

**IN THE HIGH COURT OF SINDH AT KARACHI**

Present  
**Mr. Justice Amjad Ali Sahito**

**Criminal Misc. Application No.347 of 2021**

Applicant : Faisal Mukati S/o Muhammad Umer Abdul  
Qadir Mukati through Mr. Qaim Ali Memon,  
Advocate

Respondent : For State:  
through Ms. Rahat Ahsan, Addl. P.G.

Date of Hearing : 18.03.2025.

Date of Order : 18.03.2025

**ORDER**

**AMJAD ALI SAHITO, J** – Through the instant Crl. Misc. Application, the applicant has impugned the order dated 14.04.2021 passed by learned Sessions Judge/Justice of Peace, Malir Karachi whereby directions to lodge the FIR were not given.

2. Per learned counsel for the applicant, during journey of amusement train, the foot of applicant's son came under the train as no seat belt for children was available; that despite shouting by the son of the applicant, the train was not stopped due to which, such incident took place; that the accused persons had committed the offence but SHO concerned did not register the FIR. He lastly prays for setting aside the impugned order.

3. On the other hand, learned Addl. P.G. supported the impugned order and submits that the same is well-reasoned.

4. Heard and perused the record.

5. From perusal of the record it reflects that on 01.11.2020 applicant alongwith his family visited Bahria Adventure Land where his children namely Abdullah set in amusement train; however during journey his foot came under the train due to non-availability of seat belt. The claim of the applicant is that due to negligence of the Bahria Town Adventure Park, such

incident took place. When it was enquired whether the applicant checked that all necessary protocols are available before his son got in the train, he replied in negative.

6. In view of the above, learned counsel for the applicant has failed to point out any irregularity or illegality in the impugned order. Resultantly, the instant Crl. Misc. Application is dismissed. However, the applicant may approach before the competent court of law having jurisdiction for filing Direct Complaint, if he chooses so.

**JUDGE**

Kamran/PA