that the Report must have specific recommendations for further probe into the involvement of these offices in these illegal activities so that responsibility could be fixed in this regard.
8. Moreover, the Committee had a consensus that the quota system for admission introduced in the year 2015 has been at the root of all these problems. Hence, the Committee had decided by consensus that the quota system need to be abolished. Unfortunately, however, this consensus has not been recorded in the Report. Hence, we deem it necessary to put this fact on record.
9. A very sensitive and serious issue in this regard is the alleged involvement of some of these students in anti-state activities for which they were arrested (later released on bail). A Colonel from the Inter-Services Intelligence (ISI) wrote a letter on official letterhead to the Worthy Rector of the University to take disciplinary action against these students. These cases came up at the agenda of the

SDC in a few meetings and, then, they suddenly disappeared from the agenda. The Committee took pains to find how they were dropped when the SDC had not yet given any decision on them. After various attempts, the Committee was finally communicated by the office of the Additional Director (Acad), that the decision to drop them was made on the verbal instructions of 'someone,' not by the SDC, but by an informal meeting in the office of the VP Acad. (See para 4.77 of the Report.) When the Committee asked the VP Acad about the letter of the ISI Colonel, he responded that the Worthy Rector had given a reply to that letter. The Committee requested Mr. Qavi Shah, SPS to the Rector, to provide a copy of that reply, but he denied having knowledge of it. (See for details of the statement of Mr. Qavi Shah: para 4.52 of the Report along with Annexures 39 and 39-A.) The Committee in its 27th Meeting held on 10-02-2020 decided by consensus that a meeting with the Worthy Rector was necessary to understand his position on this and other issues. (See para 4.126 of the Report). To our dismay, however, the Honorable Chairman of the Committee informed us in the 28th Meeting held on 17-02-2020 that the President of the University was of the opinion that meeting the Rector was beyond the jurisdiction of the Committee! (See para 4.128 of the Report).

10. Meeting with the Worthy Rector was, indeed, very much needed to get his viewpoint and position on various issues relating to the tragic incidents of 12 December 2019 and for which various persons leveled allegations against his person and office. These issues included, inter alia, the following:

- i. Admission of some of these students;
- ii. Registration of some of these students in next semesters, despite having outstanding dues;
- iii. Award of scholarships to some of these students from sources within the University and outside, such as the PBM, on the recommendation of the Worthy Rector;
- iv. Attempt to arrange special exam for some of these students;
- v. Continuation of admission despite getting the "ceased" status by some of these students;
- vi. Dropping of cases against some of these students from the agenda of the SDC;

- vii. *Accusation against the office of the Worthy Rector in promoting the politics of ethnic hatred and parochialism in the University;*
- viii. *Undertaking given by Mr. Qavi Shah, SPS to the Rector, to the Director (Finance) on the basis of which final clearance was given to Mr. Aimal Khan, who is the main accused in the cases regarding the tragic incidents of 12 December 2019 and whose active involvement and leading role in the whole day's incidents were proved beyond any reasonable doubt not only by the oral testimonies of various persons but also by CCTV footages;*
- ix. *Telephonic communication by Mr. Aimal Khan with the Worthy Rector right at the time of his arrest in Hostel 2 by the Police at midnight.*

11. *Verbal testimonies of various persons and written records of various offices indicate micromanagement by the Office of the Rector which resulted in frequent interaction with students on daily basis. Even Mr. Qavi Shah, SPS to the Rector, categorically said in his testimony before the Committee:*

"I worked with Dr. Ghazi, Fateh Muhammad Malik and others. I am of the opinion that Rector's office must not get involved in students' dealing. However, students are used to come in great number to the Rector's office for discussing their issues." (See Annexure 39 of the Report.)

