

One of the biggest curses from which India is suffering - I do not say that other countries are free from it, but I think our condition is much worse - is bribery and corruption. That really is a poison. *(Muhammad Ali Jinnah)*

NAB KP, Peshawar



DIRECTOR GENERAL'S MESSAGE

Under the visionary leadership of Honorable Chairman NAB, Mr. Justice Javed Iqbal, National Accountability Bureau, Khyber Pakhtunkhwa Peshawar is holistically pursuing the mission of across the board accountability. As the National economy is gaining momentum after series of pandemic waves of covid-19, NAB Khyber Pakhtunkhwa is fully geared up to bring the corrupt elements to justice, and to extirpate the menace of corruption from the society under its legal mandate by adopting the policy of "Accountability for All". Corruption is the mother of all evils which is a major hurdle in development and prosperity of the country.

White Collar Crime being the highly sophisticated and surreptitious act demands a thorough, sensitive and minute scrutiny to reach the real intended perpetrator as well as to ascertain the magnitude and impact of such offence to the Exchequer. NAB Khyber Pakhtunkhwa is carrying out its duty to combat White Collar Crime through Awareness, Prevention & Enforcement in a highly professional manner and within the legal parameters, to protect public money and to maintain the economic harmony in the society.

It is high time for the public and the concerned stakeholders to recognize white collar crime as a heinous and abhorrent act and to strengthen the NAB's resolve of making a "Corruption Free Pakistan".

"Pakistan Zindabad"

Brig. (R) FAROOQ NASER AWAN SI(M)
Director General NAB



In this Edition

- Regional Board Meetings
- Important Case Briefs
- NAB KPs COVID-19 Vaccination Drive
- Construction of New Bachelors' Hostel & Police Barracks
- Prevention Committees
- Awareness Activities
- Understanding the NAO, 1999.
- Press Gallery

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Karambar Lake, Chitral



ENFORCEMENT

Regional Board Meetings

08x Regional Board Meetings were held which were presided over by Brig (R) Farooq Naser Awan, SI (M) Director General and participated by Wing Heads, Case IOs & COs. Cases were discussed / deliberated upon and appropriate decisions were made.



Investigation against Muhammad Taimur S/o Fazal Elahi, Owner of PSLASH Online Company and others regarding cheating public at large

In the year 2019, Accused Muhammad Taimur s/o Fazal Ilahi while in league with other accused persons, approached and lured general public through fake female facebook ID namely Rabia Batool to invest in his online website. The name / addresses of the website was www.earnbitcoin.com which was later changed into www.offerslash.com, www.payslashuk.com, and finally www.pslashuk.com People got attracted and invested their hard earned amounts, mostly through cash and without any receipts, to the persons nominated by the accused Muhammad Taimur aka Rabia Batool. The investors were also lured to promote the said business to others and to convince them in order to generate investments under their account, hence forming an investment tree / Pyramid. In this way, thousands of people invested Millions of rupees in their large number of website accounts. Their investment and earning used to appear in their online account created in the said website.

Later on, the accused suddenly shut off the said website and disappeared from the scene thus depriving all the users / investors from their hard earned investments. NAB took cognizance of the matter under the provisions of NAO 1999 and initiated Inquiry/ Investigation against the accused persons. So far NAB has received more than 1600 claims of the claimants with approximately Rs. 2 Billion amount that has been cheated / defrauded by the accused petitioner and his accomplices. Main accused in the case has been arrested and proceedings into the matter are underway.



Marghuzar- White Palace, Swat



Reference against Muhammad Ilyas Khan, City Associates Mardan Regarding Cheating Public at Large / Affectees on the Pretext of Allotment of Plots in Al-Aqsa City, Kamra

It was alleged that Muhammad Ilyas Khan, Afsar Khan, Directors City Associates (Pvt) Ltd Al-Aqsa City, Kamra and others cheated public at large / affectees on the pretext of allotment of plots in Al-aqsa City, Kamra. NAB KP initiated criminal proceedings against the accused persons under the provision of NAO 1999. The investigation revealed that accused persons in connivance with each other collected an amount of Rs. 41,053,254/- from 39x claimants / affectees on the pretext of allotment of plots in Al-Aqsa City, Kamra and misappropriated the same.

During investigation, accused Afsar Khan, CEO submitted an application for Plea Bargain amounting to Rs. 41,053,254/-. His request was principally approved in RBM, consequently, paid Rs. 5,000,000/-. Later on, accused Afsar Khan was unable to pay the remaining Plea Bargain amount and defaulted. Plea Bargain of accused Afsar Khan was recalled and Reference was filed in Accountability Court, Peshawar on 26.06.2021.

Recoveries of Court Fines:

The Case Property Management and Court Fine Recovery Cell (CPM & CFRC) was established to recover the Court fines u/s 33E of National Accountability Ordinance, 1999 and execute the confiscation of properties u/s 10(a) of NAO in conviction cases attaining finality. During the period, recoveries of Court Fines amounting Rs. 300,000/- was made from Muhammad Rafique Bangash, Ex- Sub. Divisional Officer, C&W Department in Reference No. 06/2003.



