



Order on determination of proceedings for contempt of court

(Rule 37.9(1) of the Family Procedure Rules 2010)

Name of court

In THE HIGH COURT (FAMILY DIVISION)

Case no./Serial no.

FD22P00541

Claimant's name (including ref.)

HADEL ELSAYED EISHA

Defendant's name (including ref.)

MOHIE ALDEEN MOHAMMED OMAR

After hearing counsel/solicitor for the claimant and counsel/solicitor for the defendant

Or, after hearing the claimant/defendant in person

And after (tick all boxes that apply).

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued under rule 37.6(3) of the Family Procedure Rules 2010
- reading the evidence filed by the parties
- hearing oral evidence of (list witnesses below)

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

Mohie Aldeen Mohammed Omar

at the hearing of the application or summons

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

in the manner stated in the court's judgment

by breaching an order of the court made on

Day

Month

Year

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of order or undertaking)

1. The Defendant Mohie Aldeen Mohammed Omar breached paragraph 14 of the order made by Mrs Justice Roberts of the 1 August 2022 by failing to return the child Laila Mohie Eldean Mohamed Aly Omar forthwith to England and Wales on or before 21:59 on Monday 8 August 2022. A Penal Notice was attached to this paragraph.

2. The Defendant Mohie Aldeen Mohammed Omar breached paragraph 18 of the order made by Mrs Justice Lievan on the 9 November 2022 by failing to return the child Laila Mohie Eldean Mohamed Aly Omar forthwith to England and Wales and by the latest 4pm UK time on 22 November 2022. A Penal Notice was attached to this paragraph.

3. The Defendant Mohie Aldeen Mohammed Omar is in contempt of court for the two breaches of the orders set out above

AND the matters required by Rule 37.4(2) of the Family Procedure Rules 2010 having been included in the

application

summons

The court is satisfied that:

having considered the facts disclosed by the evidence and/or admitted in court by

MOHIE ALDEEN MOHAMMED OMAR

has been guilty of contempt of this court by

disobeying the order

breaking the undertaking

dated

Day

Month

Year

by (and as set out in the attached schedule):

And for the particular contempt, the court imposed the penalty of

Breach	Penalty
1. The Defendant Mohie Aldeen Mohammed Omar breached paragraph 14 of the order made by Mrs Justice Roberts of the 1 August 2022 by failing to return the child Laila Mohie Eldean Mohamed Aly Omar forthwith to England and Wales on or before 21:59 on Monday 8 August 2022. A Penal Notice was attached to this paragraph.	No seperate penalty
2. The Defendant Mohie Aldeen Mohammed Omar breached paragraph 18 of the order made by Mrs Justice Lievan on the 9 November 2022 by failing to return the child Laila Mohie Eldean Mohamed Aly Omar forthwith to England and Wales and by the latest 4pm UK time on 22 November 2022. A Penal Notice was attached to this paragraph.	Imprisonment of 6 months
3. The Defendant Mohie Aldeen Mohammed Omar is in contempt of court for the two breaches of the orders set out above.	

It is ordered that:

1. The defendant be committed to prison for a period of

Days

Weeks

Months

Years

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

3. The defendant shall pay to HM Paymaster General a fine of

£ within days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt **or**

until further order

5. The defendant shall pay the claimant's costs
 on the indemnity basis
 summarily assessed in the sum of
£
 to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 37.10 of the Family Procedure Rules 2010 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
The Court of Appeal
9. The Appellant's Notice must be filed at the appeal court by 4pm on
Day Month Year
10. A transcript of the judgment given at this hearing will be published on the website (www.judiciary.uk/judgments) of the judiciary of England and Wales.

Signature

Judge of the

- High Court
 Family Court

Dated

Day Month Year

Note: If you are sending your form by email you can type your name in the signature box.