

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
Crl. M.A.No. S- 489 of 2017

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE.
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- 1. For katcha peshi.
- 2. For hg of MA 3727-17

07-08-2017.

Mr. Rana Hafiz Tanvir Ahmed Advocate for applicant.
Mr. Muhammad Arif Malik Advocate for respondent No.3.
Mr. Zulfiqar Ali Jatoi, DPG for the State.

ORDER

Aftab Ahmed Gorar J., Respondent No.3 filed Crl. Misc. Application No. 409 of 2017 against applicant under section 22-A Cr.P.C for registration of FIR in respect of issuance of a fraudulent and bogus cheque which was dishonoured and inspite of reporting these allegations constituting a cognizable offence under section 489-F PPC, the respondent No.2 did not register the case. Learned 3rd Additional Sessions Judge/ex-Officio Justice of Peace, Naushehro Feroze vide order dated 18.04.2017 directed the respondent No.2 to record statement of respondent No.3 and if the cognizable offence is made out, he shall register case under the scheme of law.

2. Learned counsel for applicant has called in question the impugned order by contending that accusations leveled against the applicant are false and baseless. He further contended that learned Justice of Peace did

not hold any enquiry or heard the applicant to scrutinize veracity of his allegations.

3. Learned DPG for the State with the assistance of learned counsel for respondent No.3 supported the impugned order.

4. Since in the instant case a cognizable offence has been alleged and the SHO was reluctant to register FIR, the Justice of Peace had no other option but to issue directions for registration of case which was issued and must be complied with. In view of above, instant Crl. Miscellaneous Application is found to be devoid of merits, which is dismissed accordingly.

JUDGE

Ahmed