

**ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD**

C.P No.D-3391 of 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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For Katcha Peshi.

16.01.2018.

Mr. Raja H. R Naurang advocate for petitioner.

Mr. Muhammad Ismail Bhutto, A.A.G.

Mr. Pervaiz Tariq Tagar, Advocate for respondents No.5 to 14.

Through this Constitutional Petition the petitioner has prayed for the following relief(s):-

- “(a) Quash the F.I.R No.148 of 2017 of Police Station Qazi Ahmed, District Shaheed Benazirabad, under Sections 337-J, 371-A & 371-B PPC, which is false and based upon self-made story, and which amounts to injure the honor and respect of the petitioner.
- (b) Direct the respondents No.1 to 3 to take strict legal action against the respondents No.5 to 14, and bring them to justice, because they have committed zina-bil-jabr with the petitioner and snatched gold ornaments, amounting to Rs.3,38,000/- from her on gun point.
- (c) Direct the respondents No.5 to 14 not to harass the petitioner and her family members in collusion with each other’s, and restrain them from illegally dispossessing her from her own house, and so also lodging any false and fabricated F.I.R. against the petitioner and her family members, with intent to religious hatred and extremism, in any manner, without due course of law, without obtaining permission from this Honourable Court.
- (d) Direct the respondent No.1 to 3, to provide protection for life, honor and property of the petitioner.
- (e) Direct the Director General Health Sindh, Services Hospital, Hyderabad to examine the petitioner thoroughly, and provide medical treatment, and issue medical certificate.
- (f) That the cost of the petition may be awarded to the petitioner.
- (g) Any other relief which this Honourable Court deems fit and proper may be awarded.”

It is stated by the learned counsel for the petitioner that the petitioner is innocent and has been falsely involved in Crime No.148/2017 of P.S Kazi Ahmed, District Shaheed Benazirabad under sections -J, 371-A & 371-B PPC, which is false and based upon self-made story. This fact has been denied by respondent No.4 through his comments filed today, which are taken on record. It is stated by learned A.A.G that in this matter the petitioner has been granted bail by the trial court and challan against her has already been submitted before the concerned court. When confronted to the learned Counsel for petitioner that

when challan has been submitted before the trial court how this petition is maintainable for quashment of F.I.R., facing this situation learned counsel for the petitioner does not press this petition and submits that he would apply and agitate his grievance before the trial court.

In view of the above, this petition stands disposed of, however, with directions to the trial court that as and when counsel for the applicant files application under section 249-A, Cr.P.C, it may be heard and decided as per law. In the meantime, official respondents are directed to act strictly in accordance with law.

JUDGE

JUDGE