

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

W.P No. 1166 of 2021

MRS. SANIA BEGUM.

VS

**EX-OFFICIO JUSTICE OF THE PEACE/ADDITIONAL SESSION
JUDGE-I, ISLAMABAD-EAST AND ANOTHER.**

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	29.03.2021.	Mr. Ajmal Khan Khattak, Advocate for the petitioner.

Petitioner has invoked the constitutional jurisdiction of this Court by way of filing instant petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, with the following prayer:-

“In these circumstances, it is therefore, most humbly prayed that the respondents may be directed to register a criminal case/FIR against the culprits and to refrain from harassing, humiliating, teasing, chasing, threatening, grilling, blackmailing the petitioner or his family members, coming at the petitioner’s residence, interfering in the peaceful life of the petitioner, calling the petitioner at the police stations or elsewhere, involving the petitioner in any criminal case, entertaining any application against the petitioner, restricting the movements and liberties of the petitioner guaranteed under the constitution of Islamic Republic of Pakistan, defaming/misreporting and tarnishing the image of the petitioner or doing any other act, which is prejudicial or constitute an invasion over the rights of the petitioner in any manner whatsoever till final disposal of the instant writ petition.

It is further prayed that the respondents may also be directed to give legal physical protection to the life and property of the

*petitioner and his family according to law in the interest of justice.
Any other relief which this Honourable Court may deem fit and proper, may also be awarded.*

2. The petitioner Mrs. Sania Begum reported an incident of illegal trespassing in her house by some unknown persons on 07.02.2021 to SHO P.S Shahzad Town, Islamabad.

3. It has been contended by the learned counsel for petitioner that the application before the SHO was not entertained and no criminal case was registered against the unknown intruders. She therefore, filed a petition under Section 22-A Cr.P.C before the learned Sessions Judge/Justice of Peace, East-Islamabad for legal action and protection of life and property against the unknown accused. The learned Additional Sessions Judge/JOP on her application has passed the following order:-

“I have heard the arguments of learned counsel for the petitioner and have carefully gone through the record. Prima facie, the version of the petitioner is based on cogent convincing reasons as per material available on record. In view of above, respondents are hereby restrained from harassing the petitioner illegally, however, this order shall not be applicable to any civil or criminal proceedings etc pending against the petitioner. In view of above observation, the petition in hand stands accepted accordingly. Copy of this order be sent to SHO P.S Shahzad Town, Islamabad while this file be consigned to the record room”.

4. I am of the view that leaned JOP has passed a just and appropriate order while accepting the petition filed by the petitioner under Section 22-A Cr.P.C. Therefore, no further relief can be granted to the petitioner

against the unknown trespassers as prayed for by the petitioner through instant petition. The petition, being devoid of any merit, is hereby **dismissed *in limine***.

(LUBNA SALEEM PERVEZ)
JUDGE