

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Crl. Misc. A. No. 510 of 2019

Date	Order with signature(s) of Judge(s)
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1. For hearing of M.A. No. 13992 of 2019.
2. For hearing of main case.

11th March 2021

Mr. Asif Ali Pirzada, advocate for applicant.
Ms. Tehreem Qureshi, advocate for respondents.
Mr. Faheem Hussain Panhwar, DPG.

Heard learned counsel for the respective parties and perused the record.

Admittedly proposed accused were not heard by the learned trial court while deciding application under section 22-A Cr.P.C. in view of Yonus Abbas case reported as 2016 PLD SC 581, whereby proceedings before Ex-officio Justice of Peace are *quasi-judicial*, hence, learned judge was required to adjudicate the issue between the parties before issuing any direction, this exercise was not carried out. Accordingly, impugned order is not in accordance with law, same is set aside; case is remanded back. Application under Section 22-A Cr.P.C. shall be treated as pending; trial court shall issue notices to the proposed accused and decide the fate after hearing the parties.

J U D G E

Sajid