



Basharat Hussain

Year of Call: 1997

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Overview

Mr. Hussain is a specialist family barrister who practices in the areas of Public and Private Family Law. He was called to the Bar in 1997 and has worked exclusively in family law for the past 18 years undertaking complex care cases often involving serious sexual abuse allegations and non-accidental injury. With his wealth of knowledge and understanding of Indian subcontinent cultures Basharat is particularly sought after in cases where there are sensitive cultural and religious considerations. He has a natural ability to ensure that vulnerable clients and those going through the emotional stress of court proceedings are guided with compassion and offers realistic and sensible advice. Basharat has always adopted a collaborative approach and works closely with professionals and solicitors to achieve the best outcomes for clients.

Basharat is able to accept instructions on a direct access basis.

Practice Areas

Public Law Children

For the past 18 years Basharat has practiced exclusively in the fields of Public and Private Law, establishing himself as a formidable advocate who will vigorously defend the interests of his clients from local authorities, parents and children.

Basharat regularly appears in complex Care proceedings involving serious neglect, sexual abuse and non-accidental injury and was involved as a junior in one of the longest running finding of fact hearing of sexual abuse in the High Court representing the interests of a vulnerable party.

Due to his own background and understanding of Indian subcontinent customs and norms, Basharat is regularly sought after and instructed on behalf of clients where there are sensitive issues of cultural and religious considerations within care proceedings. Basharat is able to use his knowledge to tease out the intricacies involved in his client's cases. Issues that have been considered range from conflicts in religious education and practices, demonization and harm to children, forced marriages, servitude and modern slavery, advancement and breaches of Article 6 and Article 8 cultural and religious needs of children and parents.

Basharat is particularly adept when acting against local authorities to hold their internal procedures to account and will often expose failings where they occur. Equally he is very skilled at presenting local authority cases and ensuring that social work practitioners are at ease to present their evidence to the court.

The following area of work are undertaken; –

- Sexual abuse cases;
- Non-accidental injury cases;
- Chronic abuse and neglect;
- Fabricated/induced illness
- Domestic violence, cohesive behavior and servitude cases;
- Forced Marriage applications;
- Adoption and Placement Orders;
- Secure Accommodation Orders
- International Child Abduction cases/Inherent Jurisdiction of the High court applications;
- Wardship proceedings.

Private Law Children

Basharat understands that for clients involved in Private Law proceedings it can be an emotional and distressing experience and offers sensible and realistic advice to clients. He is a skilled negotiator who achieves the optimal outcome for clients. Basharat he is a fierce advocate whose skillful cross examination will ensure that professionals and lay parties are held to account.

Basharat is particularly sought after in cases where cultural and religious customs and norms affect relationships between parents and children. He is able to use his knowledge to present his case by understanding the subtle nuances and behaviors of parents and demonstrating the particular strengths or weaknesses of a case.

The areas of practice are: –

- Parental alienation
- Implacable hostility
- Representing Rule 16.4 Guardians and NYAS.
- Child Arrangement Orders (residence and contact)
- Specific Issue Orders including schooling, religious education and practices
- Child abduction cases including reciprocal agreements and jurisdictional issues
- Internal and external relocation cases and Mirror Orders
- Occupation and Non-Molestation Orders
- Breach and Contempt proceedings

Memberships

Family Law Bar Association

Additional Information

Basharat has a working knowledge of Urdu and Punjabi and has a personal interest in Islamic Sharia Law.

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