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#### **Editorial Report**

## CONCEALMENT OF FACTS AND HIDING INFORMATION REGARDING THE ILLEGAL APPOINTMENT OF PROFESSOR OF PHARMACY IN PUBLIC SECTOR UNIVERSITY OF PAKISTAN.

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#### Abstract

Nondisclosure of some immaterial facts would recess the right to information, but it is further determined that the fundamental privilege has also been hurt by some deceptive practices. Where a beneficial amount of facts are actively concealed and fraudulently defected in title. The active concealment of information with the intention of doing performing it or doing any such act fitted to deceive. This practice also hurt the fundamental constitutional privilege, when any conducive amount of information actively concealed. The silence of facts would not be constituted in a wrongful manner unless the defendant is under an obligation to talk and conceal the facts of a particular process or recruitment of faculty member in teaching institution. Therefore, in compliance with the Governor Punjab's order number No.GS(Univ-I)11-5/2017-25 dated October 28, 2021; date of Hearing: 16.09.2021 the syndicate of the University of Sargodha in its 1/2022 meeting held on 27.09.2022 constituted a committee to investigate the illegal recruitment process of appointment of Dr. Saiid Bashir as Professor of Pharmacy (BS-21). The notification No. SU/Admin(HR) 6464-74 dated November 7, 2022 issued successfully. A third party unbiased examination of facts is necessary to establish the rule of law and enforce proper recruitment standards. For this purpose, the governor house, provincial education department and local accountability authorities have to play key role to rectify and correct the system and establish the rule of law in public sector universities in Pakistan.

# **Pharmaceutical Review**

## Introduction

Ordinary nondisclosure of some immaterial facts would recession the right to information, but it is further determined that the fundamental privilege has also been hurt by such deceptive practice. Where a beneficial amount of facts are actively concealed and fraudulently defected in title. The active concealment of information by one having knowledge or belief of that may be considered an intention of performing it or doing any such act fitted to deceive.

Additionally, the silence of facts would not constitute a wrongful act unless the defendant is under an obligation to talk and conceal the facts of a particular process or recruitment of faculty member in teaching institution. Therefore, remain silent or the party's silence is equivalent to expression. The other party may be potentially misled and suffers damages as a consequence in university recruitment and appointment procedure. The written documents in possession of the any institution or defendant must be collected or issued on demand. The plaintiff relying on these documents must be presented and defendants conceal information and committed fraud should be disclosed. Thus, the quality control in public and private sector universities improve the over quality of education and professional skills in local and international economy. That also gives confidence and certainty to educational system and help to maintained high quality standards. Whereas, the Higher Education Commission (HEC) of Pakistan has developed and deployed the faculty appointment criteria. That is considered as fundamental recruitment guidelines for public and private universities. That covers all disciplines and provides the policies, guidelines and information regarding Services, facilities hiring, Funds, Quality Assurance, Research and development.

## **Concealment of Fact and Hiding information**

In compliance with the Governor Punjab's order number No.GS(Univ-I)11-5/2017-25 dated October 28, 2021: date of Hearing: 16.09.2021 the syndicate of the University of Sargodha in its 1/2022 meeting held on 27.09.2022 constituted a committee to investigate the illegal recruitment process of appointment of Dr. Sajid Bashir as Professor of Pharmacy (BS-21). The notification No. SU/Admin(HR) 6464-74 dated November 7, 2022 issued successfully. The Governor Puniab order to dispose of the revision petition of petitioner professor. referred to this forum by the Hon'ble Lahoré High Court, Lahore, vide order dated 15" June 2021, passed in connection with Writ Petition No. 37666/2021 titled "Prof Dr. Muhammad Myas Tarig versus Governor of Punjab/ Chancellor, University of Sargodha etc" wherein the petitioner has challenged the appointment of Dr. Sajid Bashir as Professor of Pharmacy (BS-21). The brief facts of the case are that the University of Sargodha advertised one post of Professor of Pharmacy (BS-21), with last date for submission of applications as 31 December 2009. Dr. Sajid Bashir applied for the said post. Having fulfilled the pre-requisites such as determination of eligibility and obtaining evaluation reports of local and foreign referees, the case was placed before the Selection Board in its meeting dated 20- 21 March 2012. The Selection Board recommended Dr. Sajid Bashir for his appointment as Professor of Pharmacy (BS-21). The Vice Chancellor, in exercise of powers under Section 13(3) of the University of Sargodha Ordinance 2002, appointed Dr. Sajid Bashir as Professor of Pharmacy (BS-21) vide Notification dated 22"4 March 2012. The Syndicate approved recommendations of the Selection Board in its meeting held on 9" July 2012. The petitioner Dr. Muhammad Ilyas Tarig filed Writ Petition No. 37666/2021 in the Hon'ble Lahore High Court, Lahore, challenging appointment of Dr. Sajid Bashir as Professor of Pharmacy (BS-21), which was disposed of, vide order dated 15" June 2021.

