

I. TIMELINE

August 11, 2016	PECA passed by the National Assembly
August 18/22, 2016	PECA receives the assent of the President of Pakistan/is published in the Extraordinary Gazette
September 9, 2016	Cabinet Division approves designation of the FIA as the investigation agency under PECA
September, 2016	First complaint registered under PECA (converted into an FIR, case still pending)
March 31, 2017	Law division notification setting up courts under PECA issued
May 2017	PECA cases transferred to designated courts
November 30, 2017	First judgement in a PECA case in Karachi (instituted on May 4, 2017)
August 7, 2018	Prevention of Electronic Crimes Investigation Rules 2018 published in the Extraordinary Gazette

II. PECA CASES IN KARACHI

The following data was compiled by attending and observing proceedings of PECA cases before courts, reviewing court diaries available online and case files where available. This record was last updated on December 31, 2018.

Court	Total Cases	Jail	Bail	Acquittals	Convictions	Absconders
Central Karachi	2	-	2	-	-	-
East Karachi	20	3	11	3	1	2
South Karachi	5	2	3	-	-	-
West Karachi	1	1	-	-	-	-
Total	28	6	16	3	1	2

Figure I

Figure I: The number of cases before every district in Karachi. As of data collected until December 31, 2018, out of the 28 cases, four have been decided and disposed off. There has been one conviction and three acquittals. In six of the cases, the accused are in jail, 16 are out on bail while two have absconded.

Sr No.	Court	Cases	Sections Charged
1	Civil Judge & Judicial Magistrate I, Karachi (East)	PPC 142/2017	PECA 20&21 R/W PPC 419, 109, 34
2		PPC 1145/2017	PECA 3/4/14
3		Police/FIA/Theft Acts 1258/2017	PECA 3, 4, 20
4		PPC 141/2017	PECA 21 R/w 419 PPC
5		PPC 223/2017	PECA 21
6		PPC 126/2017	PECA 21
7		Police/FIA/Thefts Acts 2148/2017	PECA 21 RW 419/109 PPC
8		Police/FIA/Theft Acts 2036/2017	PECA 21
9		Police/FIA/Theft Acts 2070/2017	PECA 16
10		PPC 683/2017	PECA 16
11		Police/FIA/Theft Acts 386/2018	PECA 16, 21
12	Sessions Court, Karachi (East)	Police/FIA/Theft Acts 947/2017	PECA 21 R/w 500 PPC
13		Police/FIA/Theft Acts 1044/2017	PECA 21 R/w 420/467/468/471/109/34 PPC
14		Police/FIA/Theft Acts 1104/2017	PECA 21 R/W 419/500 PPC
15		Police/FIA/Theft Acts 129/2018	PECA 20
16		Police/FIA/Theft Acts 1306/2017	PECA 21, 14 R/w PPC 489-B, PPC 419, PPC 420, PPC 109
17		Police/FIA/Theft Acts 1095/2018	PECA 16/20/21
18		Police/FIA/Theft Acts 1250/2018	PECA 20
19		Police/FIA/Theft Acts 656A/2018	PECA 3/4/5/13/14 R/W PPC 420/467/468/109/471
20		Additional District & Sessions Judge I, Karachi (East)	Police/FIA/Theft Acts 625/2018
21	Civil Judge & Judicial Magistrate I, Karachi (Central)	Police/FIA/Theft Acts 1498/2017	PECA 21
22		Police/FIA/Theft Acts 1271/2018	PECA 24

23	Civil Judge & Judicial Magistrate I, Karachi (West)	Police/FIA/Theft Acts 1569/2018	PPC 419
24	Civil Judge & Judicial Magistrate I, Karachi (South)	PPC 672/2018	PECA 16/20/21
25		Prevention of Electronic crime Act, 2016 4935/2018	PECA 21, 16, 24, 20
26		PPC 5817/2018	U/s 419, 420 PPC r/w 16, 20 & 24 PECA 2016
27		FIR 10/2018	PECA 16/20/21
28		Prevention of Electronic crime Act, 2016 3727/2018	PECA 16/20/21

Figure II

Figure II: All cases before courts in Karachi with a list of charges in each case

