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IN THE PESHAWAR HIGH COURT ABBOTTABAD BENCH.

| | w/ NC |) | 913 | • | n 202 |
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At It. Noted for 4th August

Countersigned

Additional Registrar

IN ENES ESHAWAR HIGH COURT ABBOTTABAD BENCH.

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22.09.2020

WP No. 913-A/2020(M) with IR (N).

15/a

Fix before office on 17.11.2020 inform parties and their counsel.

Additional Registrar

17/11/2020

Werk of coursel for the politioner power Official of MAG for neglots No. 4 to official of MAG for neglots No. 4 to wester wester. Nemo for the nemaining posport wester. Fresh nefice to the remaining resports be respolte be result for 17/2/2021, before respolts be result for 17/2/2021, before

pued or

17.02.2021

WP No. 913-A/2020.

Nemo for the petitioner present. Respondents No. 1 & 2 in person alongwith clerk of Mr Mehdi Zaman Advocate present and submitted wakalatnama on behalf of respondents No. 1 to 3, placed on file. Official of AAG for respondents No. 4, 5 & 7 present. Respondent No. 6 is formal. Service stands completed. Case to come up for hearing on 24.03.2021, before Hon'ble Court DB. In the meanwhile, notice to the petitioners and their counsel be issued for the date fixed.

Additional Registrar

IN THE PESHAWAR HIGH COURT, PESHAWAR OPENING SHEET FOR WILL BRANCH

Date of Filing:

| | | | | | | District: |
|---|--------------------|--|---------------------------|------------|--|-----------------------|
| Case Type: Writ | Petition | Nature of Origina | al Proceeding | , . | | |
| Category Code: | | | | ` ~ | ories & Sub catego ck of the opening si | ~ / |
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| Writ of: | Heabus Corpus | Prohibition | Mane | damus | Quo Warranto | Certiorari |
| f Certiorari: | <u> </u> | | - 1 | L | | |
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| Email Address Counsel for | 3 | N/L | | | | |
| Petitioner (s) Mobile No. | Tah | N Favaz Ab | basi Ad | luncal | to supreme | court |
| Address | 03 | 1450149 | 16 | | | |
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| Respondents | 1 | | , | | | |
| | Noce | m, Nadelm, Met | Shamim | W/o Sa | J. W. Rehma | м |
| Address | R/OD | m, Madeem, Mat ehri Morra, 7 | eh f pis | st Ab | butlahad P. | S.Cantl. |
| asper Con | er/Action/Ina | application (application (accepted | SHO i | s dut | y bound to | Ragioter FIR |
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2 Section 561-A CVPC

Note: Any suggestion to improve the proforma will be appreciated

Signature

WP NO. 913 -A/2020

Chan Zaib and others

Versus

Naeem and others

WRIT PRTITION

INDEX

| S NO. | Description | Page No. | Annexure |
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| 3. | List of books | 9 | |
| 4. | Addresses of the parties | 10-10 | <u> </u> |
| 5. | Copy of lodging report and MLC | 12-14 | "A"&"B" |
| 6. | Copy of Medical report of respondent no. 2, Copy of report mad no. 32 | 15-19 | "C" & "C1" |
| 7. | Copy of order, Copy of report/comments | 20-24 | "D" & "D1" |
| AY8. ISTRAR COURT ENCH | Attested copy of writ petition and order thereon | 25-34 | "E" & "F" |

| 9. | Copies of notices and receipt | 35-38 | "G" |
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| 10. | Court fee stamp paper | 39 | |
| 11. | Wakalatnama | 40 | |

Petitioner

Through

Dated: 28/07/2020

Jahn T TAHIR FARAZ ABBASI

Advocate Supreme Court of Pakistan

FILED TODAY

ADDITIONAL REGISTRAR

PESHANAR HIGHT COURT

ABBOTTABAD BENCH

SCANNED

28 JUL 2020

Sign:

WP NO. 9/3 -A/2020

- 1. Chan Zaib s/o Lal Khan
- 2. Majid s/o Javed
- 3. Niaz s/o Ashraf all r/o Dehri Maira, Tehsil and District Abbottabad.

.....Petitioner

Versus

37

- Naeem
- 2. Nadeem (sons)
- 3. Mst Shamim (widow) of Saif ur Rehman all r/o Dehri Maira, Upper Dhangar Muslimabad, Tehsil and District Abottabad.
- A. SHO Police Station Cantt

5. DPO Abbottabad

Additional Session Judge V, Abbottababd

7. The State

.....Respondents

WRIT PETITON UNDER ARTICLE 199 OF CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN 1973, READ WITH SECTION 561-A CRPC FOR QUASHMENT OF ORDER DATED 25/07/2020 PASSED BY LEARNED RESPONDENT NO. 6 WHEREBY THE APPLICATION FILED BY RESPONDENT NO. 3 UNDER SECTION 22-A CRPC WAS ACCEPTED, IS ILLEGAL, UNLAWFUL, WITHOUT LAWFUL AUTHORITY, AGAINST THE FACTS AND LAW, ARBITRARY, FANCIFUL, CAPRICIOUS AND CONSEQUENTLY OF NO LEGAL EFFECT UPON THE RIGHT OF THE PETITIONERS.

28/7/2020



PRAYER: ON ACCEPTANCE OF INSTANT WRIT PETITION THE IMPUGNED ORDER DATED 25/07/2020 PASSED BY THE LEARNED RESPONDETN NO. 6 MAY GRACIOUSLY BE SET ASIDE AND OPERATION OF THE ORDER PASSED BY RESPONDENT NO. 6 MAY WITH HELD. ANY OTHER RELIEF WHICH THIS HONORABLE COURT DEEMS FIT AND PROPER IN THE CIRCUMSTANCES OF THE CASE.

Respectfully Sheweth;

The brief facts giving rise to instant writ petition are as below:

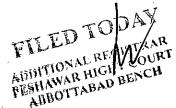
1. That on 17/03/2020 at about 3 pm when petitioner was in his shops situated namely at Pani stop, respondent no. 1 and 2 came there and started abusing the petitioner no. 2 and pushed him out of the shop and started beating him with fist and kicks, actually they came there with the planning of murder of petitioner so to act upon their plan respondent no. 1 caught hold of the petitioner and respondent no. 2 injured petitioner no. 2 with knife (churi blow). Naeem who also having a pistol threaten the petitioner for murder and dire consequences. Petitioner was seriously injured due to stab wound. He rushed to the hospital DHQ Abbottabad where he lodged the report in injured condition at police post DHQ Abbottabad where MLC of the petitioner was prepared and admitted in the hospital. As per Medico Legal Report it was incised wound of about 1 inch and petitioner remained admitted till 20/03/2020. Copy of lodging report and MLC are annexed with as annexure "A" and "B" respectively.

