

ORDER SHEET.

IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Writ Petition No. 2210 of 2013

Makkah C.N.G. through its Managing Partner

VS

Oil & Gas Regulatory Authority (OGRA), etc

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(5)	13.01.2020.	Mr. Sajjad Muhammad Durrani, Advocate for the petitioner.

Learned counsel for the Petitioner, at the very outset, submits that the Gas (Theft Control and Recovery) Act, 2016, dated 23rd of March, 2016, has been promulgated for the prosecution of gas theft cases and other related offences which also provides procedure for recovery of amounts due. It was requested by the learned counsel that instant petition is to be transferred to the Court of Competent Jurisdiction which as per Section 3 of the Act *ibid* is the District Judge in the District. It was further submitted that the procedure of transfer of case is provided under Section 7 of the said Act which is reproduced below:

"7. All proceedings pending in any other court, including suits for recovery, shall stand transferred to, or be deemed to be transferred to, and heard and disposed of by the Gas Utility Court having jurisdiction under this Act. On transfer of proceedings under this sub-section, the parties shall appear before the Gas Utility Court concerned on the date previously fixed."

2. Record reveals that instant petition was filed in the year 2013, whereas, subsequently the Gas (Theft Control and Recovery) Act, 2016, promulgated in the year 2016, which made the case triable by the nominated District Judge of the District.

3. In view of above, office is directed to transmit the titled petition to the Court of competent jurisdiction.

(LUBNA SALEEM PERVEZ)
JUDGE

M. JUNAID USMAN