III. RECORD OF ADJOURNMENTS as of December 31, 2018													
Sr No.	Cases	Court	Pending in Courts / First Institution Date	Institution Date in the Designated Court	Stage	Cased Called	Attendance and consequent adjournments						Notes
							Investigation Officer (IO)			Prosecutor			
							Present	Absent	Note	Present	Absent	Note	
1	PPC 142/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	January 2017-----x----FIR January 2016 as per record available	May 2017	Disposed off	20	2	13	-	3	16	-	(No forensics were submitted till the end)
2	PPC 1145/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	March 2017	06 July, 2017	Disposed off	28	17	11	-	4	24	-	-
3	Police/FIA/Theft Acts 1258/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	20 July 2017 as per record available	20 July 2017	Disposed off	38	23	5	Unmarked Attendance for the rest of the days	4	20	Unmarked Attendance for the rest of the days	8 adjournments due to non-availability of case property
4	PPC 141/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	January 2017	04 May 2017	Disposed off	66	36	13	Unmarked Attendance for the rest of the days	6	52	Unmarked Attendance for the rest of the days	4 adjournments due to non-availability of case property
5	Police/FIA/Theft Acts 947/2017	Sessions Court, Karachi (East)	23 June 2017 as per record available-----x----- - FIR is dated 04 October 2016	24 June 2017	Evidence	50	13	3	Unmarked Attendance for the rest of the days	34	15	-	11 adjournments due to non-availability of police file
6	Police/FIA/Theft Acts 1044/2017	Sessions Court, Karachi (East)	07 July 2017 as per record available-----x----- -FIR Reg time January 2016 as per available record	07 July 2017	Evidence	32	9	no record available	Unmarked Attendance for the rest of the days	21	11	Unmarked Attendance for the rest of the days	-
7	Police/FIA/Theft Acts 1104/2017	Sessions Court, Karachi (East)	12 July 2017 as per record	26 August 2017	Evidence	45	15	no record available	Unmarked Attendance for	32	11	Unmarked Attendance for	2 adjournments due to non-availability of case property

			available record---- -x----FIR is dated April 2017						the rest of the days			the rest of the days	
8	Police/FIA/Thrift Acts 129/2018	Sessions Court, Karachi (East)	FIR 11 October 2017 as per record available	31 October 2018	Evidence	4	no record available	no record available	Unmarked Attendance for the rest of the days	3	no record available	Unmarked Attendance for the rest of the days	-
9	Police/FIA/Thrift Acts 1306/2017	Sessions Court, Karachi (East)	10 August 2017 as per available record---- --x----- FIR in March 2017	10 August 2017	Evidence	59	12	2	Unmarked Attendance for the rest of the days	22	10	Unmarked Attendance for the rest of the days	-
10	Police/FIA/Thrift Acts 1095/2018	Sessions Court, Karachi (East)	FIR 04 July 2018 as per record available	08 August, 2018	Service	24	no record available	no record available	Unmarked Attendance for the rest of the days	13	9	Unmarked Attendance for the rest of the days	-
11	Police/FIA/Thrift Acts 1250/2018	Sessions Court, Karachi (East)		11 September 2018	Service	8	-	4	Unmarked Attendance for the rest of the days	5	2	Unmarked Attendance for the rest of the days	-
12	Police/FIA/Thrift Acts 656A/2018	Sessions Court, Karachi (East)	FIR is dated 15 January 2018	31 October 2018	Service	7	-	1	Unmarked Attendance for the rest of the days	3	1	Unmarked Attendance for the rest of the days	-
13	Police/FIA/Thrift Acts 625/2018	Additional District & Sessions Judge I, Karachi (East)	FIR is dated 17 April 2018	31 October 2018	Service	4	no record available	no record available	Unmarked Attendance for the rest of the days	4	0	-	-
14	PPC 223/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	January / February 2017	May 2017	Evidence	41	21	A15+L1	Unmarked Attendance for the rest of the days	1	39	Unmarked Attendance for the rest of the days	20 adjournments due to non-availability of case property
15	PPC 126/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	January 2017---- -x----- FIR August 2016	May 2017	Evidence	42	25	16	Unmarked Attendance for the rest of the days	5	29	Unmarked Attendance for the rest of the days	14 adjournments due to non-availability of case property
16	Police/FIA/Thrift Acts 2148/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	07 December 2017 -----x----- -- FIR 14 November 2017	December 2017	Disposed (Dormant) Method: Other Disposal Type: Kept in Abeyance/Dormant By: Order NIL	9	7	1	-	no record available	no record available	-	-

