

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

W.P. No.3551-2019

Asad Naveed Khan

Vs.

Shabana Kausar 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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13.02.2020      Mr. Imran Feroze, Advocate for petitioner.  
Respondent No.1 in person.

Through the instant petition, the petitioner seeks direction to respondent No.2 for re-examination of the parties for DNA test.

2. The facts, in brief, are that the petitioner and respondent No.1 are involved in litigation in Family Court. The assertion of respondent No.1 is that she is the wife of petitioner hence dower be awarded, along with maintenance as well as transfer of house be made. In this behalf, civil litigation between the parties is also pending. In the course of events, the matter was referred to Forensic Agency for evaluation, as it was alleged by respondent No.1 that DNA test of the petitioner was found on her body. The petitioner now seeks re-evaluation.

3. Learned counsel for the petitioner, *inter alia*, contended that report is not correct hence cannot be believed and the matter be re-evaluated.

4. Respondent No.1, in person, submits that instant petition is another in-series to exploit her and linger on the proceedings.

5. Arguments advanced by the parties have been heard and the documents, placed on record, examined with their able assistance.

6. The petitioner seeks re-examination of DNA analysis.

7. It seems that the matter is still pending investigation. It is trite law that courts do not interfere in the investigation, as it is the sole prerogative of the investigating agency.

8. In view of above, instant petition is disposed of with the observation that petitioner may make a request, as made in the instant petition, to the investigating agency, which if it deems appropriate, would do the needful in accordance with law.

(~~AAMER FAROOQ~~)  
JUDGE

Zawar