FILED TODAY
ADDITIONAL RESTRANT
PESHAWAR INGHT COURT
ADBOTTABAD BENCH

- 2. That mean while respondent no. I lodged a false report against petitioners as a counter blast and got himself medically examined and injury was found simple in nature and no cognizable offence was made out. Copy of Medical report of respondent no. 2 is annexed as annexure "C". Copy of report mad no. 32 is annexed as annexure C1.
- 3. That when police did not register the case petitioner no. 2 moved an application under section 22-A CrPC against the respondent no. 1 and 2 and on 25/06/2020 FIR was ordered to be register against respondent no. 1 and 2 and as a counter blast respondent no. 3 moved application under section 22-A CrPC against the petitioners and order dated 25/07/2020 was obtained from the court for registration of case. Copy of order is annexed as annexure "D".
- 4. That feeling aggrieved of the impugned order, the petitioners have now come to this Honorable Court with the instant writ petition assailing the impugned order being under unwarranted at law and fact inter alia on the following grounds:

GROUNDS:

- a. That the impugned order dated 25/07/2020 is perverse, arbitrary, fanciful and against the law hence the same is liable to be set aside.
- b. That impugned order has been passed unlawfully, unreasonably and without application of mind to the section of law, therefore the impugned order is liable to be struck down.



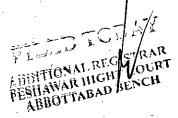
- 4
- c. That respondent no. 6 being justice of peace has to see that is there any cognizable offence made out or not but respondent no. 6 ignored all the fact and relief only on the application given by the respondent no. 3 to the court.
- d. That the impugned order is result of mis-reading, non-reading and non-consideration of the material on the record hence liable to be set aside.
- e. That respondent no. 6 also not exercised the jurisdiction properly hence the impugned order being against the law and facts is liable to be set aside.
- f. That in the light of the above going submission no cognizable case was made out against the petitioners and respondent no. 6 in the shape of acceptance of 22-A CrPC and order passed for the registration of FIR is not according to the law and liable to be set aside
- g. That comments of respondent no. 4 on the application under section 22-A CrPC are very much correct to the extent that no cognizable offence has made out from the report and medical report of the respondents. Copy of report/Comments is annexed as annexure "D1".
- h. That when police had already taken cognizance of the matter vide naqal mad no. 32 dated 17/03/2020 therefore the impugned order entertaining the application under section 22-A CrPC by the respondent no. 6 is illegal.
- That respondent no. 1 and 2 instituted a writ petition no: 782A/2020 regarding the order of ADJ II Abbottabad on application of 22-A
 CrPC on the same occurrence which has been reported through mad



has issued pre-admission notice to the petitioner no. 2/ respondent no. 1 of that writ petition and also granted interim relief by suspending the operation of impugned order date 25/06/2020. Attested copy of writ petition and order thereon are annexed as annexure "E" and "F" respectively.

- j. That no other efficacious, speedy and adequate remedy is available to the petitioners except the instant constitutional petition.
- k. That notice of filing the instant writ petition against the respondents has duly been served upon the respondents through registered post.Copies of notices and receipt are attached as annexure 'G".
- 1. That court fee stamp paper worth rupees 5 hundred is attached with the petition.
- m. That the other points shall be argued at the time of arguments with the permission of the Honorable Court.

It is therefore humbly prayed that on acceptance of this writ petition the impugned order dated 25/07/2020 passed by learned respondent no. 6 may graciously be set aside any other relief which this Honorable Court deems fit and proper be also granted.





13

Suspension of operation on order dated 25/07/2020 passed by the respondent no. 6 till the disposal of the writ petition.

MAN

Petitioner

Through

Dated: 28/07/2020

TAHIR FARAZ ABBASI

Advocate Supreme Court of Pakistan

VERIFICATION:

Verified on oath that the contents of the instant writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

Petitioner

ABBOT BAS BENCH

WP NO. _*9/3* -A/2020

Chan Zaib and others

Petitioner

Versus

Naeem and others

Respondents

WRIT PRTITION

AFFIDAVIT

I, Majid s/o Javed r/o Dehri Maira, Tehsil and District Abbottabad, do hereby solemnly affirm and declare that the contents of the foregoing writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

13101-0872552-7

Deponent

S.No: 38 58 570 Receipt No: 520

Certified that the above was verified on Solemn affirmation before me on this day of 200 20, by

Najord Sto Auter Caste

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Oath Commissioner (ediality of Eighsmar)

Peshawar riight Court Abbottabad Sench

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ABBITIONAL REGISTRATIONAL REGISTRATIONA



WP NO. 913 -A/2020

Chan Zaib and others

Petitioner

Versus

Naeem and others

Respondents

WRIT PRTITION

CERTIFICATE

Certify that no such like writ petition has earlier been filed, nor decided by this Honorable

Court.

Through

Dated: 28/07/2020

Tahir Faraz Abbasi

Advocate Supreme Court of Pakistan

PESHAWAR HIGHT COURT ABBOTTABAD BENCH

Chan Zaib and others

Petitioner

Versus

Naeem and others

Respondents

WRIT PRTITION

LIST OF BOOKS

- 1. Constitution of Islamic Republic of Pakistan, 1973.
- 2. Other relevant laws will be cited at the bar.

Petitioner

Through

Dated: 28/07/2020

Tahir Faraz Abbasi

Advocate Supreme Court of Pakistan

ABBOTTABAD BENCH

| WP NO | 020 |
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Chan Zaib and others

Petitioner

Versus

Naeem and others

Respondents

WRIT PRTITION

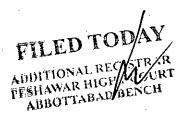
ADDRESSES OF THE PARTIES

- 4. Chan Zaib s/o Lal Khan
- 5. Majid s/o Javed
- 6. Niaz s/o Ashraf all r/o Dehri Maira, Tehsil and District Abbottabad.

.....Petitioner

Versus

- 8: Naeem
- 9: Nadeem (sons)
- 10. Mst Shamim (widow) of Sai fur Rehman all r/o Dehri Maira, Upper Dhangar Muslimabad, Tehsil and District Abottabad.



