

Form No: HCJD/C-121.

ORDER SHEET

IN THE ISLAMABAD HIGH COURT, ISLAMABAD
JUDICIAL DEPARTMENT

Writ Petition No. 3942 of 2019

Union Council Rawat through its Chairman

Vs

Federation of Pakistan, etc.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
------------------------------------	----------------------------------	--

02-07-2020. Mr. Asif Saeed Mughal, Advocate for petitioner.
Syed Muhammad Tayyab, DAG.
Mr. Adil Aziz Qazi, Advocate for respondent
no.2.
Mr. Misbah ul Mustafa Safeer, Advocate for
respondent no.4.

The petitioner through this petition is seeking a direction to the Metropolitan Corporation, Islamabad to delegate its powers regarding recovery of taxes under the Fourth Schedule of the Islamabad Capital Territory Local Government Act, 2015 pursuant to powers conferred under subsection (2) of section 119 ibid.

2. A plain reading of the aforementioned provisions shows that power to delegate financial powers is discretionary. The Metropolitan Corporation nor the Government can be compelled by this Court to exercise its discretion in a particular manner. The

grievance sought in this petition is, therefore,
not justiciable and thus the petition is
accordingly dismissed.

CHIEF JUSTICE

Saeed.