12. *Many persons alleged before the Committee that ethnic councils did not exist in the University prior to the appointment of Professor Dr. Masoom Yasinzai as Rector of the University and that the Worthy Rector personally got involved in various political stunts of these ethnic councils, such as strikes or closing of the University or blocking of the University transport or organizing cultural night shows etc. (See, for instance: para 4.55 of the Report along with Annexure 41.) serious allegation in this regard was about arranging a session in the official program of the University, Spectra'18, in the honor of Mr. Abdul Samad Khan Achakzai. This program was organized by Professor Dr. Zafar Iqbal, Department of Mass*

Communication, and the Worthy Rector was the Chief Guest in it. A pictorial proof of this was given to the Committee which showed not only the Worthy Rector and Dr. Zafar Iqbal but also Mr. Aimal Khan, the main accused for the tragic incidents of 12 December 2019. In order to get the viewpoint of Dr. Zafar Iqbal on this issue, the Committee summoned him, but he refused to come for a statement. (See para 7.5 of the Report.) Moreover, as the Chairman of the Committee informed us that the President prevented us from meeting the Worthy Rector, we could not get the viewpoint of the Worthy Rector on this issue.

13. As far as the undertaking given by Mr. Qavi Shah, SPS to the Rector, for Mr. Aimal Khan is concerned, this is a very serious issue. In his verbal and written statements, Mr. Qavi Shah took all the responsibility for this issue and emphatically asserted that it was his personal act. (See Annexures 39 and 39-A of the Report.) The Committee should have recommended action against him for this illegal act.
14. The telephonic communication with the Worthy Rector by Mr. Aimal Khan right at the time of his arrest is also a very serious issue. This fact was alleged by several persons who were present at that time. (See, for instance, Annexures 4, 12 and 46 of the Report.) However, as we were prevented from meeting the Worthy Rector, we could not get his viewpoint on it.
15. In the end, we deem it necessary to recommend that this Report along with the Additional Note should be published by the University so as to ensure the citizens' fundamental right of access to information, guaranteed by Article 19-A of the Constitution of the Islamic Republic of Pakistan, 1973. We hold that justice cannot prevail unless transparency is ensured and transparency cannot be ensured unless the people's right of access to information is protected and enforced.

Dr. Muhammad Mushtaq Ahmad

Director-General, Shariah Academy

Member of the Committee

Dr. Aziz-ur-Rehman

Chairman, Department of Law

Member/Secretary of the Committee

8. The IIU submitted details of actions taken for Implementation of 11 points raised by the Probe Committee and as per BOG decisions. We are of the view that

the actions taken for implementation are for the purpose of submitting to the SSC-SC; because the implementation has been to the extent of circulars, notifications, appointments; several of the implementations date back much earlier to the BOG decision. As observed earlier 11 points are purely focused to administrative reforms

9 Implementation of 11 points

- i. Merit based decisions on all accounts/de-politicizing of the university.
- ii. Ban on all student's organizations.
- iii. Appointment of Chief Security Officer.
- iv. Disengagement of Employees from activities not consistent with university employees
- v. Strict message to all employees to remain loyal to IIUI
- vi. Selection of Provost and Student Advisor is made for tenure with clear terms and reporting channel. Individuals with ability to handle situation and having apolitical background be appointed
- vii. Role and responsibility of office of Student's Advisor to be enhanced
- viii. All Trips/Seminars Exhibitions/Workshops be arranged under the umbrella of University through the Students Advisor Office.
- ix. Merit based admission
- x. Fee collection mechanism needs to be reviewed and refined. Scholarship be granted on merit only.
- xi. All offices including office of Vice Presidents should take responsibility to cope up the situation as and when it is needed

10 The Sub Committee is of the view that

- a. Except (ii) which calls for putting ban on students union all the other recommendations are related to smooth working of the university to ensure merit, peaceful and safe environment.**
- b. SSC-SC appreciate the role of student's union in the light of Senate unanimous resolutions. As these are the nurseries for political leadership. (All the four senators were active in their respective student's unions.)**
- c. The probe committee chairman missed to brief the BOG on the *Additional Note to the Report of the Probe Committee which complied the TOR of the "PROBE COMMITTEE" constituted by the President IIU.***
- d. Removal of *Dr. Muhammad Mushtaq Ahmad, Director-General, Shariah Academy* is a reaction to his submitting *Additional Note* and retaliatory measure which needs to be withdrawn and reinstated.**