- 11. SHO Police Station Cantt
- 12. DPO Abbottabad
- 13. Additional Session Judge V, Abbottababd
- 14. The State

.....Respondents



Through

Dated: 28/07/2020

Tahir Faraz Abbasi

Advocate Supreme Court of Pakistan

FILED TODAY

ADDITIONAL REGISTION OURT

PESHAWAR HIGHT

ABBOTTABAD BENCH

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PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

FORM OF ORDER SHEET

| Court of | | |
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| Case N | |
|---------------------------------|--|
| Date of Order of Proceedings | Order or other Proceedings with Signature of Judge (s) |
| 1 | 2 |
| 04.08.2020 | Interim Relief in WP No. 913-A/2020. |
| | Present: Mr. Tahir Faraz Abbasi, Advocate for petitioners. |
| | *** |
| | Notice for a short date. In the meanwhile, |
| | operation of the impugned order shall remain suspended. |
| | JUDGE |
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| Tahir PS | Hon'hle Justice Lal Jan Khattak |

Tahir PS

Hon'ble Justice Lal Jan Khattak.

PESHAWAR HIGH COURT, ABBOTTABAD BENCH.



| Court of | · | |
|----------|----|--|
| Case No | of | |

| Date of Order of Proceedings | Order or other Proceedings with Signature | e of Judge (s) |
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| 1 | 2 | |
| 20.04.2021. | CM No. 335-A/2021 in WP No. 913-A/202 | 20. |
| AND TO STATE OF | Present: Clerk of counsel for petitione | r. |
| ÷ . | *** | |
| | As the legal fraternity is obs | serving strike on the |
| • | call of Khyber Pakhtunkhwa Bar Council, t | herefore, this case is |
| | adjourned to 21.04.2021. | /Ka/ |
| | | JUDGE |
| | | 2.1 |
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PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

FORM OF ORDER SHEET

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| Case Noofof | | | | | | | |
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| · 1 | 2 | | | | | | |
| 21.04.2021. | WP No. 913-A/2020. | | | | | | |
| | Present: Mr. Yaseen Ayaz, Advocate for petitioners. Mr. Mehdi Zaman Khan, Advocate for | | | | | | |
| · · · · · · · · · · · · · · · · · · · | respondents No.1 to 3. Sardar Muhammad Asif, AAG for respondents No. 4 to 7. | | | | | | |
| · . | *** | | | | | | |
| | MOHAMMAD IBRAHIM KHAN, J. Through this petition | | | | | | |
| | under Article 199 of the Constitution of Islamic Republic of | | | | | | |
| | Pakistan, 1973, read with section 561-A Cr. P.C, the petitioners | | | | | | |
| · | seek quashment of order dated: 25.07.2020 passed by the | | | | | | |
| | learned respondent/learned Ex-Officio Justice of Peace, | | | | | | |
| 4 | whereby, the application of respondent No. 1 under section 22- | | | | | | |
| | A Cr. P.C was accepted and order was passed regarding lodging | | | | | | |
| | FIR against petitioners. | | | | | | |
| | 2. At the very outset, learned counsel appearing on | | | | | | |
| | behalf of the petitioners as well as private respondents | | | | | | |
| رجال ا | appeared, produced compromise deed (Annexed with connected | | | | | | |
| Ø | WP No. 782-A/2020) and stated that the parties have effected | | | | | | |
| | compromise inter se, therefore, they do not intend to prolong | | | | | | |
| | the issue and learned counsel appearing on behalf of the private | | | | | | |

2

respondents submitted at the bar that private respondents have no objection, if the writ petition is allowed and the impugned order of learned *Justice of Peace* regarding lodging of FIR is set-aside.

3. In view of the above without dilating upon the merits of the case, we allow this writ petition and as a result thereof, set-aside the order dated: 25.07.2020 passed by the respondent/Learned Justice of Peace.

JUDGE

JUDGE

Tahir PS

Hon'hle Justice Mohammad Ibrahim Khan and Hon'ble Justice Shakeel Ahmed.

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| | Tuesday | Dr. Saman Naz (F.C | ·. . | | - bal |
| | Wednesday | Dr. Tahir Habib | _ | | USG Findings: |
| | Thursday' | Dr. Talat Shahzad (F.C | | | |
| | Friday | Dr. Nadir Saifullah (F.C | | | Unrema |
| | Saturday | Dr. Ulas Khan (F. | | | |
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| | Medical Officer Signature | 11(6) | | com ² of the | |
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CASE

| SUMMARY | Operation: |
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| L'Euperficial 7.8cm in | Hospital Treatment: |
| Kable Blady | Inj Cefmaxone Igm YVXBN Onj Voren 75 mg YM xBN |
| | Gng fl 11 + IV x stark |
| | Post-Operative Histopathology: |
| I negative | |
| | Post-Operative Recovery: |
| | Stable. |
| | |

OPD No: 31118 S.No. 2/1 elimin (20 Date: 17 3.20 Hx of Assualt Mr. Pt is drows/ 182/2020

BP= 160/80 Pulse=107/min

Annewore RADIOLOGY & IMAGING DEPARTMENT AYUB TEACHING HOSPITAL, ABBOTTABAD Prof. Dr. Mohammad Jehanzeb Dr. Khalid Khan Dr. Faiza Akram Head of Radiology Depratment Associate Professor **Assistant Professor** 17/03/020 Dr. Ghayyur Khan Dr. Azmat Ali Associate Professor **Assistant Professor** Patient's Name: Miladee M Age 374 OPD/Ward ER Part Examined 4/5 Abd/penis Serial No. REPORT ULTRASOUND/C.T FORM liver: Normal in Sile GB: - contracted CONPY - NAD midline? Hormat in Size i Norma UB? - partially Filled Inpo un Remorbable study Radiologist



RADIOLOGY & IMAGING DEPARTMENT

AYUB TEACHING HOSPITAL, ABBOTTABAD

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| Associat | e,P | rof | ess | or | | | ٠, | |

Dr. Ghayyur Khan Associate Professor

Prof. Dr. Mohammad Jehanzeb Head of Radiology Depratment

20/03/020

Dr. Faiza Akram **Assistant Professor**

Dr. Azmat Ali Assistant Professor

| | * | | | |
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REPORT ULTRASOUND/C.T FORM

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Completed by Compl 2 -80121-0106,00 11/03 pt 0 11/0 11/0 1/010-13408-3 The Source of the Contraction of عربي الحاسي ۶۲۶ و مول تواجي ميد الحريث كالفريم طان والرسيف الرين في المون بنوع 5 2 2 m 32 1 m m ضلع ایبٹ آباد

