

ORDER SHEET.

IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Criminal Revision No. 01/2023

Ch. Zafar Ali & another

Versus

The State & another

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(01)	10.01.2023	Syed Zulfiqar Abbas Naqvi and Mr. Mudassar Hussain Malik, Advocates for the petitioner.

The petitioners are aggrieved by order dated 02.11.2022, pursuant to which the learned Special Judge Central, Islamabad, has dismissed the application filed by the petitioners under Section 265-K of the Code of Criminal Procedure, 1898.

2. The learned counsel for the petitioners states that there was no allegation regarding misappropriation of property and the allegation against the petitioners was with regard to breach of provisions of the lay-out plan approved by the Capital Development Authority (CDA). He states that subsequently a fresh lay-out plan has been approved by CDA by letter dated 10.03.2022 and there is no breach of any lay out plan in the field anymore either. And consequently no offence against the petitioners is made out. The petitioners are senior citizens and there is no

likelihood of them being convicted of any offence as they have committed none.

3. Let notices be issued to the respondents for 13.02.2023. Let the record of the learned trial Court also be summoned. The petitioners shall deposit the requisite fee for issuance of the notices in the office within a period of three days.

C. M. No. 01/2023

Exemption sought for is allowed subject to all just and legal exceptions.

C. M. No. 02/2023

Notice.

**(BABAR SATTAR)
JUDGE**