

MINUTES OF MEETING OF MANAGEMENT COMMITTEE OF SARDAR KAURA KHAN TRUST HELD ON 07.08.2023 AT 11:30 AM UNDER THE CHAIRMANSHIP OF DISTRICT & SESSIONS JUDGE, MUZAFFARGARH/ CHAIRMAN SARDAR KAURA KHAN TRUST.

The meeting of the Management Committee of Sardar Kaura Khan Trust was convened on 07.08.2023 at 11:30 AM under the chairmanship of the District & Sessions Judge/ Chairman of the Trust. The following officers were present at the meeting:-

1	Mr. Muhammad Abbas , District & Sessions Judge / Chairman Management Committee SKK Trust, Muzaffargarh (In Chair)
2	Mr. Salman Khan , Deputy Commissioner, Muzaffargarh (Member)
3	Mr. Mansoor Ahmed Khan , Deputy Commissioner, Rajanpur (Member)
4	Mr. Hasnain Haider , District Police Officer, Muzaffargarh (Member)
5	Capt. (R) Dost Muhammad , District Police Officer, Rajanpur (Member)
6	Mr. Muhammad Iqbal Khan , Chief Officer, District Council, Muzaffargarh (Member/ Secretary)
7	Mr. Tahir Bashir , Principal, S.K.K, School Muzaffargarh. (Member)
8	Mr. Javed Aziz Qureshi , Advocate High Court, Muzaffargarh. (Member)

2. The Secretary (Admin) representative of LG&CD Department, Punjab Lahore, and the representative of Akhuwat Foundation neither attended the meeting, nor furnished any intimation. The Chair expressed displeasure regarding their absence.

3. The Chair welcomed the participants, and the meeting started with the name of Allah, the most Beneficent & the Most Merciful. The following officers were also invited to get their special assistance:

1.	Mr. Ahmad Iqbal Mian , Additional District & Sessions Judge, Muzaffargarh.
2.	Mr. Anwar Khan Sherwani , Law Officer, S.K.K. Trust, Muzaffargarh
3.	Mr. Muhammad Rafiq , Land Superintendent, S.K.K Trust, Muzaffargarh
4.	Mr. Muzaffar Hussain Khan Magsi , Petitioner before August Supreme Court of Pakistan
5.	Ghulam Farid ud Din advocate.

4 The agenda items were discussed and following decisions were made in the meeting.

AGENDA OF NO.1:

(TRANSFER OF OWNERSHIP OF LAND PERTAINING TO TRUST FROM DISTRICT COUNCIL, MUZAFFARGARH TO SARDAR KAURA KHAN TRUST).

5. The Chair discussed the matter regarding implementation of the decision of the Management Committee dated 23-06-2021 and the orders dated 16.02.2023, 04.05.2023 and 13.07.2023 passed by the August Supreme Court of Pakistan for transfer of land in the name of Sardar Kaura Khan Trust.

6. The Deputy Commissioner, Muzaffargarh reiterated his stance already shared with this office regarding attestation of mutation by mentioning in the ownership column "Sardar Kaura Khan Trust through District Council, Muzaffargarh" while putting reliance on the will of late Sardar Kaura Khan. He emphasized to get opinion of the members of the Management Committee on the issue.

7. The Chair sought the opinions of the members individually. The opinions were as follows:-

8. The Deputy Commissioner, Muzaffargarh (member) and the Deputy Commissioner, Rajanpur (member) endorsed the decision of Revenue Officers regarding attestation of mutation with the name in the ownership column "Sardar Kaura Khan Trust through the District Council, Muzaffargarh".

9. The District Police Officer, Muzaffargarh (member), the District Police Officer, Rajanpur (member), Principal Sardar Kaura Khan School Muzaffargarh (member), Mian Javed Aziz Qureshi, advocate (member) and Chief Officer, District Council, Muzaffargarh (Secretary/member) refrained from providing any opinion due to a pending matter before the August Supreme Court of Pakistan.

10. The District Police Officer, Muzaffargarh suggested proceeding with the registration of the Trust and, if no objections arose regarding the ownership of the land as Trust assets, submitting compliance report to the August Supreme Court of Pakistan. The Deputy Commissioners Muzaffargarh and Rajanpur also agreed the suggestion and expressed that definitely there would be no objection from any corner. The Chair agreed to this proposal and instructed the legal advisor, Sardar Kaura Khan Trust to get registered the Trust under the Trust Act 2020, ensuring all legal formalities to be followed and naming it

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DISTRICT & SESSIONS JUDGE
MUZAFFARGARH

"**Sardar Kaura Khan Trust, Muzaffargarh**" instead of "Sardar Kaura Khan Trust, Muzaffargarh through District Council Muzaffargarh". After completion of registration process, a compliance report would be submitted to the August Supreme Court of Pakistan.

