

IN THE SUPREME APPELLATE COURT GILGIT-BALTISTAN,
GILGIT.

Before:-

Mr. Justice Dr. Rana Muhammad Shamim, Chief Judge.
Mr. Justice Javed Iqbal, Judge.

CPLA No.01/2018.

Kirmin Social Welfare and Development Organization through:-
Ahmed Faraz son of Ghulam Ahmed Shah (President) and others
Petitioners.

Versus

Provincial Government through Chief Secretary Gilgit-Baltistan &
others
respondents.

PRESENT:-

1. Mr. Ali Nazar Khan Advocate-on-Record for the petitioners.

DATE OF HEARING: - 05.04.2018.

ORDER.

This petition has arisen out of the impugned judgment dated 05.12.2017 passed in Writ Petition No. 06/2017 by the learned Chief Court whereby the said Writ Petition filed by the petitioners was dismissed being devoid of any merit whatsoever, hence, this petition for leave to appeal.

2. The learned counsel for the petitioners submits that his clients filed the writ petition in the learned Chief Court contending therein that the respondents may graciously be directed to implement the development scheme (ADP/560) with the titled “up-gradation of C- Class Dispensary at Kirmin Chupurson Gojal”. It was also prayed in the Writ Petition in question that the respondents may kindly be restrained to shift the said development scheme to another village other than Kirmin Chuperson. Per learned Advocate-on-Record, the Writ Petition in question was dismissed by the learned Chief Court declaring the same devoid of

any merit with the observations that the said Writ Petition falls under the mischief of laches. He contends that the learned Chief Court fell in error while dismissing the Writ Petition which is not sustainable in law.

3. We have heard the Advocate-on-Record for the petitioners at length, perused the materials on record and gone through the impugned judgment passed by the learned Chief Court. The perusal of the record makes it evident that the development scheme titled “Construction of 10 bed hospital at Chupurson Gojal” was approved in the year 2016. Consequently, the Administrative Approval of the said development Scheme was issued after completing all the codal/formalities from the quartered concerned. The learned Advocate-on-Record for the petitioners could not point out any infirmity & illegality in the well reasoned impugned judgment passed by the learned Chief Court, hence, no interference is warranted into it. Consequently, we are not inclined to grant leave to appeal. The leave is accordingly refused.

4. The leave is refused.

Chief Judge.

Judge.