تقانه كينيط

تقل ر پیٹ صد 32روز نامچہ 2020-03-17

32 آمد ربورٹ نمبر زیر MHC 2020-17-03 وقت16:30 بیج اسونت تحریری بمزله ر پورٹ مرتبہ سلطان I/C چوکی DHQ ہیتال ایبٹ آباد بدست کنسٹیبل الماس 579 موصول ہوکر ذیل ہے ر پورٹ محد نعیم خان ولد سیف الرحمٰن قوم تنولی بعمر قریب 0 4 / 9 3سال سکنه ڈھیری میرا 3-137408-137408 رابط نمبر 8144610-0313-03-03-17 وقت 16:30 بيج بشمول مضروب نعیم بے ہوش برادرام محمد ندیم بعمر قریب 21-20 سال کے ایمر جنسی ردم DHQ ہپتال ایبٹ آباد میں ملاقی ہور پورٹ کرتا ہے کہ تقریباً تین بجے کا ٹائم ہوگا میں اپنی دکان پانی شاپ پر گیا وہاں پر مسمیان میں زیب ولد لال خان ، نیاز ولدمحمدا شرف ، ماجد ولدمحمر جاوید سا کنان دیهه میری دکان کی دیوارگرار ہے تھے میں نے منع کیا کہ میری دکان کی دیوار کیوں گرارہے ہواس بات پرمسمیان بالا مجھے گالی گلوچ کرنے لگےاور کہا کہ آ کی تو یہاں پرکوئی دکان نہیں ہے شورشرابہ پرمیرابرا درندیم بھی آگیااس نے منع کیا تو مسمیان بالانے اسے پکڑ آیااورلاتوں مکوں سے ذروکوب کیامسمی چن زیب نے برادرام ندیم کو پکڑ لیااور ماجد نے گزار پیٹھ پر بیلچہاورلات کے کرکے برادرام کو مارنے لگے جس کی وجہ ہے برادرام ندیم سر پراور پبیٹ میں مضروب و درمند ہو گیا۔شور شرابہ کیا شورشرابہ پرمیری والدہ شمیم آگئی اس نے بھی شور شرابہ کیا اور مسمیان بالاموقع سے بھاگ گئے سابقہ وجہ عداوت تناز عہز مین ہے۔ دوران جھٹرا میری جیب سے مبلغ (6) لا کھرویے گر کر کہیں ہی وییش ہو گئے میں برادرام کی مفنروبیت کا برخلاف متذکره بالا الزام علیه دعویدار ہوں۔ برادرام کا میڈیکل ملاحظہ کرواؤ نگا۔ ر پورٹ ن لی ہے جو کہ درست ہے اصل دستخط انگریزی حسب گفتہ سائل رپورٹ درج ہوکر پڑھ کرسنائی، تسمجھائی گئی جس نے زیر رپورٹ درست تسلیم کر کے دستخط شبت کئے جسکی میں تصدیق کرتا ہوں مصروب ندیم کا نقشہ ضرر علیحدہ مرتب کر کے حوالہ ڈاکٹر صاحب کیا جاتا ہے۔ رپورٹ بمنزلہ برائے اندراج روز نامچہ برائے كاروائي بلحاظ نز دحدود جنا SHO صاحب تھانه كينٹ تقيد اين حالات موقع بدست كنسٹيل الماس 579 بھجوائى جاتی ہے۔ دستخط انگریزی سلطان IHC چوکی سکندر آباد 2020-03-17 کاروائی تھی۔ آمدہ نمبر پرریورٹ حرج بحرف درج ہو کرنقل ریٹ مزید کاروائی نیاز خان ASI بھجوائی جاتی ہے رپورٹ بالا قابل بحوالہ آمدہ 28 بالاہے بمنزلەتل لف روزنا مچەہے۔

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Clerk of counsel for the parties present. APP for the state present. Arguments already heard.

Petitioner through her petition u/s 22-A Cr.P.C seeks direction of this court to SHO P.S Cantt, Abbottabad, to register FIR against the respondents No. 1 to 3, in accordance with contents of her application.

Comments of the SHO were received and arguments heard. Although, there exists civil litigation between the parties, however, admittedly the agreement between the parties dated 20/02/2020 has not been completed and the same is subject to proof before the trial Court. At the moment, from the contents of petition, record available, as well as the comments, a cognizable offence is made out, as allegedly the respondents entered into the residential house of the petitioner, duly armed, harassed and criminally intimidated her and her sons, so under the law the SHO is duty bound to register FIR as per the contents of application, therefore, the application of the petitioner is accepted and the SHO PS Cantt is directed to proceed according to the law as per contents of the application of the petitioner. File be consigned to the record room after necessary completion.

05/06/2020

25/07/22

Announced 25/07/2020

25 07-2020 FARZIN

الم دالث مناب سيس ع ما دب الله 1 بار صنعات شعبع بدوه سف البرغي سنز رير دُه تَنه مسم آر مس من است ۱۰۰ مسامر مسامر District & Sessions Juriae 11/22-A About abad 6-6-2020 حل رب ولر لعل دان ساز ولد الشرف سانان د صرب ميره کرانی نه عسم ۱، بار لعبل ومله استان د ما جرول جاوم (3) 05/06/202 25 67/22 مادی هانم نست ? بناوش S 40 درفع است مر ار صار رسا دان می مسود کی مرو مسوام / حلزه عنو ال ما في ك فلاف شا ذبل رهفات P 27 JUL 2020 حنابی کی درخوامث نریل کرمن سے نہ س سر سائم معسف العر اور بدو ٥ خانون م عسم سن سے س حن مس سے رو حسان حفروری ما شمار بس ، اور سائلم مانون ک باستزره ترنه والحشروي. 2 400 (3) (1) je angl (3) / eijor) sign (3) (3) un my 2

عاملی عارست نوفت های مسلم آنر نوز موزی اور ریان بر عاملی عارست نوفت های دونوی ما نوتون نا بیشم دور کا دیکا اور و می فرد کے دوران تفاش اسے بیانات میسز كرون يو هي سارس. اور بعم ازوهو ميول المم/ مام مام سائلہ کا مائلی گروں باصلی دافل سوک اور سائم ادر سے س جنسی و سنمل فرنه برجانی به مارنه ی رهایان دس برم لعب از سامرت اس رزنو است باست کاردام مرفراف من وان دستر مه او لس ا مسر الله از بار کو گزار به کنواتم مازهای با اثر بس رسید تو که خارداند جی محل ص نر لائی کی Ameine to ومرس مقرار و بالا ما رسة مس دو تورّ معود كى اس باب ووع بر ما بر تعاوم ما م كي كي س . غلم تعاوم نف س مرم عرات تو رفع کو م <u>عمل ایک ایک می کا کی می کا کی می کا کی می کا کی می</u> 27 ... 25 of Cly on C. 25 of Clair For. المارا اسرا با معورا ر رفوات درا المارا با معورا مرفوات درا المارا با معورا مارووات درا المارا با معام المارا المارا با معام المارا با معام المارات ا برملاف معارمان صارر فرعال بارس بها ن حلن ا مندًا با لى سوس الامراب درنواث مع درسا شررميروس فورا يس كو في مركد شراه عني نزركا تا م

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201-9-6

BEFORE THE PESHAWAR HIGH COURT,
BENCH ABBOTTABAD

Writ Petition No

782

A/2020

Naeem. Annexuve E

2. Nadeem sons of Saif ur Rehman, Caste Tanoli, resident of Dhari Maira, Tehsil & District Abbottabad.

...PETITIONERS

VERSUS

- 1. Majid son of Javed, resident of Dhari Maira, Tehsil & District Abbottabad.
- 2. SHO Police Station Cantt. Abbottabad.
- 3. Additional Session Judge-II, Abbottabad.
- 4. DPO, Abbottabad.
- 5. The State.

