

IN THE SUPREME COURT OF PAKISTAN
(Original Jurisdiction)

Constitutional Bench:

Justice Muhammad Ali Mazhar
Justice Naeem Akhter Afghan
Justice Shahid Bilal Hassan
Justice Salahuddin Panhwar
Justice Shakeel Ahmad

Constitution Petitions No.22, 20, 25 to 28 of 2025

(Constitutional Petitions U/A 184(3) for declaring Notification No. F.10(2)/2024-A.II dated 1st February 2025 (Transfer of Judges to Islamabad High Court) as illegal and unconstitutional)

AND

C.M.A.2136/2025 IN C.P.22/2025 and
C.M.A.2137/2025 IN C.P.20/2025 and
C.M.A.2138/2025 IN C.P.26/2025 and
C.M.A.2139/2025 IN C.P.27/2025 and
C.M.A.2047/2025 IN C.P.28/2025

(Stay applications)

Justice Mohsin Akhtar Kayani, Judge, Islamabad High Court, Islamabad and others	(in CP 22/25)
Raja Muqsit Nawaz Khan	(in CP 20/25)
Imran Ahmed Khan Niazi	(in CP 25/25)
Lahore High Court Bar Association, Lahore through its President	(in CP 26/25)
Lahore Bar Association Lahore through its President and another	(in CP 27/25)
Karachi Bar Association through its General Secretary, Karachi	(in CP 28/25)
	...Petitioners

Versus

The President of Pakistan, Pak Secretariat, Islamabad and others	(in CPs 22, 26 to 28/25)
Federation of Pakistan through, Secretary Ministry of Law, Justice & Parliamentary Affairs, Islamabad and others	(in CPs 20 and 25/25)
	...Respondents

For the Petitioners: (in CP 22/25)	Mr. Muneer A. Malik, Senior ASC Mr. Salahuddin Ahmed, ASC Syed Rifaqat Hussain Shah, AOR
(in CPs 20 & 25/25)	Mr. Idrees Ashraf Malik, ASC Raja Muqsit Nawaz Khan, ASC
(in CP 28/25)	Mr. Faisal Siddiqi, ASC Mr. Anis Muhammad Shahzad, AOR
(in CPs 26 & 27/25)	Mr. Hamid Khan, Senior ASC Mr. Waqar Rana, ASC Mr. Ajmal Ghaffar Toor, ASC

For the Federation,
The President of Pakistan,
Registrar SCP & Secretary
SJC:

Mr. Mansoor Usman Awan, AGP

For the Province of Punjab:

Mr. Muhammad Amjad Pervez, AG
(through video link, Lahore)
Mr. Waseem Mumtaz Malik, Addl. AG
Punjab

For the Province of
Balochistan:

Mr. Adnan Basharat, AG
(through video link, Quetta)
Mr. Muhammad Ayaz Sawati, Addl. AG
Mr. Tahir Iqbal Khattak, Addl. AG

For ICT:

Mr. Ayaz Shaukat, AG ICT
Dr. Mirza Muhammad Usman, AOR

For the Province of KPK:

Mr. Shah Faisal Ilyas, Addl. AG

For the Province of Sindh:

Mr. Sabtain Mehmood, Addl. AG
Mr. Suresh Kumar, Addl. AG
(through video link Karachi)
M. Kasim Mir Jatt, AOR

For the Registrar SCP:

Nemo

For the Registrar IHC:

Mr. Muhammad Asif Iqbal, Dy. Registrar

For the Registrar PHC:

Mr. Wajid Ali Khan, Director

For the Registrar HCS:

Mr. Sohail Laghari, Registrar
(through video link Karachi)

For the Registrar LHC:

Mr. Shahid Latif Khan, Deputy Registrar
Mr. Mustafa Sabir, Office Co-Ordinator

For the Registrar BHC:

Nemo.

For JCP:

Nemo.

For the Transferee Judges:

Nemo.

Date of Hearing:

22.04.2025

ORDER

Mr. Munir A. Malik Senior ASC, Mr. Salahuddin Ahmed ASC, Mr. Idrees Ashraf Malik ASC, Raja Muqsit Nawaz Khan ASC, Mr. Faisal Siddiqi ASC, Mr. Hamid Khan Senior ASC, Mr. Waqar Rana ASC & Mr. Ajmal Ghaffar Toor ASC, all the learned counsel appearing for the petitioners in the aforesaid bunch of petitions, jointly submit that certain concise statements/replies, alongwith some documents, have been filed by the respondents i.e., CMA Nos.2228/25 (by Registrar

SCP), 2229/25 (by Secretary JCP), 2238/25 (by Registrar LHC), 2239 & 2242/25 (additional documents by LHCBA), 2252/25 (by the Federation of Pakistan through AGP), 2255/25 (by Registrar BHC), 2256/25 (by Registrar IHC). In the midst of the hearing, Mr. Kasim Mir Jatt, AOR, has filed a concise statement on behalf of the Registrar, SHC, and at the same time, Mr. Wajid Ali Khan has submitted a concise statement on behalf of the Registrar, PHC, which have been registered as CMAs 2271 & 2272/2025, respectively, and copies of concise statements/replies submitted on behalf of the aforesaid respondents, and additional documents filed by the Federation of Pakistan through the Office of the AGP, have been received by them today. Therefore, they want to examine all the concise statements and documents and, thus, request for time to respond.

By consent of all the learned counsel and the learned AGP, the matter is adjourned to **29th April, 2025 at 11.30 A.M.**

Judge

Judge

Judge

Judge

Judge

ISLAMABAD
22nd April, 2025

Note:

In the open Court, with the consent of all the learned counsel appearing for the petitioners, and the learned Attorney General, we adjourned the hearing of the petitions for 29th April, 2025 at 09.30 A.M. However, the Office informed us later that a bunch of income tax cases is already scheduled to be heard by the Constitutional Bench for the same date at 9.30 A.M., therefore, in order to avoid any inconvenience, the Office is directed to convey this change of time to all the learned counsel/AOR and the AGP Office, specifying that instead of 9.30 A.M., the aforesaid Constitution Petitions will be heard by this Constitutional Bench in the second half of the Court Session at **11.30 A.M on 29th April, 2025.**