

**IN THE SUPREME APPELLATE COURT GILGIT-BALTISTAN,
GILGIT.**

Before:-

**Mr. Justice Dr. Rana Muhammad Shamim, Chief Judge in
Chamber.**

Administrative Appeal No. 01/2018

In

SMC NO. 12/2017.

Asad Ullah Khan Advocate and 04 others.

Petitioners.

Versus.

**The Registrar Supreme Appellate Court Gilgit-Baltistan at
Gilgit.**

Respondent.

PRESENT:-

1. Malik Shafqat Wali senior Advocate/President Supreme Appellate Court Bar Association alongwith Mr. Johar Ali Advocate/General Secretary Supreme Appellate Court Bar Association for the petitioners.

DATE OF HEARING: - 10. 07. 2018.

ORDER.

Dr. Rana Muhammad Shamim, CJ..... The
aforementioned Administrative Appeal has arisen out of the
impugned order dated 25.04.2018 in SMC No. 12/2017 passed by
the Chief Judge in pursuance of Rule 06 Order IV of The Supreme
Appellate Court Rules, 2008, whereby the names of Mr. Manzoor
Ahmed Advocate, the then Vice Chairman Gilgit-Baltistan Bar
Council, Mr. Ehsan Ali Advocate, the then President, Supreme
Appellate Court Bar Association and Mr. Asad Ullah Khan Advocate,
the then President, Chief Court Bar Association, on their conduct of
unbecoming of advocates, were removed from the "Roll of Advocates
of this Court", whereas the licenses of Mr. Muhammad Hussain

Shehzad Advocate /former Vice Chairman, Gilgit-Baltistan Bar Council and Mr. Muhammad Iqbal Advocate, former President, Supreme Appellate Court Bar Association were suspended for a period of five (05) years by debarring them to practice law in this Court for the said period. Whereas Mr. Amjad Hussain Advocate who held no office of Bar either in past or present, was warned to be careful in future. Consequent thereto, the office of this Court vide its Notification No. SAC-J.01/2018 dated 30th April, 2018 removed the names of Mr. Manzoor Ahmed Advocate, Mr. Ehsan Ali Advocate and Mr. Asadullah Khan Advocate from the "Roll of Advocates". Likewise, the licenses of Mr. Muhammad Hussain Shehzad Advocate and Mr. Muhammad Iqbal advocate were suspended for five (05) yeas by debarring them to appear in this Court with effect from 25.04.2018 through a separate Notification NO. SAC-J.01/2018 dated 30th April, 2018. The petitioners being aggrieved by and dissatisfied with filed this administrative appeal which was heard today.

2. Malik Shafqat Wali senior Advocate/President Supreme Appellate Court Bar Association and Mr. Johar Ali Advocate/General Secretary Supreme Appellate Court Bar Association appearing for the petitioners at the outset urged that they will not argue the case on merit and tendered unconditional apologies on behalf of the petitioners. They stated that non-appearance of the petitioners (Former Bar Leaders) was neither

deliberate nor intentional but it was in good faith by showing unity and solidarity with Gilgit-Baltistan legal fraternity against the steps taken by the Federal Government for non-appointments of Judges of Chief Court and of this court. The Action taken by the petitioners was totally under the moral pressure of the lawyers in large number of subordinate courts who were not aware of The Supreme Appellate Court Rules, 2008. They pray that this appeal may graciously be allowed and the impugned order dated 25.04.2018 passed in SMC No. 12/2017 be set aside. The subsequent Notifications No. SAC-J.01/2018 dated 30th April, 2018 issued by the office of this Court may also be withdrawn.

3. I have heard the learned counsel for the petitioners (both present Bar Leaders), perused the material on record and gone through the impugned order and subsequent Notifications issued by the office of this Court. The learned counsels at the very outset did not argue this case on its own merits and placed the petitioners at the mercy of this Court. The request of the Bar leaders appearing for the petitioners is accepted. Consequent thereto, this Administrative Appeal is allowed. The Impugned order dated 25.04.2018 in SMC No. 12/2017 on administrative side under Order IV Rule 06 of The Supreme Appellate Court Rules, 2008 is set aside. Both the subsequent Notification Nos:- SAC-J.01/2018 dated 30th April, 2018, issued thereto by the office of this Court are hereby ordered to be withdrawn. The petitioners,

however, are warned to be careful in future. The licenses of the petitioners are restored accordingly.

4. This Administrative Appeal is allowed in above terms.

Chief Judge.