

MINUTES OF THE MEETING OF JUDICIAL OFFICERS

Monthly meeting of Judicial Officers of District Nowshera was held on 14th November, 2016 at 01:30 PM in the chamber of Hon'ble District & Sessions Judge, Nowshera.

Meeting was attended by the following Judicial Officers with Hon'ble District & Sessions Judge, Nowshera **Mr. Zafar Iqbal** in Chair.

1. **Mr. Jehanzeb Shinwari,**
Additional District & Sessions Judge-V,
Nowshera.....(Member)
2. **Mr. Kashif Nadim,**
Additional District & Sessions Judge-I,
Nowshera.....(Member)
3. **Mrs. Hina Khan,**
Additional District & Sessions Judge-IV,
Nowshera.....(Member)
4. **Mr. Abdul Jabar Khan,**
Additional District & Sessions Judge-III,
Nowshera.....(Member)
5. **Mr. Ahmad Iftikhar,**
Additional District & Sessions Judge-II,
Nowshera.....(Member)
6. **Miss. Nusrat Naz,**
Senior Civil Judge,
Nowshera.....(Member)
7. **Mr. Muhammad Asghar Ali,**
Judicial Magistrate-II,
Nowshera.....(Member)
8. **Muhammad Tayyib Jan,**
Civil Judge-II,
Nowshera.
9. **Mr. Fazal Gul,**
Civil Judge-VII,
Nowshera..... (Member)
10. **Mrs. Tahira Zainab Malik,**
Judge Family Court,
Nowshera.....(Member)
11. **Mr. Sheraz Tariq,**
Judicial Magistrate-I,
Nowshera.....(Member)

Mrs. Imrana Shaheen, learned Civil Judge-VI could not attend the meeting as she was on leave.

Meeting formally commenced with the recitation from the Holy Quran.

Agenda items of the meeting were as follows:

1. Review of previous meeting, the decision taken & status of implementation,
2. Disposal of old / target cases,
3. Consignment of record,
4. Follow-up of the august Peshawar High Court, Peshawar letters/instructions,
5. Updation of HR data of Govt. Employees,
6. Attendance of prosecution witnesses,
7. Disposal of Afghan Refuges cases,
8. Any other matter, with permission of the Chair.

1. REVIEW OF PREVIOUS MINUTES OF MEETING

The minutes of previous meeting held on 21.10.2016 and the proposed actions taken thereupon were reviewed thoroughly and found satisfactory to great extent.

2. DISPOSAL OF OLD/ TARGET CASES

Disposal of old / target cases was discussed at length. The participants furnished the data of old/target cases and their disposal. It was found that efforts have been made to clear the old cases. However, some of the old cases are still pending and it could not be cleared due to the high pendency and heavy work load upon each civil court at Civil trial level. The reason is that presently three courts are lying vacant.

The Chair also invited the attention of the participants/ judicial officers towards the letter No.1117/NJPIC dated 09.11.2016 of the august Peshawar High Court, Peshawar on the subject of “Disposal of Old Cases filed On or Before 31.12.2011, Under The National Judicial Policy, 2009”. As it was observed by the competent authority that due to failure to decide cases within the stipulated time tantamount to frustrating the very scheme of expeditious dispensation of justice as laid down in the NJP and so, onward, performance of the Judicial Officers shall be looked into subjectively for further necessary action. The Chair stressed upon the

participants to speed up and to accelerate the disposal of old/ target cases in order to meet the aspirations contained in the said letter. That proper attention be also given to the disposal of newly instituted cases to achieve best results in DPEP, besides, un-necessary adjournments in the cases be avoided.

The participants explained the reasons of the adjournment in such cases and the non achievement of disposal of cases within stipulated time which is mainly due to the engagement of senior lawyers at the appellate forums. Besides the courts are also over burdened due to the courts lying vacant at present. However, still the participants assured the speedy disposal of the cases at their end.

