

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

W.P no.401/ 2022

Muhammad Kamran

versus

The Additional District Judge-I East, Islamabad, and others

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
01	07.02.2022	Ch. Muhammad Atif, Advocate.

The petitioner prays for setting aside the judgment dated 30.09.2021 and order dated 21.12.2021 passed respectively by the family court and the appellate court, and, accordingly for a direction for respondent no.3 to return the dower of Rs.5,000/- and gold 6 tola.

2 Learned counsel submits that the findings of the learned appellate court in paragraph 18 of the impugned order that the gold ornaments were given as a gift is incorrect in law as columns no.13, 14 and 15 are specifically allocated for entries of dower only; if a gift was intended, then it was to be mentioned in column no.17. He relies on a judgment of a Division Bench of the Lahore High Court in W.P no. 2111/2013 in this behalf. He also refers to the cross-examination of respondent no.3 where an admission was made that the gift in question received as *haq mehar*.

3 Let notices be issued to the respondent for **14.03.2022.**

C.M No.1/ 2022

Notice.

C.M No.2/ 2022

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

(SARDAR EJAZ ISHAQ KHAN)
JUDGE