

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C. P. No. D-5369 of 2022

Date	Order with signature of Judge
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DIRECTION.

For orders as to maintainability of Petition.

20.10.2022.

Petitioner Qamar-ud-Din Gorar is present in person.

YOUSUF ALI SAYEED, J. - The Petitioner had apparently been implicated in FIR No.588/2021, registered at Police Station Darakhshan, Karachi, under Sections 376/34 PPC, however, was acquitted by the learned IIIrd Additional Sessions Judge, Karachi, South in the ensuing Session Case bearing No.209/2022, vide an Order dated 29.07.2022 made on his Application under Section 265-K Cr.P.C.

Be that as it may, through the instant Petition under Article 199 of the Constitution, the Petitioner seeks the constitution of a Joint Investigation Team ("**JIT**") to probe the matter, with it being contended that the Investigating Officer of the Case had misconducted himself in the investigation so as to cause harm. It has thus been sought that appropriate directions be issued for the matter to be probed, and as the officer is said to have enrolled as an Advocate after having resigned from the force, it has also been sought that appropriate directions be issued to the Sindh Bar Council in that regard.

Having considered the matter, we are of the view that in the wake of the Petitioner's acquittal, no case of violation of fundamental rights subsists and there is no cause for intervention by this Court under Article 199 of the Constitution for the purpose sought. Needless to say, if the Petitioner wants to vindicate his position or pursue any grievance against the person(s) perceived as being responsible or complicit in the action that had been brought against him, he may pursue such further remedies as may be available to him under the law.

Under the given circumstances, we are of the view that the Petition is misconceived, hence, while granting the application for urgency, we hereby dismiss the same *in limine*, along with the other miscellaneous applications.

JUDGE

CHIEF JUSTICE

MUBASHIR