

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

C.P. No.D-57 of 2012

DATE	ORDER WITH SIGNATURE OF JUDGE
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**Before:**

Mr. Justice Muhammad Shafi Siddiqui.  
Mr. Justice Irshad Ali Shah.

1. For orders on M.A. No.9983/2021.
2. For orders on office objections.
3. For hearing of M.A. No.227/2012.
4. For furthers on M.A. No.12704/2015.
5. For hearing of main case.

**10.05.2022**

Mr. Hakim Ali Siddiqui, Advocate for the petitioner.  
Mr. Rafique Ahmed Dahri, Assistant Advocate General, Sindh.  
Mr. Pervaiz Tariq Tagar, Advocate for the respondent No.11.  
Mr. Irfan Ali Bughio, Advocate for H.D.A.

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The petitioner claiming to be Secretary Handball Association Hyderabad by way of instant petition has mainly sought for quashment of F.I.R Crime No.01/2011 u/s: 8 (1) Sindh Public Property Removal Act, P.S. Anti-Encroachment at Hyderabad; direction to police to record his F.I.R; cancellation of revised layout plan and restoration of possession of one acre of the land to Handball Association Hyderabad.

Heard arguments and perused record.

In relation to prayer clause 'A' factual assertion for the quashment of F.I.R which has been lodged a decade ago could hardly be justified, let it be taken to its logical end in accordance with law. For prayer clause 'C' if the petitioner is having a feeling that a cognizable offence has taken place then he could seek direction for recording of his F.I.R by approaching Ex-Officio Justice of Peace having jurisdiction adequately. The dispute with regard to revision of layout plan and restoration of possession of the subject land involving factual controversy could not be resolved by this Court in exercise of its constitutional jurisdiction; consequently the instant petition being misconceived is dismissed accordingly together with pending applications with no order as to costs.

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