

ORDER SHEET

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

Criminal Miscellaneous Application No.S-290 of 2023

| DATE              | ORDER WITH SIGNATURE OF JUDGE   |
|-------------------|---|
|                   | 1. For orders on M.A.No.4331/2023.<br>2. For orders on office objections.<br>3. For orders on M.A.No.4332/2023.<br>4. For hearing of main case.<br>5. For orders on M.A.No.4333/2023. |
| <u>11.05.2023</u> |   |

Mr.Sameeullah Rind, Associate of Mr. Safdar Ali Lakhia, Advocate for applicant. ==

1. Urgency is granted.

2to5. Through this Criminal Miscellaneous Application the learned counsel for applicants impugned the order dated 29.04.2023 wherein the S.H.O concerned was directed to register the FIR of respondent No.2.

Per learned counsel about three years ago the cheques were issued but the present applicants have no concerned with them, as such, the impugned order may be set-aside.

Heard learned counsel for applicants and record perused.

From perusal of record reflects that initially an application under section 22-A 6(i) & (iii) Cr.P.C was filed before the Court of Sessions Judge Hyderabad same was transferred to the Court of II-Additional Sessions Judge, Hyderabad / Ex-Officio Justice of Peace Hyderabad being Criminal Miscellaneous Application No.1464 of 2023. It appears that proposed accused No.1 Arif Ali issued several cheques to the applicant / respondent No.2 but on presentation same were dishonoured. Allegedly the accused have committed an offence under section 489-F P.P.C and it is settled principle of law that no offence goes unchecked. No illegality or irregularity has been committed by the learned Ex-Officio Justice of Peace while passing the impugned order which does not require any interference of this Court, hence is maintained accordingly instant Criminal Miscellaneous Application being meritless is dismissed in *limine* together with listed applications.

JUDGE

Muhammad Danish