17	Police/FIA/T heft Acts 2036/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	18 November 2017 as per court record -----x----- -- FIR 01 January 2017 as per court record	18 November r, 2017	Evidence	42	31	6	Unmark ed Attenda nce for the rest of the days	9	24	Unmark ed Attenda nce for the rest of the days	3 adjournments due to non-availability of case property
18	Police/FIA/T heft Acts 2070/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	23 November r 2017 as per court record	23 November r 2017 as per court record	Evidence	33	12	13	Unmark ed Attenda nce for the rest of the days	1	25	Unmark ed Attenda nce for the rest of the days	From court diary: "Matter is next fixed on 16-08-2018 for arguments of PTA and AD legal FIA as last and final chance. Issue letter to Director FIA to ensure appearance of AD legal on next date of hearing" "Issue letter to Director FIA to ensure appearance of AD legal on next date of hearing."
19	PPC 683/2017	Civil Judge & Judicial Magistrate I, Karachi (East)	April 2017 as per record available- -----x----- - Enquiry since August/S eptember 2016 - No FIR yet	04 May 2017	Evidence	46	33	12	Unmark ed Attenda nce for the rest of the days	5	40	Unmark ed Attenda nce for the rest of the days	--
20	Police/FIA/T heft Acts 386/2018	Civil Judge & Judicial Magistrate I, Karachi (East)	FIR dated 07 February 2018	28 February, 2018	Service	24	7	13	Unmark ed Attenda nce for the rest of the days	2	18	Unmark ed Attenda nce for the rest of the days	-
21	Police/FIA/T heft Acts 1498/2017	Civil Judge & Judicial Magistrate I, Karachi (Central)	18 August 2017 as per court record -----x----- -- FIR is dated 01 January 2017 as per court record	18 August, 2017	Evidence	83	31	17	Unmark ed Attenda nce for the rest of the days	49	22	Unmark ed Attenda nce for the rest of the days	Court Diary Contents: " Learned Prosecutor is again absent despite issuance of direction/letter." "Matter was called repeatedly at 11:00 am, 11:30 am, 12:00 pm, 12:30 pm & 01:00 pm but prosecutor of the FIA called absent, while application U/S 249/249-A Cr.P.C is pending." "Copies of the bail application has already been supplied through IO _____ for hearing on 5th bail application, none are present from prosecution side despite sufficient opportunities... The instant bail application is hereby allowed"... "call Prosecutor to proceed the matter as last & final chance"... "Issue BWs against both IOs through Assistant Director of FIA."
22	Police/FIA/T heft Acts 1271/2018	Civil Judge & Judicial Magistrate I, Karachi (Central)	FIR is dated 01 January 2018	07 August 2018	Evidence	17	10	4	Unmark ed Attenda nce for the rest of the days	11	2	Unmark ed Attenda nce for the rest of the days	From Court Diary: 1. "Due to absence of the prosecutor, case has suffered unjustified adjournments." 2. Issue NBWs (non-bailable warrants) against the IO." 3. "Issue BWs (bailable warrants) against the IO."

23	Police/FIA/T heft Acts 1569/2018	Civil Judge & Judicial Magistrat e I, Karachi (West)	FIR dated 01 Decembe r 2017	07 Septembe r 2018	Evidence	18	1	-	Unmark ed Attenda nce for the rest of the days	5	10	Unmark ed Attenda nce for the rest of the days	-
24	PPC 672/2018	Civil Judge & Judicial Magistrat e I, Karachi (South)	First Instituti on Date is 07 July 2018 as per available record	03 August 2018	Evidence	12	1	-	Unmark ed Attenda nce for the rest of the days	7	2	Unmark ed Attenda nce for the rest of the days	2 adjournments due to non-availability of case property
25	Prevention of Electronic crime Act, 2016 4935/2018	Civil Judge & Judicial Magistrat e I, Karachi (South)	First Instituti on Date is 16 November 2018 as per available record	16 November 2018	Evidence	3	-	-	Unmark ed Attenda nce for the rest of the days	0	-	-	-
26	PPC 5817/2018, Maheen V/S Shahid Mehmood	Civil Judge & Judicial Magistrat e I, Karachi (South)	FIR dated 12 November 2018 at 2300 HRS - First Instituti on Date is 13 Decembe r 2018 as per available record	13 Decembe r 2018	For Charge	2	-	-	Unmark ed Attenda nce for the rest of the days	0	2	Unmark ed Attenda nce for the rest of the days	-
27	FIR 10/2018	Civil Judge & Judicial Magistrat e I, Karachi (South)	No Record Available	No Record Available	No Record Available	No Record Available	No Record Availab le	No Record Availab le	No Record Availab le	No Record Availab le	No Record Availab le	No Record Availab le	No Record Available
28	Prevention of Electronic crime Act, 2016 3727/2018	Civil Judge & Judicial Magistrat e I, Karachi (South)	FIR dated 10 Septembe r 2018	25 October 2018	Evidence	5	1	-	Unmark ed Attenda nce for the rest of the days	1	-	Unmark ed Attenda nce for the rest of the days	-

Figure III

Figure III: This presents the attendance record of FIA officials in each case. Many times cases are adjourned solely because the investigation officers (IOs) or prosecutors are not present or do not produce relevant case material or case property. Cases that are cognizable and where the state is a party, the state prosecutor's presence is required to run them.