

ORDER SHEET.

IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Review Application No.12/2020.
IN
Criminal Revision No.114/2019.

Muhammad Rafiq etc.

Versus

Tasadaq Hussain 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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01.	06.03.2020	Sayyid Mutaza Ali Pirzada, Advocate for the applicant.
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Through this application, the applicants have prayed for review of judgment dated 25.02.2020, passed in the criminal revision on the plea that the grounds raised in criminal revision No.114/2019 have not been addressed.

2. The background of the case reveals that the applicants filed a complaint U/S 3 of Illegal Dispossession Act, 2005 regarding plot measuring 10 Marlas bearing Khewat No.293 to 295, Khatooni No.422 to 447, Revenue Estate of Humak, Tehsil & District Islamabad wherein the applicants filed an application in terms of 539(B) Cr.P.C that the disputed plot was to be verified through local commission. It is apparent on the record that entire matter has already considered by learned Trial Court and local commission report dated 23.01.2019 is available on record, which can be considered by learned Trial Court while deciding the main case. Record further reveals that all these facts and grounds raised by the applicants have been considered during the said proceedings although the applicants contend that they were not given opportunity of hearing while deciding their application U/S

539(b) Cr.P.C for local inspection, although the original order dated 25.02.2020 reflects that the arguments of the applicants were considered by this Court. Moreover, section 369 Cr.P.C precludes High Court to review its own order. Reliance is placed upon **1971 SCMR 618 (Juan Sullivan vs. The State)**.

4. In view of the above reasons, the instant review application is not maintainable, therefore, the same stands **dismissed in limine**.

(MOHSIN AKHTAR KAYANI)
JUDGE

R.Anjam