

Form No: HCJD/C-121

ORDER SHEET

IN THE ISLAMABAD HIGH COURT, ISLAMABAD
(JUDICIAL DEPARTMENT)

W.P. No. 134/2021

Asad Bashir
Versus
Ministry of Foreign Affairs, etc.

| S. No. of order/ proceedings | Date of order/ proceedings | Order with signature of Judge and that of parties or counsel where necessary. |
|------------------------------|----------------------------|---|
| | 18-01-2021 | Barrister Waqas Aziz Qureshi, Mr Imaan Zainab Hazir, Advocate for petitioner. |

The petitioner is father of two minors, namely Amal and Abram who are five and six years old, respectively. The minors are nationals of the United States of America. It is the case of the petitioner that marital disputes between him and respondent no.5 i.e. *Zahida Malik* alias *Veena Malik* were pending before the competent court in Dubai, United Arab Emirates. It is asserted that the court at Dubai vide order, dated 18-04-2018, had restrained taking out the two minors from its jurisdiction. The petitioner is aggrieved because he asserts that officials of respondents no.1 to 4 and the Pakistan Mission in Dubai were complacent in the illegal abduction of the minors i.e. his children and their travel to Pakistan. He has further alleged that the officials of

respondents no.1 to 4 have through their acts and omissions exposed themselves to be proceeded against under the relevant laws.

2. The learned counsel has, inter alia, contended that the fundamental rights of the petitioner as well as the minors have been violated and that there is an apprehension regarding the well being and safety of the latter.

3. Let notice be issued to the respondents for filing report and para-wise comments within a fortnight.

4. Relist on 04-02-2021.

C.M. No.01/2021.

Notice. In the meanwhile the Secretary, Ministry of Interior is directed to nominate an authorized officer to appear before this Court and explain under what authority of law the minors, asserted to be nationals of another sovereign country were facilitated to leave the jurisdiction of a court which according to the petitioner had passed a restraining order.

C.M. No. 02/2021.

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

(CHIEF JUSTICE)

Luqman Khan/*