

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
MIRPURKHAS**

Crl. Misc. Application No.S-88 of 2025

Applicant: Irshad Ali son of Muhammad Qasim,
Through Mr. Humayoon Rind Baloch, Advocate.

Respondents: 1. Yar Muhammad son of Samoon,
2. Farooq-e-Azam son of Yar Muhammad,
Through Mr. Mir Muhammad Nohri, Advocate.

The State: Through Mr. Ghulam Abbas Dalwani, D.P.G.

Date of hearing: 15.08.2025

Date of order: 15.08.2025

O R D E R

Amjad Ali Sahito, J: Through this Crl. Misc. Application, the applicant has impugned the order dated 19.04.2025 passed by Judicial Magistrate-I, Umerkot, wherein after completing investigation, the I.O of the case submitted the final police report under Section 173 Cr.P.C. by suggesting that the case be disposed of under 'B' class, and such report was submitted before the Judicial Magistrate-I, Umerkot, who, after going through the entire material, passed a speaking order on 07 pages and agreed with the report filed by the I.O and approved to dispose of the case under 'B' class/false class.

Per learned counsel, prior to this, this matter was also proceeded before this Court wherein Crl. Misc. Application No.S-447/2024 was filed, wherein this Court directed the SSP concerned to hear the parties, and if a cognizable offence is made out against the applicant, the SSP concerned may direct the SHO concerned to record the statement of the complainant forthwith. He further submits that in fact the accused persons are very influential

persons, as such the I.O of the case has disposed of the case under 'B' class. Lastly, he prayed that the impugned order be set aside; however, he requested that, if it is possible, then the impugned order may be modified and the case bearing Cr. No.22/2024, under Sections 365, 344, and 34 P.P.C of P.S Soofi Faqeer be disposed of in 'C' class. The last proposal submitted by the counsel for the applicant is not opposed by the counsel for the private respondents and learned DPG.

In view of the above, the instant Crl. Misc. Application is disposed of; however, the impugned order dated 19.04.2025 is maintained with modification that the case bearing Cr. No. 22/2024, under Sections 365, 344, and 34 P.P.C of P.S Soofi Faqeer is disposed of under 'C' class.

JUDGE

****Faisal****