

IN THE SUPREME APPELLATE COURT GILGIT-BALTISTAN
GILGIT

HRC No. 05/2020
(IMPLEMENTATION OF JUDGMENT PASSED BY THIS HON'BLE
COURT IN CIVIL APPEAL NO. 21/2015 TITLED SONIYA D/O GHULAM
ABBASS & 18 OTHERS)

PRESENT:

1. The Advocate General, Gilgit-Baltistan
2. Mr. Saleem Khan Advocate
3. Mr. Kamal Hussain Advocate
4. Mr. Rahim Gul, Secretary Law & Prosecution, Gilgit-Baltistan
5. Mr. Abdul Razzaq, Secretary GBA Secretariat

ORDER DATED 11.11.2022

The perusal of record reveals that on 17.06.2021, directives were issued by this Court for compliance to the Secretary Gilgit-Baltistan Assembly and Secretary Law & Prosecution Department Gilgit-Baltistan which were as under:

- “2. The Secretary Assembly Secretariat is directed to process the ibid Act immediately and submit compliance report on the next date. The Secretary Law & Prosecution is directed that after getting it approved from the Assembly session, submit final names of candidate for appointment as Chairman/Members of the Gilgit-Baltistan Service Tribunal before this Court on the next date of hearing.*
- 3. Adjourned for 1st Week of July.”*

2. On the last date of hearing i.e. 20.10.2022, the Secretary Gilgit-Baltistan Assembly Secretariat apprised this Court that for the compliance of Order of this Court; the Gilgit-Baltistan Service Tribunal (Amended) Act Bill was processed with the Law & Prosecution Department GB for getting assent regarding the Bill from the Governor Gilgit-Baltistan on 10th of August, 2022. The Governor Secretariat returned the Bill on 20.09.2022 for reconsideration. He assured the Court that the said Bill shall be passed in the forthcoming Session of GB Assembly which, according to him, was proposed on 3rd November, 2022. The Secretary Gilgit-Baltistan Assembly was directed to come up with compliance report on the next date of hearing.

3. Today, the Secretary Gilgit-Baltistan Assembly alongwith Secretary Law & Prosecution Department GB entered appearance before this Court and have submitted written report according to which, the Hon'ble Speaker Gilgit-

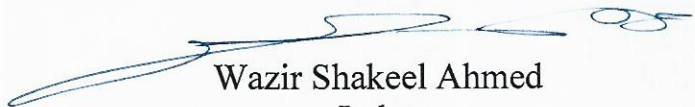
Baltistan Assembly desired to summon the 15th Session of Gilgit-Baltistan Assembly on 03.11.2022 at 1600 hours in the Gilgit-Baltistan Assembly Session Hall Jutial Gilgit and sought necessary approval from the Governor Gilgit-Baltistan for summoning of Assembly Session on the said date (03.11.2022) to prorogue the Assembly Session by the Presiding Officer after completion of its business, but in vain.

4. In view of the matter, we are of the considered view that order of this Court has not been complied with despite lapse of long time. Therefore, we direct the Governor Gilgit-Baltistan for summoning of Assembly Session within one month after the receipt of this Order and Provincial Govt. of Gilgit-Baltistan is directed to make amendment(s) and promulgate the Gilgit-Baltistan Service Tribunal (Amended) Act 2022 for the appointment of Chairman/Members of Gilgit-Baltistan Service Tribunal positively.

5. The Registrar of this Court shall establish contact with concerned authorities and shall ensure the compliance of order.

6. Adjourned for a date in office after vacations.


Sardar Muhammad Shamim Khan
Chief Judge


Wazir Shakeel Ahmed
Judge

*Pervaiz Ahmed (PS)