Then administration of University of Sargodha worked very hard to conceal the facts and hide the record of illegal appointment of professor of pharmacy. The Syndicate of the University also directed to review the recruitment process of appointment of Professor of Pharmacy (BS-21), with due attention to the alleged irregularities pointed out by another faculty member in his revision petition. The letter of the Registrar office (Assistant Registrar Est.-I), University of Sargodha, No. SU/Admin(E-I)/14146 dated November 04, 2021; Sent to

# **Pharmaceutical Review**

A&C Division, Higher Education Commission, Islamabad with University of Sargodha; complaint code FC280921-89131001. In response of our application No.: 375/623, dated December 23, 2021, the competent staff of the University of Sargodha consistently concealed facts and hide the record of illegal appointment of professor of pharmacy. They have changed statement multiple time to protect this illegal appoint of professor of pharmacy as mention in Figure 1.

2.	All allegations raised by Dr. Taha Nazir, Assistant Professor are based on
misunders	tanding / misconception. Dr. Sajid Bashir is an experienced and highly qualified
Professor	and University has not found any objection on the integrity and loyalty with
University	during his service.

3. It is, therefore, requested that the complaint launched by Dr. Taha Nazir, Assistant Professor may kindly be dismissed as it is baseless and bears no merit consideration.

**Figure 1.** The management of University of Sargodha concealed the facts and hided the information by issuing the letter dated June 27, 2016; 2<sup>nd</sup> and 3<sup>rd</sup> paragraph is also highlight the points.

Para 4 & 5	Not relevant to University of Sargodha.
Para 6	"The University of Sargodha advertised the post of Professor of Pharmacy (Pharmaceutics) bearing last date 31.12.2009. Dr. Sajid Bashir applied against the said post on 30.12.2009. As per record, his application, containing the list of 19 publications was considered for the post of Professor of Pharmacy. As per attached C.V. of Dr. Sajid Bashir, he had possessed sixteen (16) publications in the last five (05) years at the time of submission of application for the post of Professor of Pharmacy. As per record of research publications, Mr. Muhammad Azmi Ahmad Hassali, Associate Professor from Malaysia never. remained Research Collaborator till the date of submission of
	application for the post of Professor of Pharmacy. All reports of the external evaluators were presented before the Selection Board. The Selection Board considering academic record, experience and all evaluation reports, recommended Dr. Sajid Bashir for appointment as Professor of Pharmacy (Pharmaceutics) in its meeting held on 20-21.03.2012. The facts show that the claim of the petitioner is baseless as no illegality occurred during the selection of Dr. Sajid Bashir. The appointment of Dr. Sajid Bashir was made by the University as per provisions of the University of Sargodha Ordinance, 2002.
Para 7	Incorrect. He was removed from service on the basis of inquiry conducted under PEEDA

**Figure 2.** The management of University of Sargodha issued letter No. SU/Admin(E-I)/14146 dated November 04, 2021 to reply A&C Division, HEC, Islamabad; Assistant Registrar (Est.-I), University of Sargodha has misinterpret, concealed the facts and hided the real information in the paragraph wise reply under 6.

# Pharmaceutical Review

Table 1. The Research Articles Highlighting the Corruption of the Dean Pharmacy, University of Sargodha.

- An amazing character revealing the fundamental factors hurting the health standards, pharmaceutical patient's care and teaching quality in developing countries. http://dx.doi.org/10.52182/22205187.13022021
- 2. The corruption of dean pharmacy, university of Sargodha needs attention and appropriate investigation. http://dx.doi.org/10.52182/22205187.7122018
- 3. Pharmacy council of Pakistan, pharmacy discipline and pharmacist community. http://dx.doi.org/10.52182/22205187.07112021
- 4. An ideological compliance to establish the real state of Pakistan. http://dx.doi.org/10.52182/22205167.25062020
- 5. Correction of pharmaceutical teaching institution is the start point of professional growth. http://dx.doi.org/10.52182/22205187.13122016
- 6. You will always be in our heart and memories. http://dx.doi.org/10.52182/22205167.132022019
- 7. Lest we forget; Muhammad Iqbal (late) and dr. Riffat ul zaman (late). http://dx.doi.org/10.52182/22205187.11022019
- 8. M. lqbal (late) great leader, skilled pharmacist and outstanding person. http://dx.doi.org/10.52182/22205187.27082019
- 9. Pharmaceutical "fact sheet" 2014-15; released by prof. Dr. Taha Nazir president pharmacist federation (Pakistan ) and pharmacist alliance, PPA. http://dx.doi.org/10.52182/22205167.25012015
- 10. The dilemma of pharmacy profession in Pakistan; a "White Paper" regarding PPA election 2014 http://dx.doi.org/10.52182/22205187.21072014
- 11. Lest we forget to our legend heroes. http://dx.doi.org/10.52182/22205187.19012020
- 12. Prudential review of pharmacy teaching institutions in Pakistan. ttp://dx.doi.org/10.52182/22205187.14062015
- 13. Review of evolving role and poor representation of pharmacy professional in Pakistan. http://dx.doi.org/10.52182/22205187.25032016
- 14. Review of dissimilar roles, responsibilities and official duties of licensing (qualified person) and employee (working) pharmacists. http://dx.doi.org/10.52182/22205187.13032017
- 15. The poor and illegal representation of pharmacy profession in Pakistan. http://dx.doi.org/10.52182/22205187.02022014
- 16. Insufficient effort of the government of the punjab to improve the local health care. http://dx.doi.org/10.52182/22205187.03082017
- 17. The potential reasons of poor representation and despicable professional situation in Pakistan. http://dx.doi.org/10.52182/22205187.03082017

