

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

CR. MISC. APPLICATION NO.529/2021

Date

Order with signature of Judge

1. For hearing of main case.
2. For hearing of MA No.9522/2021.

07.03.2022

Mr. Iftikhar Ahmed Shah advocate for applicant.
Mr. Raj Ali Wahid Kanwar advocate for respondents No.3.
Ms. Rahat Ahsan, Addl. P.G.

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Heard learned counsel for respective parties.

2. Admittedly trial court on report under section 173 CrPC passed order dated 01.09.2021 which is not reflecting whether he accepted the same in “C” class as recommended. Besides, he issued direction by referring the Police Rules, to the DIG.

3. Learned counsel for applicant contends that learned trial judge was not competent to do so. In contra, learned counsel for respondent No.3 as well learned Additional Prosecutor General Sindh are agreed that this order cannot be termed as speaking order.

4. Accordingly impugned order is set aside. Case is remanded back to the learned Magistrate who shall pass speaking order after hearing the respective parties, preferably within two weeks.

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