

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

Writ Petition No.535 of 2021

Shamim Akhtar.

VS

Learned ASJ/The Ex-officio Justice of Peace, 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.
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02.	04.03.2021.	Raja Zafar Ullah Dhanyal, Advocate for the petitioner.
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Through the instant petition, the petitioner has assailed order dated 16.12.2020, passed by learned Additional Sessions Judge, Islamabad-West/ Ex-Officio Justice of Peace, whereby petition filed by the petitioner under Section 22-A Cr.P.C. for registration of F.I.R. against proposed accused namely Faisal Mahmood Halqa Patwari and Nasir Mahmood, was dismissed.

2. Learned counsel for the petitioner, *inter-alia*, contends that proposed F.I.R. clearly constitutes a cognizable offence and the Investigating Agency was bound to register the F.I.R. under Section 154 Cr.P.C but the same has not been done and learned Ex-Officio Justice of Peace, Islamabad has passed the impugned order in violation of law, which is liable to be set-aside.

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

directed to file parawise comments/reply, so as to reach this Court within a fortnight.

4. Re-list thereafter.

C.M. No.01 of 2021.

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

(TARIQ MEHMOOD JAHANGIRI)
JUDGE

M. Zaheer Janjua.

FOR READ ONLY (UNCERTIFIED COPY)