

ORDER SHEET.

IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Writ Petition No.71/2023

Shazia Akbar

Versus

Learned Additional District Judge, West-Islamabad, etc.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(03)	14.03.2023	Mr. Azhar Yousaf, Advocate for the Petitioner.

The petitioner is aggrieved by (i) orders passed by the learned Judge Family Court dated 29.09.2022 and 03.09.2022 pursuant to which the application for submission of cash surety in lieu of personal surety issued by BPS-17 officer was dismissed. And (ii) the order of the learned Additional District Court dated 01.10.2022 pursuant to which the appeal against such orders was dismissed.

2. The learned counsel for the petitioner states that one of the conditions for grant of visitation rights allowed to the petitioner was that a surety of a BPS-17 officer of the Federal Government be furnished. He states that the petitioner is unable to furnish such surety and offered to submit cash or land surety but the same was not allowed on a technicality ground that the Court was

functus officio and had no jurisdiction to decide the matter.

3. Let notice be issued to the respondents for **15.05.2023**.

C.M No.1 of 2023

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

C.M No.02 of 2023

Notice. Given that the petitioner is the mother of the minor she is to be afforded the right to meet with her child within the premises of the learned Family Court on 3rd the Saturday of every month under the supervision of the Court and would also be entitled to make a video call to the minor during the 1st Saturday of every month till the next date of hearing.

(BABAR SATTAR)
JUDGE