



IN THE UPPER TRIBUNAL
IMMIGRATION AND ASYLUM CHAMBER

Case No: UI-2023-000773
First-tier Tribunal Nos: HU/57278/2021
IA/00316/2022

THE IMMIGRATION ACTS

Decision & Reasons Issued:
On the 25 October 2023

Before

DEPUTY UPPER TRIBUNAL JUDGE DAVIDGE

Between

THE SECRETARY OF STATE FOR THE HOME DEPARTMENT

Appellant

and

MOHAMMED SADIK ABDUL JABBAR
(NO ANONYMITY ORDER)

Respondent

Representation:

For the Appellant: Mr C Avery, Senior Home Office Presenting Officer
For the Respondent: Ms M Cleghorn, instructed by Halliday Reeves Solicitors

Heard at Field House on 7 September 2023

NOTICE OF DECISION

EX TEMPORE JUDGMENT

1. Rule 40(3)(a) and (b) of the Tribunal Procedure (Upper Tribunal) Rules 2008 as amended applies to this decision.
2. The decision of the First-tier Tribunal promulgated on 24th February 2023 is vitiated by an error of law as agreed between the parties. I set it aside.
3. The appeal is remitted to the First tier Tribunal to be heard de novo at an oral hearing other than by Judge A B Caskie.

E M Davidge

Judge of the Upper Tribunal
Immigration and Asylum Chamber

24 October 2023