3. CONSIGNMENT OF RECORD TO THE RECORD ROOM

Consignment of record to the record room also came under discussion. No complaint has been received, however, the Chair emphasized upon timely consignment of cases to the record room. The judicial officers also ensured about timely consignment of the disposed of cases to record room by the moharrirs of their courts.

4. FOLLOW-UP OF THE AUGUST PESHAWAR HIGH COURT, PESHAWAR LETTERS/ INSTRUCTIONS.

As the august Peshawar High Court, Peshawar issues letters from time to time containing instructions and principles set for the guidance and compliance by the Judicial Officers, therefore, the Chair stressed upon all the Judicial Officers for the strict compliance of all these instructions and guidelines contained in these letters to be followed in true letter and spirit which is infact the job of each and every Judicial Officer.

5. UPDATION OF HR DATA OF GOVT. EMPLOYEES

The Chair while referring to this agenda item invited the attention of the participants towards the letter No.5535-5635/B&A dated 23.09.2016 of the august Peshawar High Court, Peshawar on the subject "Exercise To Update CNIC And Other Compulsory Data Of Government Employees & Discrepancies In HR. Data" and stated that in order to avoid any mistake in the service record of the employees regarding personal data of an employee both the Civil Nazir of the establishments of

the District & Sessions Judge, Nowshera as well as the establishment of the Senior Civil Judge, are directed to check the record, verify the same and submit it to the quarter concern for its rectification.

ATTENDANCE OF PROSECUTION WITNESSES.

Majority of the judicial officers complained about the non-attendance of the Prosecution Witnesses for their evidence in the criminal cases. The Chair stressed that utmost efforts should be made to procure the attendance of the prosecution witnesses on the date fixed for recording of their statements and the adjournments at many occasions discourages the prosecution witnesses and such adjournments harms the case of the prosecution. The Chair however, assured that the matter will also be taken in the forthcoming meeting of the Criminal Justice Coordination Committee.

DISPOSAL OF AFGHAN REFUGEES CASES.

The Chair referred to letter No.1047-527/Admn dated 28.09.2016 of the Peshawar High Court, Peshawar on the subject "Disposal Of Afghan Refugee's Cases" and a Notification dated 30.06.2016 published in the Extra Ordinary Gazette of Pakistan Islamabad-Part-II whereby validity of the Proof of Registration (POR) Cards issued to the Afghan Refugees by NADRA was extended till 31st December, 2016 and similarly, a subsequent letter 10471-527/Admin dated 28.09.2016 for disposal of these cases was also discussed as the Government has now extended the stay of Afghan Refugee on the basis of provisional residency card till March, 2017 whereas it was directed by the Hon'ble Peshawar High Court, Peshawar vide above notification No. 10471-527/Admin dated 28.09.2016 that cases of Afghan refugees pending in courts shall be disposed of at the earliest. The Hon'ble Chair therefore directed all the Judicial Officers to dispose of all these cases at the earliest. The Hon'ble Chair was also briefed about the pendency of these cases in the courts of Judicial Magistrates.

6. ANY OTHER MATTER

The Chair guided the learned Judicial Magistrate to write down the date of recording statement of the complainant under section 164/364 Cr.P.C as well

at the end of their statement as per law and procedure before handing it over to the Investigating Officer concerned. No other matter came under discussion.

The meeting ended with a vote of thanks to and from the Chair.

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Drafted By:

Approved By:

(NUSRAT NAZ)
SENIOR CIVIL JUDGE,
NOWSHERA

(ZAFAR IQBAL)
DISTRICT & SESSIONS JUDGE,
NOWSHERA

OFFICE OF THE DISTRICT & SESSIONS JUDGE, NOWSHERA

No. _____ D&SJ, NSR dated ___/11/2016

Copy forwarded for information to: -

1. The worthy Registrar, Peshawar High Court, Peshawar.
2. The Member Inspection Team, Peshawar High Court, Peshawar.
3. All the Judicial Officers in District Nowshera.
4. Office copy.

Approved By:

(ZAFAR IQBAL)
DISTRICT & SESSIONS JUDGE,
NOWSHERA