

**ORDER SHEET.**

**IN THE ISLAMABAD HIGH COURT, ISLAMABAD.**  
**JUDICIAL DEPARTMENT.**

**W.P. No.2237/2020**

Syed Ali Raza Naqvi

*versus*

Ex-Officio Justice of Peace/ ASJ (East), Islamabad & 5 others

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	18.09.2020	Barrister Afzal Hussain and Mr. Arsalan Binyamin Bhatti, Advocates for petitioner. Mr. Qaisar Imam Ch., Advocate for Respondent No.2. Mr. Hasnain Haider Thaheem, State Counsel. Saad Ahmad, Assistant Director, FIA Cybercrime. Khurram Aslam, S.I., P.S. Bani Gala, Islamabad.

Through this writ petition the petitioner has assailed order of the learned Ex-Officio Justice of Peace, dated 10.08.2020, whereby direction for registration of criminal case in terms of Section 154 Cr.P.C. has been passed against the petitioner.

2. This Court, vide order dated 19.08.2020, has already suspended operation of impugned order, but FIR No.255, dated 19.08.2020, under Section 408 PPC, P.S. Bani Gala, was registered on same day. Resultantly, when Muhammad Aslam/S.I. in attendance has been confronted regarding registration of FIR, he has drawn attention of this Court towards diary/report showing that the notice of this Court was received after one day of the registration of FIR i.e. on 20.08.2020 through post.

3. In view of above development, it has been contended by learned counsel for respondent No.2 (CM Pak Limited) that this writ petition has become infructuous and as such, there is no malafide on the part of police officers, who have

lodged the FIR, who are otherwise under obligation to register the FIR in compliance of order dated 10.08.2020, passed by Ex-officio Justice of Peace (East), Islamabad.

4. Keeping in view the above position, it is not appropriate to interfere with this matter at this stage, especially when FIR has already been lodged, therefore, instant writ petition is hereby **DISMISSED** on having become infructuous.

**(MOHSIN AKHTAR KAYANI)**  
**JUDGE**

Khalid Z.