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PART III

Other Notifications, Orders, etc.

NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 8th September, 2016

No. F. 22(17)/2016 Legis.—Pursuant to rule 235 (4) of the Rules of Procedure and Conduct of Business in the National Assembly, 2007, the following reports of the Standing Committee, presented to the Assembly on 8th September, 2016 are published for information:—

**REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON
THE ISLAMABAD HIGH COURT (AMENDMENT) BILL, 2016.**

1, Acting Chairman of the Standing Committee on Law and Justice, have the honor to present this report on the Bill further to amend the Islamabad High Court Act, 2010 [The Islamabad High Court (Amendment) Bill, 2016], referred to the Standing Committee on 11th May, 2016.

2. The Committee comprises the following members:—

(2917)

(1)	Chaudhry Mahmood Bashir Virk	<i>Chairman</i>
(2)	Justice (Retd) Ifikhar Ahmed Cheema	<i>Member</i>
(3)	Chaudhary Muhammad Ashraf	<i>Member</i>
(4)	Mr. Mohsin Shah Nawaz Ranjha	<i>Member</i>
(5)	Mr. Muhammad Moeen Wattoo	<i>Member</i>
(6)	Mr. Muhammad Raza Hayat Harraj	<i>Member</i>
(7)	Sardar Muhammad Amjad Farooq Khan Khosa	<i>Member</i>
(8)	Ms. Kiran Haider	<i>Member</i>
(9)	Syed Ayaz Ali Shah Sherazi	<i>Member</i>
(10)	Mr. Mumtaz Ahmed Tarar	<i>Member</i>
(11)	Ms. Asiya Naz Tanoli	<i>Member</i>
(12)	Mr. Rajab Ali Khan Baloch	<i>Member</i>
(13)	Syed Naveed Qamar	<i>Member</i>
(14)	Mr. Muhammad Ayaz Soomro	<i>Member</i>
(15)	Ms. Shagufta Jumani	<i>Member</i>
(16)	Eng. Ali Muhammad Khan Advocate	<i>Member</i>
(17)	Dr. Arif A vi	<i>Member</i>
(18)	Mr. S.A. Iqbal Quadri	<i>Member</i>
(19)	Moulana Muhammad Khan Sherani	<i>Member</i>
(20)	Ms. Aisha	<i>Member</i>
(21)	Mr. Zahid Hamid	<i>Ex-Officio</i>
	Minister Incharge for Law and Justice	<i>Member</i>

The Standing Committee in its meeting held on 30th May, 2016 considered the Islamabad High Court (Amendment) Bill, 2016. The Committee in its aforementioned meeting unanimously recommended that the Islamabad High Court (Amendment) Bill, 2016 as introduced in the National Assembly (Annex-A) may be passed.

Sd/-
(ABDUL JABBAR ALI)
Secretary.

Sd/-
(CHAUDHARY MUHAMMAD ASHRAF)
Acting Chairman.

Islamabad, the 15th August, 2016

Annex-A

[AS INTRODUCED IN THE NATIONAL ASSEMBLY]

A

BILL

further to amend the Islamabad High Court Act, 2010

WHEREAS it is expedient further to amend the Islamabad High Court Act, 2010 (XVII of 2010), for the purpose hereinafter appearing;

It is hereby enacted as follows:—

1. **Short title and commencement.**—(1) This Act may be called the Islamabad High Court (Amendment) Act, 2016.

(2) It shall come into force at once.

2. **Amendment of section 4, Act XVII of 2010.**—In the Islamabad High Court Act, 2010 (Act XVII of 2010), in section 4, for the colon at the end a full stop shall be substituted and thereafter the proviso shall be omitted.

STATEMENT OF OBJECTS AND REASONS

Under the proviso to section 4 of the Islamabad High Court Act, 2010 (XVII of 2010) the Islamabad High Court had the original jurisdiction in suits and proceedings having pecuniary value of ten million rupees or more. Later, this pecuniary jurisdiction was enhanced from ten million to one hundred million rupees. However, work-load of the Islamabad High Court has increased in view of the high prices of properties in the Islamabad Capital Territory. Pecuniary jurisdiction of the Islamabad High Court is also not in consonance with the pecuniary jurisdiction of the High Court of various other Provinces. Moreover as per Article 193 (3) of the Constitution 'District Judge' means Judge of Principal Civil Court of original jurisdiction which envisages that District Judge, and not the High Court, may have the original jurisdiction. It has, therefore, been proposed that the proviso to the section 4 of the said Act may be deleted. The proposed amendment will bring the jurisdiction of the Islamabad High Court and Civil Courts in Islamabad Capital Territory in consonance with High Courts and Civil Courts of the other Provinces and also reduce work-load of Islamabad High Court.

