

ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD
(JUDICIAL DEPARTMENT)

W.P. No. 3468 of 2021

Awais Abbasi
Vs
Sanam Saeed, etc.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
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25.11.2022.

Rana Imran Farooq Advocate for the Petitioner.
Nemo, for the Respondents.

The learned counsel for the Petitioner seeks further time to satisfy this Court that the Petitioner has paid arrears of maintenance allowance and that he is up-to-date in such payments. It is important to summarize that vide Order dated 29.09.2021 the Impugned Judge and Decree was suspended to the extent of payment of dower amount i.e. one million and no suspension order was passed for maintenance allowance. In any event, the suspension order in respect of the dower amount was recalled on 23.05.2022 as it was admitted on such date that arrears of maintenance allowance have not been paid.

2. In view of the foregoing, writ jurisdiction cannot be exercised in favour of the Petitioner till he establishes his bonafide conduct as he who seeks equity must do equity.

3. The learned counsel for the Petitioner has stated that the Executing Court has allowed the Petitioner to make payment of arrears in installments which the Petitioner is abiding by. The learned counsel is directed to substantiate his submission by producing such order passed by the

learned Executing Court and the relevant documents to show that all arrears of maintenance have been cleared. It is made clear that this is the last and final opportunity for the Petitioner to satisfy this Court that arrears of maintenance have been cleared and that he is up-to-date in this regard.

4. Relist on 06.12.2022.

(SAMAN RAFAT IMTIAZ)
JUDGE

Tanveer Ahmed/*