

Form No: HCJD/C-121.

ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD
JUDICIAL DEPARTMENT

Writ Petition No. 2303 of 2020

Shumayl Ali Zahid

Vs

Ex-Officio Justice of Peace, (East) Islamabad, etc.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
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21-09-2020.

Mr. Osama Azeem Chaudhry, Advocate for the petitioner.
Mr. Nabeel Tahir Mirza, Advocate for the respondent.
Barrister Ayesha Siddique Khan, State Counsel.
Mr. Irshad, S.I.

The Investigating Officer has appeared and has stated that report is in the process of being submitted wherein discharge of FIR No. 402, dated 18.08.2020 has been recommended in the light of law laid down by the august Supreme Court in the case titled "*Mst. Sughran Bibi v. The State*" [PLD 2018 SC 595].

2. The learned counsel for the private respondent, taking a fair stance, has stated that second FIR could not have been registered and the discharge report has rightly been submitted. He has further stated that the private respondent has a right to

record his cross version before the Investigating Officer.

3. In the light of the above statements, this petition is disposed of with the consent of the parties. The Investigating Officer is expected to proceed strictly in accordance with law, inter alia, considering recording of the cross version of the private respondent.

CHIEF JUSTICE

Saeed