

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Criminal Misc. Application No. S- 614 of 2026
(Dain Din Jahandeer Versus The State & others)

Date of hearing	Order with signature of Judge
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- 1. For on MA No. 5801/2026 (Stay).
- 2. For hearing of main case.

15-10-2026

Mr. Muhammad Shakeel Lakho, Advocate for the applicant.
Mr. Ghulam Muhammad Channa, advocate for respondent No.4.
Mr. Muhammad Raza Katohar, Deputy P.G for the State.

Suresh Kumar,J. Through instant Crl Misc. Application under section 561-A Cr.P.C, the applicant has impugned the order dated 05-09-2026 passed by learned Additional Sessions Judge/Ex-officio Justice of Peace, Pano Akil in Cr. Misc. Application No. 2569/2026 Re. Khalid Hussain Vs. SSP Sukkur & others, thereby allowed the application under section 22-A & 22-B Cr.P.C filed by the respondent No. 4 against the applicant for registration of FIR.

2. Succinctly, the facts of the case are that on 01-08-2026 at about 3:00 PM, near Mehran School Pano Akil, the proposed accused, duly armed with pistols, a gun, and lathies, intercepted the complainant party/respondent No. 4 and others. Proposed accused Barkat, Daim Din, and Riaz drew their pistols from the folds of their shalwars and pointed them at the complainant party, threatening to commit their murder. Accused Barkat, Daim Din, and Hakim inflicted blows with the butt of their weapons and iron rods on the back of the complainant, while accused Rano held him by the neck and beat him. The accused also

snatched an amount of Rs. 200,000 and a motorcycle before fleeing the scene.

3. I have heard learned counsel for applicant as well as learned DPG for the State assisted by learned counsel for the respondent No.1.

4. Learned counsel for applicant has contended that impugned order passed by learned Additional Sessions Judge/Ex-Officio Justice of Peace Pano Akil is neither legal nor proper in the eyes of law. He has further contended that from bare reading of the application no cognizable offence has made out. He has also contended that medical evidence does not supports the contents of application. He has lastly contended that the impugned order is liable to be set aside.

5. Learned Deputy P.G as well as learned counsel for the respondent No. 4 have supported impugned order.

6. Having given due consideration to the arguments advanced by counsel for parties and perused impugned order. From the perusal of the impugned order it reveals that learned Additional Sessions Judge/Ex-Officio Justice of Peace Pano Akil has disposed of the application with following observation.

“Perusal of record shows that police in its report did no deny commission of the alleged offence and injured applicant was also referred for medical treatment and certificate. Provisional MLC of the injured application has been issued. Therefore, SHO, PS Pano Akil is directed to record the statement of the applicant, and, if, any cognizable offence appears to have been made out, then incorporate said contents within book of 154 Cr.P.C, otherwise in to the book of 155 Cr.P.C and, to proceed further by recording 161 Cr.P.C statement of all witnesses.:.

7. From a bare reading of the above order, it is revealed that the learned Ex-Officio Justice of Peace Pano Aqil has directed the SHO to

record the statement of the complainant/respondent No. 4 based on the medical certificate issued by the medical officer. Respondent No. 4/complainant has disclosed in the application u/s 22-A Cr.P.C filed before the Ex-Officio Justice of Peace that the proposed accused, duly armed with pistols, a gun, and lathies, came to the house of the complainant on 01-08-2026 at about 3:00 AM, caused injuries, snatched cash and a motorcycle, and then fled the scene. The version of respondent No. 4/complainant is supported by the final medical certificate issued on 19-08-2026, which shows three injuries, with injury No. 2 being Ghyr-i-Jaifah Hashimah. The learned counsel for the applicant has failed to point out any illegality in the order passed by the learned Ex-Officio Justice of Peace Pano Aqil. Section 22-A of the Cr.P.C provides specific statutory powers under which the Ex-Officio Justice of Peace may issue directions to police authorities upon a complaint of non-registration of an FIR. The SHO is bound to register an FIR if a cognizable offence is made out from the contents of the complaint.

8. For the reasons above, I am of the considered view that instant Crl. Misc. Application filed by the applicant merits no consideration, which is hereby dismissed and impugned order passed by learned Additional Sessions Judge/Ex-Officio Justice of Peace Pano Akil is hereby maintained.

J U D G E

