

sure the attendance is

be put up on 05.08.2023 at 08:30 a.m.

Announced
04-08-2023


(HUMAYUN DILAWAR)
Additional Sessions Judge,
Islamabad-West.

08:35 a.m.
05-08-2023

Present: M/s. Saad Hasan, Advocate Muhammad Nawaz Chaudhry,
Advocate learned counsel(s) representing complainant.
Accused Imran Ahmed Khan on bail absent.

ORDER

Orders of Hon'ble Islamabad High Court, Islamabad passed in Cr. Revisions Nos. 74/2023, 76/2023, 108/2023, 114/2023 and CrI. Misc. No. 662/2023 received. Vide order passed in Criminal Revision No. 108 of 2023, the Hon'ble Islamabad High Court, Islamabad has been pleased to pass following order:-

"17. For the above reasons, Criminal Revision No. 108/2023 and Criminal Revision No. 74/2023 are allowed and the matter is remanded to the Trial Court for decision afresh. This court was informed that the matter is pending for final arguments tomorrow i.e. 04.08.2023, the petitioner shall ensure addressing of arguments positively on the issue when matter is fixed by Court for final arguments. The Trial Court shall address the issues raised in the referred petitions while deciding the matter. Criminal Revision No. 114/2023 and Criminal Miscellaneous (Transfer Applications) No. 662/2023 are dismissed. Criminal Revision No. 76/2023 is disposed of as not warranting any interference for the reasons mentioned above. All the pending applications are also disposed of accordingly."

2. Call was made on 08:35 a.m. nevertheless nemo turned up on behalf of accused. For the best interest of justice and fair play, let this file be put up again at 09:00 a.m.

Announced
05-08-2023


(HUMAYUN DILAWAR)
Additional Sessions Judge,
Islamabad-West.

09:25 a.m.
05-08-2023

Present: M/s. Muhammad Amjad Parvez ASC, Saad Hasan, Muhammad Nawaz Chaudhry, Advocates learned counsel(s) representing complainant.
M/s. Khurram Shahzad ADG (Law) and Falak Sher Legal Consultant on behalf of ECP.
Accused Imran Ahmed Khan on bail absent.

ORDER

At 09:25 a.m. repeated calls were made, however, no one turned up on behalf of accused. Let this file be put up again at 10:30 a.m.

Announced
05-08-2023


(HUMAYUN DILAWAR)
Additional Sessions Judge,
Islamabad-West.

10:30 a.m.
05-08-2023

Present: M/s. Muhammad Amjad Parvez ASC, Saad Hasan, Muhammad Nawaz Chaudhry, Advocates learned counsel(s) representing complainant.
M/s. Khurram Shahzad ADG (Law) and Falak Sher Legal Consultant on behalf of ECP.
Accused Imran Ahmed Khan on bail absent.

ORDER

Mr. Khalid Yousaf Chaudhry, Advocate associate of Barrister Gohar Khan, Advocate appeared and apprised the court that Senior Counsel Khawaja Haris Ahmed Advocate is busy in Accountability Court, Islamabad in bail petitions titled "Imran Khan Vs. The State" and "Bushra Bibi Vs. The State". He requested to postpone the matter until the lead counsel appeared before the court.

2. The referred statement made at the Bar by the associate is uncertain as he cannot apprise the court with certainty as to whether the learned lead counsel would be able to appear any time to be fixed by the court.

3. With all fairness and to decide the matter on merit in light of the direction of Hon'ble Islamabad High Court, Islamabad and to afford opportunity of hearing for ensuring fair trial, the matter is postponed to 12:00 p.m. with direction to the said associate to make sure the attendance of the lead counsel otherwise the court will announce the judgment.

Announced

05-08-2023


(HUMAYUN DILAWAR)
Additional Sessions Judge,
Islamabad-West.

12:00 p.m.

05-08-2023

Present: M/s. Muhammad Amjad Parvez ASC, Saad Hasan, Muhammad Nawaz Chaudhry, Advocates learned counsel(s) representing complainant.
M/s. Khurram Shahzad ADG (Law) and Falak Sher Legal Consultant on behalf of ECP.
Accused Imran Ahmed Khan on bail absent.

ORDER

Call was made at 12:00 p.m. however, none appeared on behalf of accused. Mr. Muhammad Amjad Parvez, ASC apprised the court that one of his associate visited the Accountability Court, Islamabad and inquired about the status of bail petitions, however, he was informed by the court staff that no one appeared from accused side in Accountability Court, Islamabad.

2. Despite keeping the matter till 12:00 p.m., nemo appeared on behalf of accused for arguments. In view thereof, judgment is hereby reserved, which will be announced at 12:30 p.m.

Announced

05-08-2023


(HUMAYUN DILAWAR)
Additional Sessions Judge,
Islamabad-West.

12:30 p.m.

05-08-2023

Present: M/s. Muhammad Amjad Parvez ASC, Saad Hasan, Muhammad Nawaz Chaudhry, Naeem Ahmed Advocates learned counsel(s) representing complainant.
M/s. Khurram Shahzad ADG (Law), Zaigham Anees (Law Officer) and Falak Sher Legal Consultant on behalf of ECP.
Accused Imran Ahmed Khan on bail absent.

ORDER

Since no body argued application filed by accused questioning maintainability of complaint, hence on this score and on the basis of earlier findings in order dated 05.05.2023 and 08.07.2023 the said application is dismissed.

2. Vide my detailed judgment of today, consists upon thirty (30) pages, this court finds it more than convincing that the complainant has produced confidence inspiring, well knitted and corroborated evidence, and so the charge against the accused has successfully been proven that accused has committed offense of corrupt practices by making and publishing false statements/ declaration in respect of assets acquired by way of gifts from Toshakhana and disposed of during the years 2018-2019, 2019-2020 and making and publishing a false statement and submitting false and incorrect declaration in material particular relating to Form-B for the year 2020-2021. He has been found guilty of corrupt practices by hiding the benefits he accrued from national exchequer wilfully and intentionally. He cheated while providing information about gifts he obtained from Toshakhana which later proved to be false and inaccurate. His dishonesty has been established beyond doubt. Accordingly, the accused is convicted under section 174 of The Election Act 2017, and he is thus sentenced to three (03) years simple imprisonment with fine of Rs.100,000/-, and in case of default in its payment, he shall also suffer six (06) months simple imprisonment.

3. The accused is not present today, therefore, a copy of this order along with warrant of conviction be communicated to the I.G. Islamabad for execution of the said warrant. File be consigned to the record room after compilation & necessary completion whilst, requisitioned record(s) be returned forthwith.

Announced

05-08-2023


(HUMAYUN DILAWAR)
Additional Sessions Judge,
Islamabad-West.