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ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD
JUDICIAL DEPARTMENT

Writ Petition No. 724 of 2011,
Syed Qazim Abbas Versus Interior Ministry 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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01 11-3-2011. Miss Farzana Sultan Baig, Advocate for the petitioner.

Through this Writ Petition, the petitioner has sought direction against the respondent No.1 to place the name of respondent No.2 (his ex-wife) on Exit-Control List till final decision of cases pending before different courts at Islamabad.

2- Learned counsel for the petitioner submits that petitioner and respondent No.2 (*Chinese national*) were married on 23-6-1995 but the tie ended on 26-1-2011 through divorce. Thereafter, the litigation between the parties started on different issues before different courts. Now the petitioner has shown apprehension that the respondent No.2 is going out of the country, therefore, he prayed that she be restrained from proceeding abroad by placing her name in the ECL.

3- Heard & record perused.

4- The only apprehension of the petitioner is that the respondent No.2 may not leave the country without returning the belongings to the petitioner. Civil cases are pending between the parties and the petitioner could have approached the concerned courts for attachment of disputed properties, alternatively he could have submitted

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an application directly to the respondent No.1 with justification for placing her name in the ECL.

5- The matter in hand involves factual controversy which cannot be looked into under writ jurisdiction, therefore, no direction can be issued for placing the name of the respondent No.2 in ECL.

6- Viewing the above, the instant petition being devoid of merits is dismissed in limine.

(MUHAMMAD ANWAR KHAN KASI)
JUDGE

M. Suhail

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Pl- Issue
MUGL
11-3-11
Assigned
Dated :- 16-03-11.