

IN THE HIGH COURT OF SINDH CIRCUIT COURT MIRPURKHAS

Crl. Misc. Application No.S-210 of 2026

[Mohib Ali Vs. S.S.P Sanghar & 04 others]

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Mr. Jamshed Locas Khokhar, advocate for the applicant.

Mr. Dhani Bakhsh Mari, Assistant Prosecutor General Sindh.

Date of hearing: 19.08.2026

Date of Order: 19.08.2026

ORDER

Muhammad Humayon Khan, J.- By means of the instant Criminal Miscellaneous Application, the applicant has assailed the legality and propriety of the Order dated 19.06.2026 rendered by the learned Additional Sessions Judge/Ex-Officio Justice of Peace, Shahdadpur, whereby the applicant's application under Section 22-A & B Cr.P.C was dismissed.

2. Learned counsel for the applicant contends that the learned Ex-Officio Justice of Peace erred in dismissing the application merely on the basis of the police report without due consideration of the applicant's allegations. He further submits that the private respondents armed with pistols intercepted the applicant and his brother and forcibly took Rs.65,360/-, Vivo mobile phone and the applicant's original CNIC and also extended threats. He further submits that despite approaching the concerned police station for registration of the incident, no F.I.R was lodged. He, therefore, prays that the impugned order be set-aside and the SHO concerned be directed to proceed strictly in accordance with law.

3. Learned A.P.G for the State contends that the impugned order does not suffer from any illegality or irregularity, as the police inquiry did not support the allegations levelled by the applicant.

4. I have heard learned counsel for the applicant as well as learned A.P.G for the State and perused the record.

5. Upon examination of the record, it transpires that the applicant approached the learned Ex-Officio Justice of Peace for registration of an F.I.R. against the private respondents, alleging that they intercepted him and his brother at gunpoint and deprived him of cash, a mobile phone, and his original CNIC. Reports were called from the concerned police authorities; however, the same did not substantiate the applicant's version. Consequently, upon consideration of the police reports and the material available on record, the learned Ex-Officio Justice of Peace dismissed the application. It is settled that proceedings under Sections 22-A and 22-B Cr.P.C are intended to ensure that the police perform their statutory duties in accordance with law and such jurisdiction is not to be exercised mechanically where the material placed on record does not prima facie justify issuance of the direction sought. In the present case, the applicant has not been able to point out any illegality, material irregularity or jurisdictional defect in the impugned order warranting interference of this Court.

6. In light of the foregoing discussion, the instant Criminal Miscellaneous Application is devoid of merit and is accordingly **dismissed**.

JUDGE

Faisal