

ORDER SHEET

THE HIGH COURT OF SINDH, CIRCUIT COURT
LARKANA

Constitution Petition No.D-852 of 2025

Date	Order with signature of Judge
	1. For orders on office objections 'A'. 2. For hearing of main case.

16-10-2025

Mr. Fida Hussain Shah, Advocate for petitioners.
Mr. Sardar Ali Solangi, A.P.G a/w official respondents.

At the very outset, learned counsel for the petitioners submits that the petitioners have been falsely implicated in Crime No. 15 of 2024, registered at Police Station Ghulam Sarki, for offences punishable under Sections 324, 353, 402 and 399 PPC. He prays to initiate an impartial inquiry into the matter, contending that the allegations are fabricated and motivated by mala fide intent.

Conversely, learned Additional Prosecutor General, Sindh, submits that the investigation has already been concluded and a final report under Section 173, Cr.P.C. has been submitted before the learned Magistrate having jurisdiction, and the case has been duly challaned.

Upon being confronted with this factual position, learned counsel for the petitioners submits that the petitioners intend to make an appropriate application before Respondent No.3, seeking reinvestigation of the matter.

In the circumstances, it is observed that once a final report under Section 173, Cr.P.C. has been submitted before the competent Court, the matter falls within the domain of judicial scrutiny. However, it is well-settled that reinvestigation may be sought from the competent police authority if credible grounds exist to believe that the initial investigation was tainted, biased, or incomplete.

Accordingly, this petition is disposed of with the direction that if the petitioners move an application for reinvestigation before Respondent No.3, the same shall be considered and decided strictly in accordance with law, after affording due opportunity of hearing to all concerned, within a period of fifteen (15) days from the date of receipt of such application. The official respondents are further directed to act in accordance with the law.

Let a copy of this order be transmitted to Respondent No.3 for compliance.

Judge

Judge

GM Nangraj/P.A