...RESPONDENTS

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Peshawar Morized Under Se. 75 Evid Ordna.

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1.

WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN 1973, READ WITH SECTION 561-A CR.PC FOR QUASHMENT OF ORDER DATED 25/06/2020 PASSED BY LEARNED RESPONDENT NO. 3, WHEREBY THE APPLICATION FILED BY THE RESPONDENT NO. 1 UNDER SECTION 22-A CR.PC WAS

ACCEPTED IS ILLEGAL, UNLAWFUL, WITHOUT LAWFUL AUTHORITY, AGAINST THE FACT AND LAW, ARBITRARY, FANCIFUL, CAPRICIOUS AND CONSEQUENTLY OF NO LEGAL EFFECT UPON THE RIGHT OF PETITIONER.

PRAYER; ON ACCEPTANCE OF THE INSTANT WRIT PETITION, THE IMPUGNED ORDER DATED 25/06/2020 PASSED BY LEARNED RESPONDENT NO. 3 MAY GRACIOUSLY BE SET-ASIDE AND OPERATION ON THE ORDER PASSED BY RESPONDENT NO. 3 MAY WITHHELD. ANY OTHER RELIEF DEEMED FIT AND PROPER IN THE CIRCUMSTANCES OF THE CASE.



Respectfully Sheweth:-

Brief facts leading to the instant petition are as under;-

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NUMBER OF AREA BETTON

PESHAWAR INC. BETTO

That respondent No. 1 along with some persons damaged constructed shops of the

petitioners and took away material from the shops. On which petitioners asked them not to do so, on this they started beating to petitioners, petitioner NO. I sustained head injury and was taken to DHQ Hospital Abbottabad, where report was lodged and doctor send him to Ayub Teaching Hospital where he was admitted till 21/03/2020. Copy of report is annexed as Annexure "A" and referred slip is annexed as Annexure "B".

- 2. Meanwhile respondent No. 1 lodged a false report against petitioners and a fabricated injury introduced by him which was simple in nature, and no cognizance offence was made out.
- 3. That people of locality brought the petitioner in injured condition to the hospital, police lodged a report as mud report but ignore the process when petitioner was referred to Ayub Medical Complex. Medical report of

Certified to be True Copy

EXAMINER

2 7 JUL 2020

Poshawa Fortage Under Surgery Cords

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doctor of Ayub Medical Complex is annexed as Annexure "C".

- 4. That when police did not registered the case, mother of petitioner moved an application to DPO Abbottabad which was marked to SHO Cantt. but no action was taken on it. Copy of application is annexed as Annexure "D'.
- 5. That respondent SHO know about the false allegation leveled by the respondent, then they moved 22-A CrPC against the petitioners and order dated 25/06/2020 was obtained from the court for registration of case. Copy of order is annexed as Annexure "E".

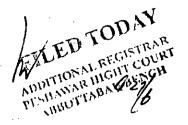
Certified to be True Copy
EXAMINER

2 7 JUL 2020

Peshaver Aigh Court Att. Dench
Authorized Under Se: 75 Evid Ordns:

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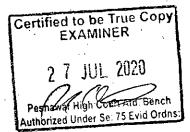
That feeling aggrieved of the impugned order, the petitioners have now come to this Honourable Court with the instant writ petition in hand, assailing the impugned order being unwarranted at law, and fact inter-alia on the following grounds;-



40

GROUNDS:-

- a. That the impugned order is perverse, arbitrary, fanciful and against the law, hence the same is liable to be setaside.
- b. That impugned order has been passed unlawfully, unreasonably and without application of mind to the Section of law, therefore, the impugned order is liable to be struck down.
- of Peace have to see that is there any cognizable offence made out or not but respondent No. 3 ignore all the fact and relied only on the application given by the respondent to the court.
- d. That the impugned order is result of misreading, non-reading and non





consideration of the material available on record, hence liable to be set-aside.

- e. That respondent No. 3 also not exercised the jurisdiction properly, hence the impugned order being against the law and facts is liable to be set-aside.
- submission, no cognizable case was made out against the petitioner and respondent No. 3 in the shape of acceptance of 22-A Cr.PC and order passed for registration of FIR is not according to law and liable to be setaside.
 - That comments of respondent No. 2 on the application under Section 22-A Cr.PC was very much correct to the extent that no cognizance offence has made out from the report and medical report of the respondent.

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EXAMINER

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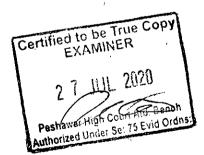
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- h. That no other efficacious, speedy and adequate remedy is available to petitioner except the instant constitutional petition.
- i. That notice of filling the instant writ petition against the respondents has been duly served upon the respondents through registered post.

 Copies of notices and receipt are attached as Annexure "F".
- j. That court fee stamp paper worth Rs.500 is attached with the petition.
- k. That the other points shall be argued at the time of arguments with the permission of the Honourable Court.

It is therefore, most humbly prayed that on acceptance of the instant writ petition, the impugned order dated 25/06/2020, passed by learned respondent No. 3 may graciously be setaside. Any other relief deemed fit and proper in the circumstances of the case.



FILE W RECISTORY

ADDITION IN THE PERSON

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INTERIM RELIEF;-

Suspension of operation on order dated 25/06/2020 passed by respondent No. 3 till the disposal of writ petition

Nadeeun ..PETITIONERS

Dated: 27 /6 /2020

Through

(MEHDI ZAMAN KHAN) Advocate High Court, Abbottabad

VERIFICATION:-

Verified on oath that the contents of forgoing writ petition are true and correct to the best of our knowledge and belief and nothing has been concealed therein from this Honourable Court.

...PETITIONER

Certified to be True Copy
EXAMINER

2 7 July 2020

Peshawar High Councid Benefit Authorized Under Se: 75 Evid Ordns:

WILED TODAY

MOITIONAL REGISTRAR
PESHAMAR UNITE COURT
ABBOTTA ADBENCH

BEFORE THE PESHAWAR HIGH COURT, BENCH ABBOTTABAD

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| Writ Petition No. | -A/2020 |
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| Will Chinoff 140. | -A/2020 |

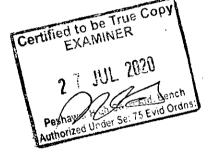
Naeem son of Saif ur Rehman, Caste Tanoli, resident of Dhari Maira, Tehsil & District Abbottabad & another.

