

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

Criminal Miscellaneous Application No.S-17 of 2023

DATE	ORDER WITH SIGNATURE OF JUDGE
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<u>17-04-2023</u>	For order on office objection. For hearing of main case.
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Mr. Badal Gahoti, advocate for applicants.

Mr. Shahid Ahmed Shaikh, A.P.G. Sindh.

Mr. Ali Raza Channa, advocate files Vakalatnama on behalf of
respondent No.1 along with respondent No.1.

Learned counsel for the applicants submits that after registration of FIR thorough investigation was conducted and the names of the applicants were placed; however, learned Civil Judge-II, Sakrand was not agreed with the report and vide order dated 02.01.2023 joined the accused persons. He further submits that sufficient material is available which proves that applicants were innocent; however, he is ready to file an appropriate application under section 265-K Cr.P.C. before the learned trial Court for premature acquittal of the applicants, as such, he does not press the instant application. On the other hand learned counsel for respondent No.1 as well as learned A.P.G. Sindh raise no objection.

In view of the above, instant criminal miscellaneous application stands **disposed of**. However, the applicants are at liberty to file application under section 265-K Cr.P.C. for their premature acquittal, if so advised. It is made clear that if such application is filed, the learned trial Court shall decide the same after notice to all concerned strictly in accordance with law preferably within a period of one month.

JUDGE

Abdullah Channa/PS