

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

Writ Petition No. 4055/2021

Mst. Ezza Masroor

Versus

Muhammad Fahad Tanveer, etc.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(01)	17.11.2021	Mr. Asif Ali Tamboli, Advocate for petitioner.

Through this writ petition, the petitioner has called in question the judgment and decree dated 27.07.2021, passed by learned Judge Family Court (West), Islamabad and judgment and decree dated 21.10.2021, passed in appeal by learned Additional District Judge (West), Islamabad, whereby, both the Courts below have concurrently passed decree for restitution of conjugal rights as well as maintenance of minor only.

2. Learned counsel for the petitioner *inter-alia* contends that marriage between petitioner and respondent No.1 is still intact and the petitioner intends to settle the issue subject to condition that she may be given monthly maintenance allowance alongwith return of her dowry in shape of gold ornaments, but such conditions have not been fulfilled by respondent No.1/husband, but this fact has also not been acknowledged by the Courts below without any justified reason.

3. Question raised needs consideration.

4. Let notice be issued to respondent No.1 for 30.11.2021, through Registered Post A.D. and TCS, at the expense of the petitioner.

C.M. No. 01/2021.

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

C.M. No. 02/2021.

Notice.

(MOHSIN AKHTAR KAYANI)
JUDGE

Khurram