

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

**Writ Petition No.36 of 2021**

Nadeem Ahmad Bhatti.

VS

Judge Family Court-West, Islamabad and others.

<b>S. No. of order/ proceedings</b>	<b>Date of order/ proceedings</b>	<b>Order with signature of Judge and that of parties or counsel where necessary.</b>
<b>01.</b>	<b>08.01.2021.</b>	<b>Ch. Shafique Ahmad Ramay, Advocate for the petitioner.</b>

Through the instant petition, the petitioner has prayed for decreasing 15% enhancement of the maintenance of minors to 5%. Order for 15% increase was passed by the learned Family Court, Islamabad vide judgment and decree dated 04.06.2009.

2. During the course of arguments, it transpired that the impugned judgment was passed on 04.06.2009 and now on 05.01.2021 the instant petition has been filed, the instant petition badly suffers from *laches*. Learned counsel contends that the amendment was made in Family Law, which clearly states that there should be only enhancement upto 10% per annum in the maintenance of the minors but learned counsel has not produced any such amendment. The learned counsel seeks time

to assist the Court on the point of limitation as well as on the point of amendment in Family laws regarding the enhancement of 10% in the maintenance of the minors and further to assist whether any application has been made to learned Family Court on the basis of said amendment or otherwise. Request is allowed.

3. Re-list.

**(TARIQ MEHMOOD JAHANGIRI)**  
**JUDGE**

M. Zaheer Janjua