...PETITIONERS

VERSUS

Majid son of Javed, resident of Dhari Maira, Tehsil & District Abbottabad & others.

...RESPONDENTS



WRIT PETITION

AFFIDAVIT

I, Naeem son of Saif ur Rehman, Caste Tanoli, resident of Dhari Maira, Tehsil & District Abbottabad, do hereby solemnly affirm and declare that the contents of forgoing writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

13/010-137908-3

Nadeens DEPONENT

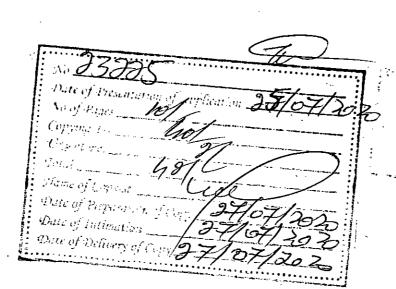
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| | • | Annexure F |
|---|------------------------------------|---|
| | Date of Order or Proceedings | ORDER OR PROCEEDINGS WITH SIGNATURE OF |
| | 1 | 2 |
| | 01.07.2020 | WP No. 782-A/2020 |
| | | Present:- Mr. Mehdi Zaman Khan, Advocate for the petitioners. |
| | | *** |
| | | Contends inter-alia that the police had already |
| | | taken cognizance of the matter vide Naqal Mad No. 28 |
| | | dated 17.03.2020, therefore, the impugned order, |
| | | entertaining the application under Section 22-A Cr.P.C by |
| Certified to be True | Сору | the respondent NO. 3, was illegal. |
| Certified to MINER | 3 | Points raised need consideration. Let pre- |
| Pesha Perh Can Authorized Under St. 75 | ench Cold Ordns | admission notice be issued to the respondents. |
| Authorized United St. 18 | | Interim Relief. |
| ; | | Notice for a short date. In the meanwhile, the |
| • | | operation of the impugned order is suspended. |
| | 1 | |

Tufail/*

Hon'ble Justice Shakeel Ahmad Hon'ble Justice Ahmad Ali.





ANNEXURE "G"

N

OFFICE OF TAHIR FARAZ ABBASI

ADVOCATE SUPREME COURT OF PAKISTAN, AT ABBOTTABAD

DPO ABBOTTABAD

Subject: NOTICE OF FILING OF WRIT PETITION

On the advice of my clients 1. Chan Zaib s/o Lal Khan 2. Majid s/o Javed 3. Niaz s/o Ashraf all r/o Dehri Maira, Tehsil and District Abbottabad, writ petition is being filed before the Honorable Peshawar High Court, Abbottabad Bench. A notice/intimation of the same is being sent to you for information/ necessary action under the law. Copy of writ petition is attached herewith.

Dated: 28/07/2020

TAHIR FARAZ ABBASI

Advocate Supreme Court of Pakistan



1

OFFICE OF TAHIR FARAZ ABBASI

ADVOCATE SUPREME COURT OF PAKISTAN, AT ABBOTTABAD

SHO PS CANTT ABBOTTABAD

Subject: NOTICE OF FILING OF WRIT PETITION

On the advice of my clients 1. Chan Zaib s/o Lal Khan 2. Majid s/o Javed 3. Niaz s/o Ashraf all r/o Dehri Maira, Tehsil and District Abbottabad, writ petition is being filed before the Honorable Peshawar High Court, Abbottabad Bench. A notice/intimation of the same is being sent to you for information/ necessary action under the law. Copy of writ petition is attached herewith.

Dated: 28/07/2020

TAHIR FARAZ ABBASI

Advocate Supreme Court of Pakistan

37

OFFICE OF TAHIR FARAZ ABBASI

y A

ADVOCATE SUPREME COURT OF PAKISTAN, AT ABBOTTABAD

Naeem

Nadeem (sons)

Shamim (widow) of Saif ur Rehman all r/o Dheri Maira, Tehsil and District Abbottabad.

Subject: NOTICE OF FILING OF WRIT PETITION

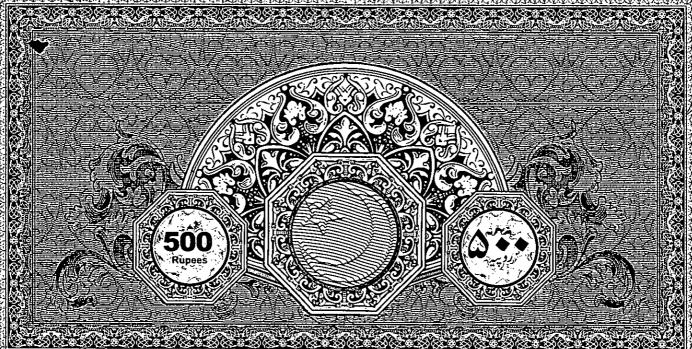
On the advice of my clients 1. Chan Zaib s/o Lal Khan 2. Majid s/o Javed 3. Niaz s/o Ashraf all r/o Dehri Maira, Tehsil and District Abbottabad, writ petition is being filed before the Honorable Peshawar High Court, Abbottabad Bench. A notice/intimation of the same is being sent to you for information/ necessary action under the law. Copy of writ petition is attached herewith.

Dated: 28/07/2020

TAHIR FARAZ ABBASI

Advocate Supreme Court of Pakistan





PAKISTAN COURT FEE

Chan. Zaib & other

VS

Nacem & other

FILED TODAY

ADDITIONAL REGISTRAR

PESHAWAR HIGHT COURT

ABBOTTABAD B

ع مزید ولدال طان مان دهم میر

MUMANIMAD TOUSEEL

2020

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THE



PESHAWAR HIGH COURT,

ABBOTTABAD BENCH

Ph: 0992-9310058

Fax: 0992-9310055

Dated Abbottabad 777

From

The Additional Registrar, Peshawar High Court, Abbottabad Bench.

To

- The Learned Addition additional Sessions Judge-V, Abbottabad
- Police Station Cantt. Abbottabad.

Subject:

WRIT PETITION NO. 913-A OF 2020.

1) Chan Zaib s/o Lal Khan,2) Majid s/o Javed, 3) Niaz s/o Ashraf all r/o Dehri Maira, Tehsil and District Abbottabad.Petitioners.

Naeem & others.

.....Respondents.

Memo,

I am directed to forward herewith order dated 04.08.2020 passed by the Honourable SB of this court, which is reproduced below in the subject case for IMMEDIATE COMPLIANCE.

