

Form No: HCJD/C-121.

**ORDER SHEET**

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

Writ Petition No. 188 of 2020

Manzoor Hussain Khan

Vs

Federal Government 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.
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11-08-2020.

Mr. Saqib Majeed, Advocate for the petitioner.  
Mr. M. Saifullah Gondal, Assistant Attorney  
General.  
Mr. Hammad Nazar, Section Officer, M/o  
Religious Affairs and Interfaith Harmony.

Through this petition the petitioner has  
sought the following prayers:

*"In view of the above, it is respectfully  
prayed that:*

*The respondent no.1-3 may kindly be  
directed to constitute the National  
Commission for Minorities within 30  
days and forthwith dispose-of the NOC  
Application submitted on 15 July 2019  
by the petitioner. OR*

*The PCPM Ordinance may be declared  
void and non-est being in violation of  
Articles 23, 24 and 25 of the  
Constitution.*

*From the above the Hon'ble Court may  
adopt the remedy which is more  
expedient for the petitioner.*

*Any other relief this Hon'ble Court  
deems fit and proper in the*

*circumstances of the case, may also be granted."*

2. This Court has been informed that the National Commission for Minorities (hereinafter referred to as the "**Commission**") has been constituted under the Protection of Communal Properties of Minorities Ordinance, 2001 and that the grievance of the petitioner has also been taken up. The learned Assistant Attorney General has informed that the Commission after considering the grievance of the petitioner has raised some queries.

3. The learned counsel for the petitioner has argued that the latter has joined the proceedings pending before the Commission. He has further stated that the queries raised by the Commission are not within the scope of its jurisdiction and mandate. He has confirmed that the petitioner has been afforded opportunity of hearing.

4. In the light of above statements made on behalf of the parties, the prayers sought in the instant petition have been redressed. This Court expects that the Commission will decide the matter relating to the petitioner in accordance with law and having regard to the scope of its jurisdiction provided under the Protection of Communal Properties of Minorities Ordinance, 2001. It is further expected that the Commission will decide

the pending matter at the earliest, preferably within thirty days from the date of receiving a certified copy of this order. The petition is accordingly disposed of.

***CHIEF JUSTICE***

Saeed.