Islamia College, Peshawar



ADMINISTRATION

Covid-19 Prevention Vaccination Drive

In compliance to the Directions by NAB HQ, in furtherance of the national cause of Nationwide Covid-19 vaccination drive by NCOG and to ensure the protection of Human Resource and work place premises against the lethal pandemic, Officers and officials of NAB KP were vaccinated at NAB Premises by the officials of Provincial Health Department. Brig (R) Farooq Naser Awan, SI (M) Director General NAB KP appreciated the officials of Health Department for being the frontline workers to fight against the global pandemic.



Construction of Police Station, Barracks and Prisoners' Cell:

Construction of purpose-built and fully equipped Police Station, Policemen Barracks and Prisoners' cell is underway at NAB Khyber Pakhtunkhwa. The project has been approved in the DDWP meeting held under the Chairmanship of Honorable Chairman NAB at a total cost of Rs.116.60 million with implementation period of 24 Months. An amount of Rs. 50.0 million had been allocated in the PSDP in the financial year 2020-21. The released amount of Rs. 50.0 million has been utilized till 30.06.2021. 68% physical progress has been achieved till 30.06.2021.



Construction of Auditorium, Bachelor's Hostel & Officers Mess:

In order to cope up the official logistic demands and to tone up the work place environment; Auditorium, Bachelor's Hostel and Officer's Mess is being constructed at NAB Premises. The project has been approved in the DDWP meeting held under the Chairmanship of Honorable Chairman NAB on 02.03.2020 at a total cost of Rs.398.86 Million with implementation period of 36 Months. The released amount of Rs. 70.00 Million for the said project stand utilized till 30.06.2021.



The Project was inaugurated by Brig (R) Farooq Naser Awan, Director General NAB, Khyber Pakhtunkhwa on 12.03.2021. Excavations, footing work, ramp footing and raft have been completed. 15% physical progress has been achieved till 30.06.2021.



Posting / Transfer of Officers to NAB KP:

Mr. Sarvech Shaikh has assumed the charge of A/Deputy Director (BPS-18) in NAB (KP) upon transfer from NAB (Karachi).

**Takht-i-Bahi Buddhist
Monastery, Mardan**



Awareness & Prevention

Meetings of Prevention Committees

In order to cover and update the lacunas, glitches and loopholes in rules & policies; which are prone to be abused by unscrupulous elements to derive personal gains at the cost of public money and affecting the quality of life and economic stake of public, a number of committees have been formed by the Honorable Chairman NAB under the prevention of corruption regime.

a. Meeting of Prevention Committee on Procurement:

In pursuit of upgrading of procurement system in Government departments of KP in lines with the modern best practices, and to eradicate the elements and loopholes giving way to corrupt practices; meeting regarding finalization of recommendations by the Prevention Committee on Procurement under the Provisions of NAO 1999 was held at NAB KP, duly attended by the Director A&P, Addl. Director NAB HQ, & Managing Director KP-Public Procurement Regulatory Authority and other members.



b. Meeting of Prevention Committee on Health Sector Reforms:

Health Sector has gained high importance in modern era, the pandemic of Covid-19 have also chalked the weak spots in health sector which needs up-gradations and timely actions. The meeting of prevention committee for finalizations of recommendations on reforms in Health Sector in KP was held in NAB KP, duly attended by Secretary Health Department KP, DG Health Services KP, Director A&P & Addl. Director A&P NAB HQ.



Bab-e-Khyber, Peshawar



Awareness & Prevention

c. Meeting of Prevention Committee on Prison Sector Reforms:

In order to streamline the prison system of Khyber Pakhtunkhwa in lines with the modern day requirements to support the criminal justice system and to eradicate the loopholes giving way to corruption; the meeting for finalization of recommendations of Prevention Committee on Prisons was held in NAB KP, duly attend by Inspector General Prison KP, Addl. Secretary Home & Tribal Affairs Department KP, Officers of Parole Department, Director A&P and Addl. Director A&P NAB HQ.



Awareness Seminar:

Awareness about Corruption is important tool to increase enthusiasm & support among the masses; to stimulate self-mobilization and resources against the corrupt systems. NAB KP is carrying out awareness campaign to educate the masses and the society against the evils of corruption. In continuation to which; a seminar on the topic of "Anti-Corruption & Teachings of Islam" was conducted in NAB KP Premises. The Director General NAB KP presided over the Seminar. The forum was graced by the Guest Speaker Prof. Dr. Rashid Ahmad from Shaykh Zayed Islamic Institute, University of Peshawar. The Guest Speaker enlightened the participating NAB Officers about the divine guidance to combat the evils of corruption.