ORDER 04.08.2020

Interim Relief in WP No. 915-A/2020.

Mr. Tahir Faraz Abbasi, Advocate for petitioners. Present:

Notice for a short date. In the meanwhile, operation of the impugned order shall remain suspended.:

> Sd/ JUDGE

BEFORE THE HONOURABLE PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

CM No. 335/2021 IN W.P.No. /20

Jahanzėb

... PETITIONER

VERSUS

Muhammad Nadeem

...RESPONDENT

WRIT PETITION NO.

APPLICATION FOR EARLY HEARING

INDEX

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.. PETITIONER

Through:

Dated: 3-3-2021

(YASEEN AYAZ)
Advocate High Court, Abbottabad.

ADDITION PREGISTRAR PESHAWAR HIGHT COURT ABBOTTABAD BENCH

BEFORE THE HONOURABLE PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

CM No.335/2021 IN <u>W.P.No. @ / 8/20</u>20

Jahanzeb

... PETITIONER

VERSUS

Muhammad Nadeem

...RESPONDENTS

WRIT PETITION NO. /20

APPLICATION FOR EARLY HEARING FOR DISPOSAL ACCORDING TO COMPROMISE BETWEEN THE PARTIES.

Respectfully Sheweth,

- That, the titled Writ Petition is pending adjudication before this Hon'ble Court.
- 2. That, due to the intervention of the elders of the locality patch-up has been made between the parties and now there is no need for further proceedings in above captioned Writ Petition alongwith other Writ Petition No. 782 126

No. 255 21

It is, therefore, humbly prayed that on acceptance of instant application, the titled Writ petition may graciously be allowed to be withdrawn.

PETITIONER

Through:

Dated: 3-3-2021

FILE DE RECOUNT

TONAL RECOUNT

TO

(YASEEN AYAZ)
Advocate High Court, Abbottabad.

- 1



BEFORE THE HONOURABLE PESHAWAR HIGH COURT, ABBOTTABAD BENCH.

CM No.335 /2021 IN W.P.No. /20

Jahanzeb

... PETITIONER

VERSUS

Muhammad Nadeem

...RESPONDENTS

APPLICATION FOR WITHDRAWAL

AFFIDAVIT

I, Jahanzeb son of Lal Khan resident of Deri Maira, PO Muslamabad, Salhad, Tehsil and District Abbottabad, petitioner, do hereby solemnly affirm and declare on Oath that the contents of instant application are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Court.

Dated: 3 - 3 - 2021

31011 55355 ... PETITIONER

IDENTIFIED BY:-

(YASEEN AYAZ)

Advocate High Court, Abbottabad. --

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Maidan Salhod

Pen. mg/

ADDITIONAL REGISTRAR PESHAWAR HIGHT COURT ABBOTYABAD BENCH



THE

PESHAWAR HIGH COURT ABBOTTABAD BENCH.

PH: 0992-9310058 FAX: 0992-9310055

No: _____//6-9

Dated Abbottabad

2 6/ 9/12021

From

The Additional Registrar, Peshawar High Court, Abbottabad Bench.

To

The learned Additional Sessions Judge-V, Abbottabad.

Subject:

WRIT PETITION NO. 913-A of 2020.

Chanzeb S/o Lal Khan, R/o Dheri Maira, Tehsil & District, Abbottabad & others.

.....Petitioners

VERSUS

Naeem S/o Saif ur Rehman, R/o Dheri Maira, Upper Dhangar, Muslimabad, Tehsil & District, Abbottabad & others.

.....Respondents

Мето,

I am directed to forward herewith a copy of judgment dated 21.04.2021, passed by the Honourable Division Bench in the above noted case for information and compliance.

