

Form No: HCJD/C-121.

**ORDER SHEET**

**IN THE ISLAMABAD HIGH COURT, ISLAMABAD**  
**JUDICIAL DEPARTMENT**

W.P. No. 1334 of 2018

Khizar Hayyat  
Vs  
SSP Operations, etc.

| S. No. of<br>order/<br>proceedings | Date of<br>order/<br>proceedings | Order with signature of Judge and that of<br>parties or counsel where necessary. |
|------------------------------------|----------------------------------|--|
|------------------------------------|----------------------------------|--|

- 02)    29-04-2019. Mr Muhammad Abbas Advocate, for the petitioner.  
Mr Mustafa Tanvir Sufwat Advocate, for respondent no. 4.  
Mr Rabi bin Tariq, State Counsel.  
M/s M. Anwar (ASI) and M. Fayaz (ASI) with record.

Through this petition, the petitioner has assailed order, dated 17-03-2018, passed by the Ex-officio Justice of Peace/Addl. Sessions Judge, (West) Islamabad.

2.            The facts, in brief, are that both the parties i.e. the petitioner as well as respondent no. 4 had filed petitions under section 22-A of the Code of Criminal Procedure, 1898 (hereinafter referred to as the "**Cr.P.C.**") for registration of a criminal case. The petitions were dismissed vide the impugned order, dated 17-03-2018.

3. The learned Counsels have been heard at length. Despite their able assistance, they were not able to show any legal infirmity requiring interference with the well reasoned impugned order.

4. The learned Ex-officio justice of Peace after perusing the petition and the documents attached therewith concluded that no cognizable offence was made out for directing the concerned Police Station for registration of a criminal case. The discretion exercised by the learned Ex-officio Justice of Peace has not been found to be arbitrary or fanciful. The learned Ex-officio Justice of Peace had taken the relevant material into consideration and thereafter passed a speaking order.

5. For what has been discussed above, the instant petition is without merit and, therefore, accordingly **dismissed**.

*CHIEF JUSTICE*

Tanveer Ahmed.