



**Upper Tribunal  
(Immigration and Asylum Chamber)**

Appeal Number: PA/07582/2017

**THE IMMIGRATION ACTS**

**Heard at Field House  
on 26<sup>th</sup> March 2018;  
typed, corrected, signed and sent  
to Promulgations on 5<sup>th</sup> April, 2018**

**Decision & Reasons Promulgated  
On 8<sup>th</sup> May 2018**

**Before**

**Upper Tribunal Judge Chalkley**

**Between**

**AZEM [B]  
(ANONYMITY DIRECTION NOT MADE)**

Appellant

**and**

**THE SECRETARY OF STATE FOR THE HOME DEPARTMENT**

Respondent

**Representation:**

*For the Appellant: Ms V Easty, instructed by Sriharans Solicitors*

*For the Respondent: Ms Alex Everett, Senior Home Office Presenting Officer*

**REASONS FOR FINDING AN ERROR OF LAW**

1. The appellant is a citizen of Pakistan who was born on [ ] 1980 and who applied for asylum, having spent some time in the United Kingdom as a student. His application for recognition as a refugee was refused by the respondent on 26<sup>th</sup> July 2017 and he appealed to the First-tier Tribunal.
2. His appeal was heard at Hatton Cross by First-tier Tribunal Judge Chana on 7<sup>th</sup> September 2016. She found the appellant not to be credible and

dismissed his asylum claim, his humanitarian protection claim and his appeal based on his human rights.

3. Before me today it has been accepted by both representatives appearing before me that the determination of Judge Chana contains material errors of law, not least of which is her failure to make properly reasoned findings. **I set aside her determination.** The appeal will be heard afresh by a judge other than First-tier Tribunal Judge Chana. None of the findings made by the judge survive.

***Richard Chalkley***

Upper Tribunal Judge Chalkley