Additional Registrar

| High Court Bar Association Abbo | ottabad Superintendent / Librarian s HCBA |
|---|--|
| Other Bar ADV's I.D No | |
| BC No. | COURT BAR ASSOCIATION OF THE PROPERTY OF THE P |
| Place of Practice | |
| Name of Advocate | S. No |
| | JK. |
| نامم الأيار | |
| | بعدالت: <u>عالمي سي و ر عا کي کو</u> |
| | عنوان: بنام |
| ت مقدمه: | ·· |
| ريرآ نکه: | • |
| ئے پیشی یا تصفیہ مقدمہ بر تقام مسلم کا اور کے لیئے میں مار میں میں مار کے لیئے | مقدمه مندرجه عنوان بالامیں اپنی طرف سے واسطے پیروی و جوابد ہی برا |
| | 7 |
| | کوحب ذیل شرائط پروکیل مقرر کیا ہے کہ میں ہزیٹری پرخود یا بذر ایکہ مختا |
| | مقدمه و کیل صاحب موصوف کواطلاع دیے کر خاص عدالت کرون گا۔ا |
| ■ // \ / / \ | و طور پرمیرے خلاف ہو گیا تو صاحب موجوف اس کے کی طور پر ذمہ دار سیک کیا |
| | جگہ یا بچہری کے اوقات ہے <u>پہل</u> کی پیچھے یا بروز تعطیل پیروٹی کرنے کے اوقات ہے۔ اقعال کے اوقات کے پہلکی پیچھے یا بروز تعطیل پیروٹی کرنے کے |
| | ہونے یا بروز تعطیل یا کچبری کے اقات کے آگے بیچھے پیش ہونے تیر مظ |
| | کے ادا کرنے یا مخانہ کے ذاکین کرنے کے بھی صاحبِ مموضوف ذمہ ڈار |
| | منظور دمقبول ہوگا اور ضاحبِ موضوف کوعرض دعویٰ یا جواب دعویٰ اور درخو ت بر کا مصلح کی میں میں اس کی تھا ہے گئی ہری ہے۔ یک متاب کی میں اس کا میں کا میں کا میں کا میں کا میں کا میں ک |
| | وتصدیق کرنے کا بھی اُختیار ہوگا اور کسی تھم یاڈیگریٰ کڑانے اور ہرشم کا کو |
| | دینے اوراس پر ٹالٹی ڈراضی نامہ و فیصلہ برحلف کرسنے اقبال دعوتی دیئے سے میں میں نے خرائی کرمان کی سے میں ہے تاتی ہے ا |
| | برآ مدگی مقدمه یا منسوخی فرگزی یکطرفه درخواست حکم امتناعی یا قرتی یا گر ادائیگی علیحده مختانه بیروی کا اختیار نهوگیا اوربصوریتے ضروریت صاحب موص |
| | ادا یی یحدہ محالتہ پیروی کا احتیار ہوگا اور بھورت سرورت صاحب موت کاروائی کے یا بصورت اپیل کسی دوسر سے ویک کوالیے بہجائے یا اپنے ہم |
| | فاروان نے یا بسورے اپن کی دوسر سے ویر اور میں ہے۔ حاصل ہو نگے جیسے صاحبِ موصوف کو حاصل ہیں اور دورانِ مقدمہ جو |
| , | عام کی ہوسے بیے صاحب و صوف و عام کی ہیں اور دور ابن <u>طلاحہ بو</u> صاحب موصوف کو پوری فیس تاریخ بیش سے پہلے ادا نہ کروں گا تو صاحب |
| | مصامب موسوت و پوری یک مارک بی سے پہنے ادامہ روں و موسات مصورت میں میرا کوئی مطالبہ کسی قتم کا صاحب موصوف کے برخلاف نہیں : |
| مورخه: کمرار الحواد | لہذاوکالت نامہ ککھ دیا ہے کہ سندر ہے۔ |
| دن مہینہ سال | بهداون کافته هادیا به مدرب |
| نوت آبار و کالت نامه کی فونو کا بی نا قابل قبول ہوگی۔ | مضمون وکالت نامه کن لیا ہے اوراجھی طرح سمجھ لیا ہے اور منظور ہے۔ |
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Superintendent / Librarian **High Court Bar Association Abbottabad HCBA** Other Bar ADV's I.D No. BC No. **Place of Practice** 18925 Name of Advocate S. No مقدمه مندرجه عنوان بالامیں اپن طرف سے واسطے پیروی وجوابد ہی برائے پیشی یا تصفیہ مقدمہ بمقام ف کوعرض دعویٰ یا جواب دیجویٰ اور درخواست اجرائے ڈگری دنظر ٹانی اپیل نگرانی و ہرتیم درخواست پر دستخط دے اوراس پر ٹالٹی وراضی نامہ وفیفلہ برطف کرسے اقبال دعوی دیے کا بھی اختیار ہوگا اور بصورت جانے بیرونجات از کچہری صدرا بیل و برآیدگی مقدمه بامنسوخی ڈگری کیطرفه درخواست حکم امتناعی یا قرتی یا گزفتاری قبل از گرفتاری واجرائے ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ مختانہ پیروی کا اختیار ہو گااور بصور بیے ضرورت صاحب موصوف کو یہ بھی اختیارِ حاصل ہوگا کہ مقدمہ مذکوریا اس کے کی جزوکی ين بيجانياتي يااشين بمراه مقررً كرين اوراين وكيل كوبهي برامريس وبي اورويسا ختيارات حاصل ہونے جیسے صاحب موصوف کو عاصل ہیں اور دوران مقدمة جو چھے ہرجانه التوایزے گا دہ صاحب موصوف کاحق ہوگا۔اگر دکیل صاحب موصوف کو بوری فیس تاریخ بیثی سے پہلے ادانہ کروں گا تو صاحبِ موصوف کو بوراا ختیار ہوگا کہ دہ مقدمہ کی پیروی نہ کریں اورالیی صورت میں میراکوئی مطالبہ کسی قتم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا و کالت نامہ لکھ دیا ہے کہ سندر ہے۔ مضمون وكالت نامه تن ليا ہےاوراچھی طرح سمجھ لیا ہےاورمنظور نوث: إس وكالت نامه كي فو نو كا بي نا قابلِ قبول موكى ـ

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HCBA Other Bar ADV's I.D No. 53-A (40) BC No. امیرس ۲ مار **Place of Practice** 15606 Name of Advocate S. No وكالت نام ت اجرا کئے ڈگری ُونظر د بے ادراس پر ثالثی وراضی نامہ و فیصلہ برحاف کرسنے اقبال دعویٰ دینے کا بھی آختیار ہو گا اور بصورت جانے ہیرونجات از کیجبری صدرا ہیل و برآ مدگی مقدمه بامنسوخی ڈگری کیطرفه درخواست حکم امتناعی با قرقی پاگرفتاری قبل از گرفتاری واجرائے ڈگری بھی صاحب موصوف کو بشرط وضرورت صاحب موصوف کو به بھی اختیار حاصل ہوگا کہ مقدمہ ندکوریااس کے کسی جزو کی ا مرز کراین اوراینے وکیل کو بھی ہرامریس وہی اور ویسے اختیارات حاصل ہونگے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو بچھ ہرجانہ التوایزے گا وہ صاحب موصوف کاحق ہوگا۔اگر وکیل صاحب موصوف کو بوری فیس تاریخ پیشی ہے پہلے ادا نہ کروں گا تو صاحب موصوف کو پوراا ختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اورالیں صورت میں میراکوئی مطالبہ کسی قتم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ 2020 7 127 sy لہذاوكالت نامەلكھ دياہے كەسندرہ_۔ مہینہ سال مضمون وکالت نامه ت لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔ . نوٺ: اِس وکالت نامه کی نو نُو کا بِی نا قاملِ قبول ہوگی۔

High Court Bar Association Abbottabad

Superintendent / Librarian

ND 127 1

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پشاور هائی کورٹ ایبٹ آباد بنج Writ Petitions میں انہوں W.P 913/2020

| | Chan Zaib etc V/s Naeem etc |
|------------|---|
| | آپ کیڈ دیولوٹر خان معنی کی دی سے کی تھ معمل ماہ ہوری 17 February 2021 |
| | المراق ا |
| , ~ l | Chanzaib S/o Lal Khan. |
| q 2 | Majid S/o Javed. |
| × 3 | Niaz S/o Ashraf, residents of Dehri Maira, Tehsil & District, Abbottabad(Petitioner) |
| <u> </u> | 1. Naeem. |
| 5 | 2. Nadeem (sons). |
| 6 | 3. Mst. Shamim (widow) of Saif ur Rehman, residents of Dehri Maira, Upper Dhangar Muslimabad, Tehsil & District, Abbottabad. |
| x 7 | 4. SHO Police Station, Cantt. |
| d 8 | 5. DPO, Abbottabad. |
| 4 9 | 6. The State. |

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بشاور هائى كورت ايبت آباد بنج

Chan Zaib etc V/s Naeem etc

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| 1/ | Chanzaib S/o Lal-Khan. |
| | A.::d C/o Loved |
| 2/ | Majid S/o Javed. |
| 3: | Niaz S/o Ashraf, residents of Dehri Maira, Tehsil & District, Abbottabad(Petitioner) |
| 4 | VNaeem. |
| | |
| 5 | 2 Nadeem (sons). |
| 6 | 9. Mst. Shamim (widow) of Saif ur Rehman, residents of Dehri Maira, Upper Dhangar Muslim |
| U | Tehsil & District, Abbottabad. |
| | |
| 7 | 4. SHO Police Station, Cantt. |
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