

ORDER SHEET.

IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Crl.Revision No.89/2019

Muhammad Nadeem

Versus

The State, 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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(3)

16.1.2020.

Rao Muhammad Sarfraz, Advocate for petitioner.
Mr.Safeer Hussain Shah, Advocate for respondent No.2.
Barrister Ayesha Siddique Khan, State Counsel.
Ch.Nadeem Tahir, S.I.

Through this Criminal Revision, petitioner has assailed the order dated 03.07.2019, passed by learned Additional Sessions Judge-West, Islamabad where by his request for fresh DNA Profiling test has been dismissed.

2. Learned Counsel for the petitioner inter-alia contends that earlier DNA test of the petitioner which was taken at the time of his arrest is tainted by the Investigating Officer; that conduct of fresh DNA Profiling test is compulsory in order to resolve the controversy.

3. Learned counsel for respondent No.2 after arguing the case at some length contends that he has no objection on the second DNA test of the victim, child as well as accused in order to reach at just conclusion of the case and for safe administration of justice.

4. In view of above, instant Criminal Revision is ***allowed*** and impugned order dated 03.7.2019 is **Set-aside** with direction to the trial Court to ensure the process in which samples for the purpose of DNA test of Sonia Bibi, accused Muhammad Nadeem and new born

baby have to be taken through Investigating Officer in this case and DNA test from National Forensic Science Laboratory has to be conducted. The Investigating Officer shall submit the report of DNA test to the learned trial Court within a period of 30 days.

(MOHSIN AKHTAR KAYANI)
JUDGE

M.S.ZAKI.