11 RAPE INCIDENT

The SSC-SC is of the view that had the IIU taken prompt action on the highlighted reasons in the Additional Note of Probe Committee IIU could have been saved from yet another crime which is tarnishing its image. There is a serious lapse of timely action:

- a. 12th of December 2019 – murder incident**
- b. February 2020 Probe Committee Report submitted along with Additional Note**
- c. 10th November 2020 Report presented to BOG concealing the facts 8.5 months delay**

- d. 17th February 2021 Additional Note dropped calling it redundant.
- e. 15th October 2021 Implementation details submitted to SSC-SC without concrete actions taken on the issues highlighted in Additional Notes. Instead ensuring status quo.
- f. 17th June 2021 The rape incident happened. From submission of the murder probe report in February 2020 till the rape event there is a delay of 16 months.

12 This delay of inaction from 14th December 2019 till date on the part of IIU has given the SSC-SC a high voltage jolt. With this kind of attitude we are genuinely concerned about the **safety** of the students and **prestige** of the **institution**.

13 This case came to attention due to the upload of victim's statement. The manner in which this incident was hushed up forces SSC-SC to consider that there may have been similar incidences which were successfully buried under the carpet.

14 The behavior and reaction of the security, police, hostel staff, student's disciplinary committee and all in decision making position took it very lightly and business as usual.

15 Security specially seemed to protect the culprits. Recording victim's statement on video and uploading on social media further destroyed the victim's dignity. Until our 2nd meeting on 15th of October, victim was not contacted to give him confidence that the university cares.

16 The Additional Secretary, Ministry of Federal Education and Professional Training, National Culture and Heritage, briefed that after the incident a Committee was constituted to look at the matter and recommend the solution. He added that the Committee report reflects that there were lapses in the University security and administration as it was lacking to handle and control the incident. The doctor also reflected the professional negligence by not counseling and convincing the victim for medical. To reiterate, he added, that all the concerned quarters reflected lapses and negligence consequently the boy suffered.

17 The Committee was informed by a journalist, Mr. Tauseef Abbasi, working in online news agency. That the student who was raped was offered 2000 rupees by the security staff of the University to remain silent. He further said that the boy was threatened, physically assaulted and his statement was intentionally not recorded by the university administration. As per the statement of boy as recorded in the report he was thrown away and threatened by the University security.

18 Conclusion:


- a. The family of murdered student did not get any support. Even his family was not contacted to offer condolence and Fateha.
- b. The rape victim did not get any support from University. His future is further ruined by uploading his statement on the internet. The SSC-SC strongly view that he should have been given moral support and opening gates of IIU to pursue education or in any other institution of his choice. Alternatively if he is in business by offering reasonable finances and mentorship for enabling him succeed in life ahead.
- c. Several lapses in security and administration have been identified by the Wani Report submitted in the NA Standing Committee. Apart from action against some lower staff and a few students, no action has been taken against senior officials in security, hostel and university administration.
- d. Strict action needs to be taken in the murder and rape case against all the persons who tried to help the culprits and cover up the incident.
- e. The Sub Committee expresses its utmost grief on the two grave incidents which will have devastating effect as right to live was taken away from the student murdered and the other person was deprived of right to dignity.
- f. The two incidents have the potential to tarnish the image of the institution and all connected with it, if continued lack of corrective measures persists


19. RECOMMENDATIONS:

- a. President IIU, Hon'ble Dr Hathal Homoud Alotaibi, SSC-SC holds the IIU in high esteem because of its Islamic character, seat of learning for 2,000 students from more than 45 countries and its linkage with Saudi Arabia


- b. SSC-SC looks forward to your person and president's office for instant solution to all the problems faced by IIU.
- c. We are making only one recommendation and that is to hold yet another meeting of the BOG and give personal audience to **all** the Probe Committee members. To include the two members who had the courage to write "Additional Note"
- d. This will provide you an opportunity to know the faults lines and help you to restore the diminishing prestige of the institution


Senators
Senator Shaheen Khalid Butt
Member


Senator Engr Rukhsana Zuberi
Convener


Senator Ejaz Ahned Chaudhry
Member


Senator Mushtaq Ahmed Khan
Special Invitee


Ayaz Ahmed Soomro
Secretary Committee