

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

Writ Petition No. 4025/2021

Mst. Rozina and two others

Versus

Muhammad Zubair Paracha and others.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(01)	15.11.2021	Mr. Ali Nawaz Kharal and Malik Qamar Abbas, Advocates for petitioners.

Through this writ petition, the petitioners have assailed the order dated 12.07.2021, passed by learned Executing Court/Judge Family/Guardian Court (West), Islamabad and the order dated 08.10.2021, passed by learned Additional District Judge (West), Islamabad, whereby, appeal of the petitioners against the production of minors before the Court has been dismissed.

2. Learned counsel for the petitioners *inter-alia* contends that the petitioner No.1 is mother of petitioners No.2 & 3/minors, who is ready to comply with the order passed by learned Executing Court in letter and spirit, however, due to past conduct of respondent No.1/father of minors, she apprehends that the minors will be removed from the territorial jurisdiction of the learned Executing Court, therefore, a sufficient surety should have been imposed upon respondent No.1 for safe custody and visitation of the minors, who are presently in custody of their mother.

3. Question raised needs consideration.

4. Let notice be issued to the respondents No.1 & 2 for 18.11.2021, through Special Messenger, at the expense of the petitioners.

C.M. No. 01/2021.

Exemption sought for is allowed subject to all just and legal exceptions.

C.M. No. 02/2021.

Notice.

C.M. No. 03/2021.

Notice. In the meanwhile, operation of impugned orders dated 12.07.2021 & 08.10.2021 shall remain suspended, till the next date of hearing with the condition that the petitioner No.1 shall produce the minors before this Court on the next date of hearing.

(MOHSIN AKHTAR KAYANI)
JUDGE

Khurram