However, the Section Officer (Univ-I), Governor's Secretariat, Punjab, Lahore, vide letter No.GS(Univ.I).11-5/2021- 1336 dated 29.10.2021, forwarded a copy of order No.GS(Univ-I)11-5/2017-25 dated 16.09.2021 passed by the Governor / Chancellor for information. The decision is as under:-

# **Pharmaceutical Review**

"For what has been stated above, I, in exercise of powers conferred upon me under Section 10 of the University of Sargodha Ordinance 2002, am inclined to decide the instant revision petition in the following manner: (i) Revision petition of Dr. Muhammad Ilyas Tariq, to the extent of declaring appointment of Dr. Sajid Bashir as Professor of Pharmacy (BS-21) as null and void, is dismissed being devoid of merit. (ii) The Syndicate of the University is directed to review the recruitment process of appointment of Dr. Sajid Bashir as Professor of Pharmacy (B\$-21), with due attention to the alleged irregularities pointed out by Prof. Dr. Muhammad Ilyas Tariq in his revision petition, and if required, take necessary action against the University Authorities/Oficer(s)/Official(s) on their failure to perform their duty as per requirements of the University Law/Statutes. The report on the matter has also been submitted to Ms. Rabia Naz, A&C Division, Higher Education Commission, Islamabad vide No.SU/Admin(E-I)/14146 dated 04.11.2021 in response to her email dated 24.09.2021 received through First Secretary, Consulate General of Pakistan, Toronto addressed to Incharge complaint Cell, Prime Minister's Secretariat, Islamabad.

Therefore, it is encouraged to punish the culprits, who are consistently damaging the system and committing the criminal act of concealment of facts and hiding the record of illegal appointment of professor of pharmacy in University of Sargodha. Additionally, the aforesaid alleged officer has a long terrible history of corruption; the cases/ information already submitted to different authorities as given in Table 1.

## Distribution of Irregularities in Local in International Authorities

The aforesaid irregularities have been distributed regular basis to different local and international authorities for necessary intervention. The detail is as under,

- 1. Governor (Pb)/ Chancellor University of Sargodha and of the Punjab, Pakistan.
- 2. Chief Minister Punjab, Lahore, Pakistan.
- 3. Director General Health/ President Pharmacy Council of Pakistan.
- 4. Higher Education Department, Government of Punjab, Lahore Pakistan.
- 5. Chief Secretary Punjab Home Department, Lahore.
- 6. SAPM Health, Ministry of National Health Services Regulations & Coordination's Islamabad.
- 7. The Vice Chancellor University of Sargodha, Sargodha.
- 8. Deputy Director, Pharmacy Council of Pakistan, Islamabad.
- 9. Secretaries, Provincial Pharmacy Councils, all provinces of Pakistan.
- 10. All members Syndicate, University of Sargodha, Pakistan.
- 11. The Chairman, Higher Education Commission, Islamabad, Pakistan.
- 12. Chairman NAB, Lahore Office Regional NAB Lahore. Lahore
- 13. Higher Education Department, Civil Secretariat, Lahore.
- 14. Pakistan Pharmacist Association (PPA), Pakistan.
- 15. Malik Iradat Hussain PhD (Pharmacology) Scholar President, Pharmacist Federation (Pakistan)
- 16. Intelligence and Law Enforcing Agencies, Government of Pakistan.
- 17. Centre for Law and Democracy.,
- 18. ALAC Karachi, 4-c 1st floor Khayaban, Eltehad Phase 7, DHA Karachi, Pakistan.
- 19. Transparency International Pakistan 4-C, Mezzanine Floor, D.H.A., Karachi.
- 20. Relevant Government Agencies and Public Authorities, Islamabad, Pakistan.
- 21. All major local and international media houses and news agencies.

## Conclusion

Nondisclosure of immaterial facts would recess the right to information and hurt the fundamental constitutional privilege, when any conducive amount of information actively concealed. The silence of facts

## Pharmaceutical Review - ISSN 2220-5187

# **Pharmaceutical Review**

would not be constituted a wrongful manner unless the defendant is under an obligation to talk and conceal the facts of a particular process or recruitment of faculty member in teaching institution. Therefore, a third party unbiased examination of facts are necessary to establish the rule of law and enforce proper recruitment standards. Therefore, the governor house, provincial education department and local accountability authorities have to play key role to rectify and correct the system and procedure in University of Sargodha.

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