

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Crl. Misc. Application No.S- 353 of 2020

Fresh Case.

- 1.For orders on office objection.
- 2.For orders on MA 3171/2020.
- 3.For hearing of main case.

26-10-2020

Mr. Muhammad Kamran Pathan, Advocate for applicant.

Through instant Crl. Misc. Application, applicant Shamsuddin alias Shaman Ali Solangi has called in question the order dated 04.07.2020, passed by learned 2nd Additional Sessions Judge/ex-Officio Justice of Peace, Naushehro Feroze, whereby the application filed by applicant under Section 22-A & 22-B Cr.P.C for registration of FIR against proposed accused, was turned down. The operative part of impugned order is reproduced as under:

“I have heard arguments of learned counsel for the parties and scrutinized entire material available on record thoroughly. The report of DSP Complaint Redressal Cell Naushehro Feroze reveals that both parties are annoyed with each other over love marriage of Mst. Shabana with proposed accused No.1, due to such annoyance applicant has filed instant application with malafide intention and ulterior motive only in order to pressurize the proposed accused persons. Thus, the application in hand merits no consideration which is dismissed accordingly”.

Learned counsel for the applicant has not been able to point out any illegality and/or irregularity in the impugned order calling for interference of this Court. The impugned order appears to be based on cogent reasons that due to marriage of one Mst. Shabana with

proposed accused No.1, the parties are on inimical terms with each other; as such the application for registration of FIR appears to have been filed with mala fides and ulterior motives.

In view of the above, instant Crl. Misc. Application along with listed application being meritless stands dismissed in limine.

J U D G E

Ahmad