

**IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**  
Criminal Acquittal Appeal No. S- 14 of 2023

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1. Orders on office objection.
2. For Orders on MA No. 1130/2023.
3. For hearing of main case.

Mr. Saifullah Soomro, advocate for the appellant.

**ORDER.**  
**26-10-2023.**

1. Not complied with.
2. Deferred.
3. The appellant alleging his dispossession from the subject property at the hands of the private respondents, filed complaint against them for their prosecution under the provisions of Illegal Dispossession Act, 2005. After due trial, they were acquitted by learned IVth Additional Sessions Judge, Sukkur vide judgment dated 05-01-2023, which has been impugned by the appellant before this Court by preferring the instant CrI. Acquittal Appeal.

Heard arguments and perused the record.

The acquittal of the accused, if is recorded on a complaint as per Sub-section (2) to section 417 Cr.P.C is to be impugned with special leave to appeal, which has not been obtained by the appellant prior to filing of the instant CrI. Acquittal Appeal, such omission on his part has rendered the instant CrI. Acquittal Appeal to be in competent. Even otherwise the acquittal of the private respondents has not been found to have been recorded in cursory or arbitrary manner to be interfered with by this Court by way of instant CrI. Acquittal Appeal.

In view of above, instant CrI. Acquittal Appeal fails and it is dismissed in limine.

J U D G E

