

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

Criminal Revision Application No.S-155 of 2021

<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
	For orders on office objection. For hearing of main case. For hearing of MA No.10300/2021.
<u>19-06-2023</u>	Mr. Shahnawaz Brohi, advocate for applicants.  Ms. Safa Hisbani A.P.G. Sindh.  Mr. Hameedullah Dahri, advocate for respondent No.2 Ameer Ali.

I have heard parties. Respondent No.2 Ameer Ali had filed an I.D. Complaint alleging dispossession illegally of 16.0 acres land situated in Survey No.1114/1 to 4 in deh-7 Chak Akro, Taluka Daur, District Shaheed Benazirabad at the hands of applicants in the year 2005. This I.D. complaint has been decided by impugned judgment dated 17.01.2018. Its perusal demonstrates that the learned trial Court has not discussed and concluded whether respondent was dispossessed from his land in the year 2005 by applicants as alleged and simply by making observations that applicants are in possession of the disputed land has directed them to hand over possession thereof to respondent without even recording any term of sentence against them.

In such situation, with the consent of all present the judgment is set aside; the matter is remanded to the trial Court with the direction to rehear the parties and if necessary allow them to lead additional evidence and decide the case afresh concluding in specific terms, by making relevant findings supported by reasons, whether respondent No.2 was illegally dispossessed of the subject land by the applicants in the year 2005 or not. This exercise shall be completed within a period of three (03) months.

Criminal revision application stands disposed of along with pending application.

JUDGE