

**GOVERNMENT OF ¹[Khyber Pakhtunkhwa]
LAW DEPARTMENT**

**NOTIFICATION
Peshawar, Dated The 27th September, 1982**

No. Legis:3(3)/81. In pursuance of clause (6) of Article 7 of the Provisional Constitution Order, 1981 (C.M.L.A. Order No. I of 1981), the Governor of the ²[Khyber Pakhtunkhwa], in consultation with the Chief Justice of the Peshawar High Court, is pleased to make the following rules, namely:-

**THE PESHAWAR HIGH COURT (ESTABLISHMENT OF
BENCHES) RULES, 1982**

1. (1) These rules may be called the Peshawar High Court (Establishment of Benches) Rules, 1982.
(2) They shall come into force at once.
2. In these rules, unless the context otherwise requires,-
 - (a) "Bench" means a Bench established under clause (3) or clause (4) of Article 7 of the Order; and
 - (b) "Order" means the Provisional Constitution Order, 1981 (C.M.L.A Order No. I of 1981).
3. The High Court Bench at Abbottabad shall exercise the jurisdiction vested in the High Court, in respect of cases relating to the Civil Division of Hazara.
4. The High Court Bench at Dera Ismail Khan shall exercise the jurisdiction vested in the High Court, in respect of cases relating to the Civil Division of Dera Ismail Khan.
- ³[4A. The High Court Bench at Mingora shall exercise the jurisdiction vested in the High Court, in respect of cases relating to the Civil Division of Malakand.]
5. Subject to the other provisions of these rules all matters arising within the area assigned to a Bench shall be filed before and disposed of by that Bench.
6. There shall be established a "Registry" of the High Court at each Bench consisting of an Additional Registrar and such other officers and servants as the Chief Justice may appoint.
7. The Chief Justice may transfer any proceedings pending at the principal seat or a Bench to another Bench or the principal seat of the High Court.
8. The Chief Justice may determine cases or class of cases which may be heard and

¹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

² Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

³ Added vide Notification No. LEGIS 3(3) 81 of Government of Khyber Pakhtunkhwa, dated 14.07.2010

disposed of at the principal seat or a Bench.

9. If at any time it is found expedient for the efficient functioning of the principal seat or a Bench, the Chief Justice may require any Judge to sit for such period as may be determined by him at any Bench, or the principal seat.

10. The most Senior Judge for the time being at a Bench shall exercise such powers of the Chief Justice as may be delegated to him by the Chief Justice.

11. Without prejudice to the generality of the foregoing rules and subject to the provisions of the Order, the Chief Justice may, from time to time, pass such orders as may be considered necessary for efficient working of a Bench.

12. The Peshawar High Court Benches Area of Jurisdiction Rules, 1981, are hereby repealed