

Form No: HCJD/C-121
ORDER SHEET.
IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEARTMENT.

Writ Petition No.343 of 2021

Kashif Bashir.

VS

SHO, Police Station, Margalla, Islamabad and others.

| S. No. of order/ proceedings | Date of order/ proceedings | Order with signature of Judge and that of parties or counsel where necessary. |
|------------------------------|----------------------------|---|
| 02. | 18.02.2021. | Syed Salman Aziz, Advocate for the petitioner. |

Through the instant petition, the petitioner has challenged order dated 18.01.2021, passed by learned Additional Sessions Judge-IV, Islamabad (West), whereby the petition filed by the petitioner under Section 22-A Cr.P.C. for registration of F.I.R. against respondents No.4 and 5, was dismissed.

2. Learned counsel for the petitioner, *inter-alia*, contends that contents of the proposed F.I.R. clearly constitute commission of cognizable offence. Learned counsel further contends that the police is duty bound to register the case under Section 154 Cr.P.C., whenever a report regarding commission of cognizable offence is received by the Station House Officer but in this case the police has committed violation of law and has not performed its legal obligations. Learned counsel further contends that the learned Trial Court was wrongly dismissed the petition for registration of F.I.R against respondents No.4

and 5. Learned counsel further contends that the petitioner has sufficient documentary as well as oral evidence in support of his allegations.

3. Points raised need consideration.
Notice to the respondents.

4. Re-list.

C.M. No.01 of 2021.

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

(TARIQ MEHMOOD JAHANGIRI)
JUDGE

M. Zaheer Janjua.

FOR READ ONLY (UNCERTIFIED COPY)