AGENDA NO.2:

(RECOVERY OF RENT OF BUILDING CONSTRUCTED ON LAND OF TRUST).

11. The Land Superintendent reported that only the District Judiciary and District Police, Muzaffargarh had paid rent for the building constructed on Trust land.

12 The Deputy Commissioner, Muzaffargarh sought time to arrange the rent for the Assistant Commissioner's office falling under his jurisdiction but expressed inability for other departments.

13 Applications for rent exemption were presented before the committee from various departments. The Chair noted that issues of government offices, including the District Judiciary, had already been raised before the Supreme Court of Pakistan, resulting in an exemption only for educational institutions already established and functional as per order dated 11.10. 2018 of the Honourable Supreme Court of Pakistan; the relevant portion of which is described as under:-

Para No.4 (ii), (iii)

"The buildings constructed on land in the name of Sardar Koray Khan Trust to house various offices of the Provincial Government including the judiciary will be leased out on such terms and conditions as the Management Committee may determine. Income derived from such leases along-with arrears thereof will be deposited in the Trust accounts.

If the buildings existing on the Trust property are abandoned or in a dilapidated condition, the same shall be demolished and the land underneath will revert to the Trust along-with structures in case of abandonment"

14 In view of above, as the Management Committee lacked authority to exempt lease payments for other departments, consequently, application dated 02.05.2023 moved by Punjab Emergency Service Department Sahiwal (RESCUE-1122), application dated 14.07.2023 moved by District Sports Officer, Muzaffargarh (Sports Stadium Jatoi), and application dated 08.07.2023 moved by Municipal Committee Jatoi were not entertained for discussion.

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DISTRICT & SESSIONS JUDGE
MUZAFFARGARH

ADDITIONAL ITEM.

15 The Deputy Commissioner, Muzaffargarh pressed for decision on the application (Annex-A) moved by him as well as the Deputy Commissioner, Rajanpur with the signatures of the District Police Officer, Muzaffargarh, the District Police Officer, Rajanpur and Chief Officer, District Council Muzaffargarh. It is important to note that the Deputy Commissioner, Muzaffargarh and the District Police Officer, Muzaffargarh (signatories) were not official members of the Management Committee on the day in question, and they were not present during the meeting held on 08.03.2023. Therefore, their comments on the proceedings of that meeting being not legally valid could not be considered in this context. Furthermore, according to the Notification No.SO Estate (LG) 2-8(Muzaffargarh) dated 22.10.2015 Government of Punjab, Local Government & Community Development, the EDO (F&P), Muzaffargarh was designated as Member/Secretary. Additionally, the rules titled Sardar Kaura Khan (Management, Supervision and Protection of Land), Rules 2016 are not exhaustive and this fact had been acknowledged by Sardar M. Aslam, learned ASC appearing on behalf of the District Council Muzaffargarh before the August Supreme Court of Pakistan on 18.04.2018 that 'the rules which have been framed are not comprehensive enough to cater for day to day situation and that they be amended, updated and revamped so that they may cater for the new situation and changes emerging therefrom'. Moreover, while dealing with the issues relating to the property of SKKT, a committee was already constituted to submit suggestions for amendments in Rules vide minutes of meeting dated 11.04.2022.

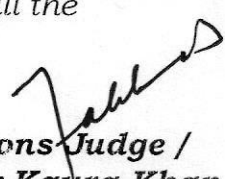
16. Objections raised in response to point No.2 were found to lack valid grounds. Decisions made by the Management Committee are always the outcome of collective discussions. There exists no precedent or requirement for all members to sign the minutes of meeting. The current practice involves circulating the minutes amongst members. All members are encouraged to contribute their opinions in written form during meetings which of course would be included in the minutes if are deemed necessary. Being members of Trust they are expected to advance productive and positive response for the assistance, cooperation and facilitation to run the business of Trust according to the will of the late Sardar Kaura Khan in the light of orders of the August Supreme Court of Pakistan, instead of wasting their time on non-issues items.

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 District & Sessions Judge
 Muzaffargarh

17. Objections raised regarding point No.3 were deemed unnecessary and not within the authority of the mentioned members. The remarks in question were introduced by the Chairman considering the conduct of the former Deputy Commissioner and District Council authorities. These remarks were intended to facilitate the execution of the Management Committee's decision dated 23.06.2021, which was presented, to bring in to the notice, before the August Supreme Court of Pakistan for appropriate orders. The Chairman, as empowered by the August Supreme Court of Pakistan in its order dated 11.10.2018 that "in case, any situation arises which is not covered by the aforementioned recommendations, the District & Sessions Judge, Muzaffargarh who is heading the Management Committee being one of the Trustees may move an application before this Court for appropriate order".