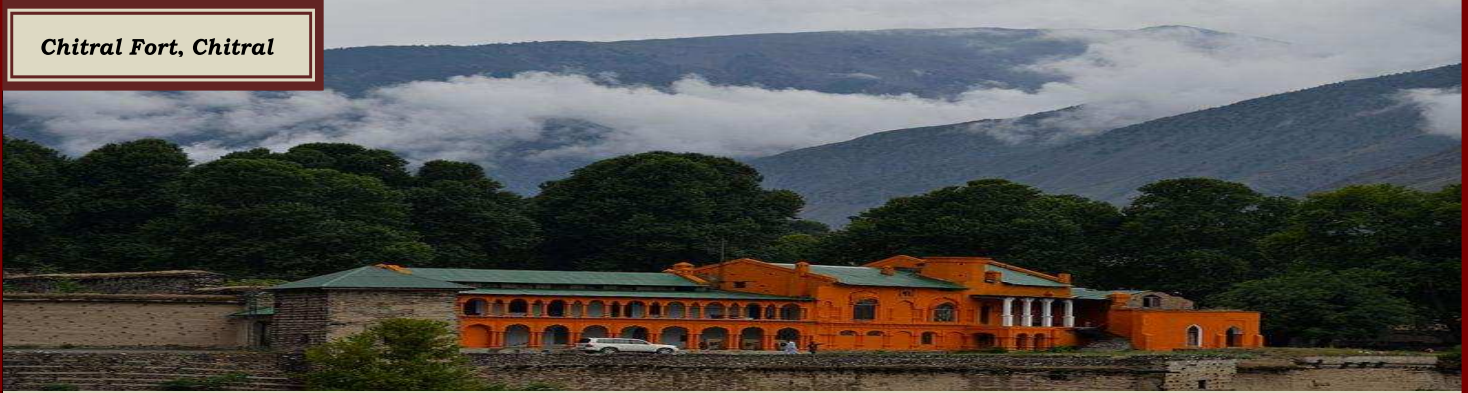


Professional Development & Skill Enhancement of Workforce:

- a. Mr. Imran Ali Mangrio, Deputy Director NAB KP attended the training on "International Disposal of Assets" organized by ARIN-WCA during the period 15.06.2021 till 17.06.2021
- b. Dr. Muhammad Nawaz Qaiser, Addl. Director NAB KP & Mr. Muhammad Umair Butt, Deputy Director NAB KP attended the training on "Financial Management for Law Enforcement Agencies" during the period 28.06.2021 till 02.07.2021.



Chitral Fort, Chitral



Understanding the National Accountability Ordinance, 1999

It is the foremost responsibility of an investigator to have the relevant provisions of NAO, 1999 on his fingertips. During the process of investigations, what procedure is to be adopted for investigation of a case and for what section of law, the investigator has to collect the evidence; should be known to the Investigator to discharge his responsibility in judicious and professional manner. A perusal of preamble of NAO, 1999 reveals that unlike other criminal laws i.e. Cr.PC, PPC and Qanoon-e-Shahadat. NAO 1999 is a composite and extensive law. For comprehension of the provisions of NAO, its provisions / sections can be divided / bifurcated into the following three parts:

- a. Substantive**
- b. Administrative**
- c. Procedural**

2. The substantive part comprises of the following provisions:-

- Section – 1 - Short title
- Section - 2 - Commencement
- Section - 3 - Ordinance to override the other laws
- Section - 4 - Application
- Section - 5 - Definitions
- Section - 9 - Corruption and corrupt practices (Offences) and schedule
- Section - 10 - Punishment
- Section - 11 - Imposition of fine
- Section - 14 - Burden of Proof

3. The Administrative part:-

- Section - 5 (a) - Tenure of Judges
- Section - 5 (b) - Pension and Benefit etc
- Section – 6 - Chairman National Accountability Bureau
- Section – 7 - Deputy Chairman
- Section – 8 - PGA
- Section – 28 - Appointment of Members of Staff and Officers
- Section - 33 (a) - Payment of Bonuses
- Section - 33 (c) - Measures for the Prevention of Corruption

- Section – 34 - Power to make rules
- Section - 34 (a) - Delegation of Power

4. The Procedural part comprises of the following provisions:-

- Section - 9 (b) 9 (c) - Non-bailable offences
- Section - 12 & 13 - Power to freeze and objection against freezing
- Section – 17 - Provision of Court to Apply
- Section – 18 - Cognizance of offences
- Section – 19 - Power to call for information
- Section – 21 - International Cooperation
- Section – 22 - Jurisdiction
- Section – 23 - Transfer of Property void
- Section – 24 - Arrest
- Section – 25 - VR & PB
- Section - 25 (a) - Payments of loans
- Section – 27 - Power to seek assistance
- Section – 31 - Prohibition to hamper investigation
- Section – 31 - Absconding to avoid service of warrants
- Section - 31 (B) - Withdrawal from Prosecution
- Section - 31 (E) - Protection of Witnesses

By Mr. Ali Jan,
ADPGA

