



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

Appeal Number: AA/11338/2014

**THE IMMIGRATION ACTS**

**Heard at Field House**

**On 16 May 2016**

**Decision & Reasons  
Promulgated  
On 19 May 2016**

**Before**

**DEPUTY UPPER TRIBUNAL JUDGE MAHMOOD**

**Between**

**M M  
(Anonymity Direction Made)**

Appellant

**and**

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

Respondent

**Representation:**

For the Appellant: Mr Paramjorthy of Counsel instructed by KQ Solicitors  
For the Respondent: Mr S Whitwell, Senior Home Office Presenting Officer

**DECISION AND REASONS**

1. This matter comes before me pursuant to permission having been granted by First-tier Tribunal Judge Parkes dated 19 April 2016. The appeal relates to a decision by First-tier Tribunal Judge Majid promulgated on 11 March 2016. The Judge had dismissed the Appellant's appeal in respect of the Appellant's claim for asylum.

2. Following the grant of permission to appeal, the Respondent served a Rule 24 Reply dated 28 April 2016 in which it was said that the Respondent did not oppose the Appellant's application. It was said that the Judge's decision was deficient in a number of respects.
3. Having considered the decision and the position of the parties, it is quite clear that both parties agree that the decision of the Judge has to be set aside. They are right to do so.
4. Both parties also agree that the matter ought to be reheard at the First-tier Tribunal. As there has to be a rehearing then that is the appropriate course.

### **Notice of Decision**

The decision of the First tier Tribunal Judge involved the making of a material error of law and is set aside. None of the findings stand.

The Appellant's appeal shall be reheard at the First Tier Tribunal.

An anonymity direction is continued because the Appellant has claimed asylum.

Signed

Date: 16 May 2016

Deputy Upper Tribunal Judge Mahmood