

**IN THE SUPREME APPELLATE COURT GILGIT-BALTISTAN
C.P.L.A.NO.33/2009**

**Before:- Mr. Justice Muhammad Nawaz Abbasi, Chief Judge.
Mr. Justice Muhammad Yaqoob, Judge.**

Hassan Shah s/o Ahmed Shah r/o Didingdas, Danyor, Tehsil and District Gilgit. Petition.

Versus

1. Shahzada Khan s/o Rustam Baig.
2. Mansor Khan s/o Shahzada Khan r/o Danyore Tehsil and District Gilgit. Respondents.

**PETITION FOR LEAVE TO APPEAL AGAINST THE
JUDGMENT DATED 25-8-2009 PASSED BY THE CHIEF COURT
IN WRIT PETITION NO. 40/06.**

Mr. Muhammad Issa, Sr. Advocate for Petitioner
Mr. Muhammad Shafi Sr. Advocate for respondents.

Dated of Hearing: 26-4-2010

Order

Justice Muhammad Nawaz Abbasi, CJ: Having heard the learned counsel for the parties and gone through the judgment of the Chief Court and perused the record we have not been able to find out any good or sufficient ground to interfere in the impugned order passed by the Chief Court. The application under order 16 Rule 1(2) CPC neither disclosed any reason for not including the name of witnesses mentioned therein in the list of witnesses nor that evidence of these witnesses was necessary for just decision of the case, so much so there is no mention of the complete petitioner by moving such an incomplete and vague application intended to prolong the proceedings in the suit.

Be that as it may the learned counsel for the petitioner has not been able to point out any jurisdictional error or illegality in the order calling for interference of this court. This petition is accordingly dismissed in limine.

Chief Judge

Judge