2. The Bill is designed to achieve the aforesaid object.

Minister-in-Charge

**REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON
THE CIVIL COURTS (AMENDMENT) BILL, 2016.**

1, Acting Chairman of the Standing Committee on Law and Justice have the honor to present this report on the Bill further to amend the Civil Courts Ordinance, 1962 in its applications to Islamabad Capital Territory [The Civil Courts (Amendment) Bill, 2016 referred to the Standing Committee on 11th May, 2016.

2. The Committee comprises the following members:—

(1)	Chaudhry Mahmood Bashir Virk	Chairman
(2)	Justice (Retd) Iftikhar Ahmad Cheema	<i>Member</i>
(3)	Chaudhary Muhammad Ashraf	<i>Member</i>
(4)	Mr. Mohsin Shah Nawaz Ranjha	<i>Member</i>
(5)	Mr. Muhammad Moeen Wattoo	<i>Member</i>
(6)	Mr. Muhammad Raza Hayat Harraj	<i>Member</i>
(7)	Sardar Muhammad Amjad Farooq Khan Khosa	<i>Member</i>
(8)	Ms. Kiran Haider	<i>Member</i>
(9)	Syed Ayaz Ali Shah Sherazi	<i>Member</i>
(10)	Mr. Mumtaz Ahmed Tarar	<i>Member</i>
(11)	Ms. Asiya Naz Tanoli	<i>Member</i>
(12)	Mr. Rajah Ali Khan Baloch	<i>Member</i>
(13)	Syed Naveed Qamar	<i>Member</i>
(14)	Mr. Muhammad Ayaz Soomro	<i>Member</i>
(15)	Ms. Shagufta Jumani	<i>Member</i>
(16)	Eng. Ali Muhammad Khan Advocate	<i>Member</i>
(17)	Dr. Arif Alvi	<i>Member</i>
(18)	Mr. S.A. Iqbal Quadri	<i>Member</i>
(19)	Moulana Muhammad Khan Sherani	<i>Member</i>
(20)	Ms. Aisha	<i>Member</i>
(21)	Mr. Zahid Hamid	Ex-officio
	Minister Incharge for Law and Justice	<i>Member</i>

3. The Standing Committee in its meeting held on 30th May, 2016 considered the Civil Courts (Amendment) Bill, 2016, The Committee in its aforementioned meeting unanimously recommended that the Civil Courts (Amendment) Bill, 2016 as introduced in the National Assembly (Annex-A) may be passed.

Sd/-
(ABDUL JABBAR ALI)
Secretary.

Sd/-
(CHAUDHARY MUHAMMAD ASHRAF)
Acting Chairman.

Islamabad, the 15th August, 2016

Annex-A

[AS INTRODUCED IN THE NATIONAL ASSEMBLY]

A

BILL

*further to amend the Civil Courts Ordinance, 1962 in its applications to
Islamabad Capital Territory*

WHEREAS it is expedient further to amend the Civil Courts Ordinance, 1962 (W.P Ordinance II of 1962), in its application to Islamabad Capital territory for the purpose hereinafter appearing;

It is hereby enacted as follows:—

1. **Short title extent and commencement.**—(1) This Act may be called the Civil Courts (Amendment) Act, 2016.

(2) It extends to the Islamabad Capital Territory.

(3) It shall come into force at once.

2. **Amendment of section 18, W.P. Ordinance II of 1962.**—In the Civil Courts Ordinance, 1962 (W.P Ordinance II of 1962), in section 18, for sub-section (1), the following shall be substituted, namely:—

“(1) Save as aforesaid, an appeal from a decree or order of a Civil Judge shall lie to the District Judge.”.

STATEMENT OF OBJECTS AND REASONS

The Bill seeks to amend the West Pakistan Civil Courts Ordinance, 1962 (W. P Ordinance No. II of 1962) to the extent of Islamabad Capital Territory to give unlimited pecuniary jurisdiction to District Judge and Additional District Judge, Islamabad with respect to an appeal from any order or decree passed by a Civil Judge.

2. The Bill is designed to achieve the aforesaid object.

MR. ZAHID HAMID,
Minister for Law and Justice
Member-in-Charge.

ABDUL JABBAR ALI,
Secretary.