18. Perusal of the Rules titled Sardar Kaura Khan Trust (Management, Supervision and Protection of Land Rules), 2016, reveals that Chief Officer, District Council, Muzaffargarh has been included as member/Secretary Management Committee, however, he has been assigned no specific role/duties. Previous record of the Management Committee meetings reveals that he had remained inactive member/Secretary of the Management Committee. He should have to perform his role effectively being member/Secretary of the Management of the Committee. There is no provision in the rules quoted above that chief officer, District counsel Muzaffargarh (Member/Secretary) would write the minutes of meeting or run the affairs of Sardar Kaura Khan Trust, thus, request moved by the aforesaid members, is hereby declined.

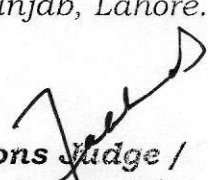
The meeting culminated with a vote of thanks to all the participants.


District & Sessions Judge /
Chairman, Sardar Kaura Khan
Trust Committee, Muzaffargarh

Endst. No. 84 /SKKT Dated; 07 / 08 /2023

Copy forwarded for information and necessary action to:-

1. The Worthy Registrar, August Supreme Court of Pakistan Islamabad.
2. The Secretary, Local Government, Department, Punjab, Lahore.
3. All the members of the Management Committee.



District & Sessions Judge /
Chairman, Sardar Kaura Khan
Trust Committee, Muzaffargarh


subject:- ISSUES TO BE PRESENTED IN THE MEETING OF MANAGEMENT COMMITTEE OF SARDAR KAURA KHAN TRUST THROUGH SECRETARY OF MANAGEMENT COMMITTEE SARDAR KAURA KHAN TRUST.

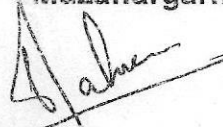
The members of the Management Committee of Sardar Kaura Khan Trust through this letter seek to draw the attention of the Chairman Sardar Kaura Khan Trust as well as other learned members towards the operations of the Management Committee. These points may be brought up in the committee meeting called on 16.05.2023 under the chairmanship of Chairman Sardar Kaura Khan Trust Muzaffargarh.

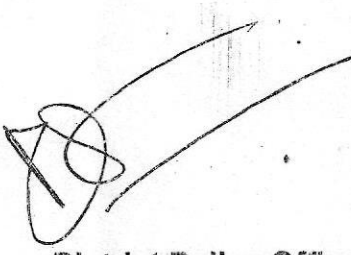
1. It has been observed that previously all the affairs of the Management Committee including the office work, calling and recording meetings are not done by the secretary of the committee as designated under Sardar Kaura Trust Rules 2016. It is therefore requested that all secretariat services to the Management Committee should be provided by Secretary of Management Committee/Chief Officer, District Council Muzaffargarh.
2. It has been also observed that minutes of meetings of this committee are not signed by all the respectable members of the committee which resultantly do not reflect the collective opinion of the forum. It is therefore requested that from now onward, the minutes should be circulated and signed by all members through secretary of the Management Committee Sardar Kaura Khan Trust thus giving them opportunity to record their input as well. This would ensure transparency as well as expression of collective wisdom as envisaged under the Sardar Kaura Khan Trust Rules 2016.
3. In the Minutes of previous meeting called on 08.03.2023, certain remarks have been recorded in para-9 which were not duly consented by all members of Management Committee. Any such recommendation will not have consent of the committee unless specifically recorded and signed by all members of the committee.

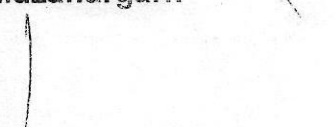
It is reiterated that we as members of the Management Committee remains committed to abiding by the rules of Sardar Kaura Khan Trust 2016 and orders passed by August Supreme Court of Pakistan from time to time.


CO District Council Muzaffargarh
Member / secretary


District Police Officer
Rajan Pur/Member Management
Committee Sardar Kaura Khan Trust
Muzaffargarh


Deputy Commissioner
Muzaffargarh/Member Management
Committee Sardar Kaura Khan Trust
Muzaffargarh


District Police Officer
Muzaffargarh/Member Management
Committee Sardar Kaura Khan Trust
Muzaffargarh


Deputy Commissioner
Rajan Pur/Member Management
Committee Sardar Kaura Khan Trust
Muzaffargarh