

Federal Court



Cour fédérale

Date: 20161201

Docket: IMM-2450-16

Citation: 2016 FC 1335

Toronto, Ontario, December 1, 2016

PRESENT: The Honourable Madam Justice Heneghan

BETWEEN:

SHAZIA MANZOOR

Applicant

and

**THE MINISTER OF CITIZENSHIP AND
IMMIGRATION CANADA**

Respondent

JUDGMENT AND REASONS

[1] Ms. Shazia Manzoor (the “Applicant”) seeks judicial review of the decision of an Officer who refused her application for permanent residence in Canada, made on humanitarian and compassionate grounds (“H&C”) pursuant to subsection 25(1) of the *Immigration and Refugee Protection Act*, S.C. 2001, c. 27 (the “Act”). The Officer refused the application on the basis that insufficient evidence had been submitted to merit the positive exercise of discretion.

[2] The Applicant is a citizen of Pakistan. She entered Canada in March, 2013 and gave birth to a child in November, 2013. Her application for protection, pursuant to section 96 and subsection 97(1) of the Act, was refused. Her H&C application was refused as well.

[3] The decision of the Officer, involving the exercise of discretion, is reviewable on the standard of reasonableness. That standard requires that a decision be “justifiable, transparent and intelligible” and fall within a range of possible, acceptable outcomes; see the decision in *Dunsmuir v. New Brunswick*, [2008] 1 S.C.R. 190 at paragraph 47.

[4] In light of the reasons of the Officer and the submissions made by Counsel, I am satisfied that the decision in question meets the required standard. Accordingly, the application for judicial review is dismissed, no question for certification arising.

JUDGMENT

THIS COURT'S JUDGMENT is that the application for judicial review is dismissed,
no question for certification arising.

"E. Heneghan"

Judge

FEDERAL COURT
SOLICITORS OF RECORD

DOCKET: IMM-2450-16

STYLE OF CAUSE: SHAZIA MANZOOR V MCI

PLACE OF HEARING: TORONTO, ONTARIO

DATE OF HEARING: DECEMBER 1, 2016

JUDGMENT AND REASONS: HENEGHAN J.

DATED: DECEMBER 1, 2016

APPEARANCES:

Marshall E. Drukarsh

FOR THE APPLICANT

Alexis Singer

FOR THE RESPONDENT

SOLICITORS OF RECORD:

Marshall E. Drukarsh
Barrister and Solicitor
Toronto, Ontario

FOR THE APPLICANT

William F. Pentney, Q.C.
Deputy Attorney General of
Canada

FOR THE RESPONDENT