

ORDER SHEET.
IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

W.P. No.3469/2021
Saqib Saleem Qureshi

vs.

Federation of Pakistan through Ministry of Interior & 03 others

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
01.	29.09.2021	Rana Nauman Ashraf, Advocate for petitioner.

Through the instant writ petition, the petitioner seeks direction to be issued to the Director FIA Zone (Respondent No.3) to take action upon the application filed by the petitioner in accordance with law.

2. Succinctly, Saqib Saleem Qureshi (petitioner) being a Member of the Islamabad Press Association highlighted illegal acts of CDA to the allotments of bogus plot in Sectors D-13, I-11 and I-12, Islamabad, whereby the Chairman CDA took notice and held an inquiry, which culminated into dismissal of the Assistant Director of CDA from service, whereafter the CDA entrusted the matter to the FIA Zone for further inquiry. The petitioner moved an application to the Director, FIA Zone (Respondent No.3) for necessary action but to no avail. Hence, instant writ petition.

3. Learned counsel for petitioner contends that despite filing of the application on 09.03.2021 before the Director FIA Zone (Respondent No.3), no action has been taken by the latter; that despite repeated reminders and visits of the petitioner to respondent No.3's office, the grievance of the

petitioner has not been redressed, which act on the part of Respondent No.3 is completely illegal, unlawful and is violation of his legal duty.

4. Arguments heard, record perused.

5. Perusal of record reveals that Chairman, CDA has already taken the action against the officials for bogus allotment, who were involved in the fraud committed in the allotment and even referred the matter to the F.I.A Authorities, whereby inquiry has already been initiated, however, the petitioner claims that he has initiated this process and as such he approached the F.I.A Authorities, but despite his best effort, F.I.A Authorities have not yet concluded the inquiry nor they informed about the status of the inquiry.

6. Learned counsel for the petitioner has been confronted qua any personal right of the petitioner on the basis of any bogus allotment or otherwise, whereby he conceded that petitioner is not aggrieved person in *stricto sensu* in the instant case as he is not allottee in the said bogus allotments nor he has been defrauded, rather he is a whistleblower, though the effort put forward by the petitioner is commendable in order to save the public interest, as such constitutional petition could only be filed by an aggrieved person in terms of Article 199 of the Constitution of Islamic Republic of Pakistan, 1973.

7. The Chairman, CDA has initiated the proposed action on departmental side and has also filed complaint before F.I.A, hence after conclusion of the same by the F.I.A

Authorities, the culprits shall be proceeded accordingly, who were involved in the bogus scam.

8. In view of above, instant writ petition is meritless and same is hereby **DISMISSED IN LIMINE**. However, F.I.A Authorities are directed to conclude the inquiry in accordance with law under intimation to this Court.

(MOHSIN AKHTAR KAYANI)
JUDGE

RAMZAN