

IN THE ISLAMABAD HIGH COURT AT ISLAMABAD

Criminal Original No. 309/2021

The State ..... Petitioner  
Versus  
Ansar Abbasi & others ..... Respondent

**REPLY / STATEMENT OF JUSTICE (R) DR. RANA  
MUHAMMAD SHAMIM, FORMER CHIEF JUDGE SUPREME  
APPELLATE COURT, GILGIT-BALTISTAN TO SHOW CAUSE  
NOTICE NO. 1628 DATED 19.11.2021 IN CRIMINAL  
ORIGINAL NO. 309/2021**

Respectfully Stated:

1. That the Affidavit referred in Show Cause Notice has neither been circulated to the press by the answering respondent nor it has been shared with anyone, with the intent that same may be made public.
2. That the only compelling force behind executing this statement in the form of an affidavit was a promise with my late wife before her death that I must get this fact reduced in writing and preserve the same to set the record straight. Therefore, statement was recorded in the form of an affidavit because of tremendous emotional pressure and to honour the promise made by me to my late wife before her death. Had there been any intention of ridiculing the judiciary, the same would have

been tendered in Pakistan and released to various media outlets.

3. That after the demise of my wife on 4.06.2021, it was my first foreign visit and while returning from United States, I stayed in London for two days, where I met my maternal grandson who is a student of law. Since I had no intention to make it public in Pakistan during my lifetime, so I deemed it appropriate to get the statement recorded and notarized outside Pakistan and also to be kept in safe custody outside Pakistan. In order to ensure this, I made the statement before the Notary Public at London and while placing the same in a sealed envelope, handed it over to my grandson with a clear instruction that neither he would open it nor share the same with anyone.
4. That the answering respondent has no clue or knowledge that how the affidavit came in the possession of the reporter who actually published it as a news item. It may be added here that as a practice, the copy of such statement is retained by the notary public in London for record. However, this fact could best be answered by either who released this statement or shared the same with Mr. Ansar Abbasi.
5. That the jurisdiction of this Hon'ble Court cannot be exercised against the answering respondent as the alleged affidavit has not been brought to light or published or circulated by the answering Respondent.
6. That the talk between the then Chief Justice Mian Saqib Nisar and the answering Respondent had taken place in Gilgit which is an area outside the territory of Pakistan, as such the

answering Respondent cannot be made subject to contempt proceedings, much less that no order, direction, undertaking, judgment or decree of the then Chief Justice is under challenge or violated by the answering Respondent.


7. That whatever has been stated in the affidavit, is based on the conversation that was heard by the answering respondent while he was present at Gilgit Baltistan and unless and until the same is proven to be false no mala fide could be attributed especially when the same statement has not been released to media or any journalist by the answering respondent.
8. That the answering respondent is ready to state the facts mentioned in statement on solemn oath and the answering respondent is ready to confront the person mentioned in the affidavit i.e. former Chief Justice of Pakistan, Mian Saqib Nisar. The events mentioned in the affidavit occurred on 15.07.2018 around evening time, approximately 06:00PM while we were having tea and refreshments together at the official rest house of the Supreme Appellate Court of Gilgit Baltistan.
9. That a copy of the affidavit being circulated on social media is being attached herewith, the contents of which are same as acknowledged by the answering respondent in the above paragraphs.
10. That the answering respondent is a law abiding citizen and he never intended to scandalize or ridicule the judiciary. Moreover, the answering respondent neither intended nor tried to influence or frustrate any judicial proceedings in any court of Pakistan.

11. That the answering respondent believes in maintaining and strengthening the confidence of the public in the Courts of the Land therefore, the answering respondent cannot even comprehend to cause aspersions on the integrity of this court or its judicial process.

12. That the answering respondent completely and utterly deny releasing or sharing this affidavit with anyone whosoever. However having said that if at all the same has caused any annoyance to this Hon'ble Court, the answering respondent being a former Judicial Officer and an office bearer of Supreme Court Bar Association and Pakistan Bar Council, feels no hesitation in expressing his regrets.

In the light of above it is humbly prayed that the show cause notice dated 19.11.2021 may please be withdrawn.

Dated: 4.12.2021

  
Answering Respondent  
Justice (Retd) Rana Muhammad Shamim  
Former Chief Judge  
Supreme Appellate Court of Gilgit Baltistan

Through

  
**A. Lateef Afridi**  
Advocate Supreme Court

  
**Barrister Sarwar M. Shah**  
Advocate High Court

For Answering Respondent