

ORDER SHEET
ISLAMABAD HIGH COURT
ISLAMABAD

W.P.No.1989/2019

Muhammad Qaiser Abbasi
VERSUS
Excise & Taxation Office, Islamabad, etc.

S.No. of order/ Proceeding	Date of hearing	Order with signature of Judge, and that of parties or counsel, where necessary.
	24.10.2019.	Raja Amir Azad, Advocate for the Petitioner. Mr.Zakki Rizwan, Advocate for respondents. Mr.Muhammad Akram, D.R, ETO, Office, Islamabad.

Through this writ petition, the Petitioner has prayed for extension of time period of six months for the purpose of transfer of ownership of motor vehicles on the basis of open transfer letters and has also assailed the stoppage of transfer of vehicles on open transfer letter under the newly adopted system of transfer in terms of notification dated 08.04.2019.

2. Notices were issued to the respondents whereby the Representative of Excise & Taxation Department put appearance before the Court and explained the entire process of newly amended Motor Vehicle Rule 47(1) of the Motor Vehicles Rules 1969. According to this rule the transferor and transferee will appear before any NADRA e-sahulat Centre or before the Excise and Taxation Department, Islamabad for his biometric verification, alongwith requisite documents thereafter their application for transfer of vehicle would be allowed. He further stated that due to the new system of NADRA e-sahulat Centre fake and forged transfers of vehicles as well as question of fraud would be eliminated. The representative of Excise and Taxation Department has been confronted with the question raised in the instant writ petition whereby he contended that the department will consider any such request of transfer where transfer letters were issued in past and owners are not available on case to case basis in accordance with law as well as in accordance with decision of the

competent Authority, however, he further contended that Chief Commissioner, Islamabad Capital Territory has already notified the transfer procedure through the advertisement as well as through the media campaign.

3. Keeping in view of above, no illegality has been observed in the notification whereby Rule 47 (1) of Motor Vehicles Rules 1969 was amended, therefore, instant writ petition stands *disposed of* with the direction to petitioner to approach the Director Excise & Taxation, Islamabad to get redressed his grievance who shall decide the same in accordance with law.

(MOHSIN AKHTAR KAYAN)
JUDGE

M.S..ZAKI