

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Crl. Acquittal Appeal No.S-53 of 2022
(*Muhammad Sharif Magsi v. Moulana Shahzado Dreho & others*)

Date of hearing	Order with signature of Judge.
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- 1.For orders on office objections
- 2.For orders on MA 1749//22
- 3.For hearing of main case

Appellant is present in person.
Respondent No.1 is present in person.
Syed Sardar Ali Shah, Additional P.G.

Date of Hearing & Order: **07-05-2024**

ORDER

MUHAMMAD IQBAL KALHORO, J.- I have heard appellant/
complainant in person, who has challenged impugned judgment dated
19.05.2015, passed in Sessions Case No.250 of 2011, arising out of
crime No.48 of 2011, registered at P.S, SITE Area Sukkur, under
sections 395, 506/2 & 114 PPC, whereby respondents have been
acquitted by learned Sessions Judge, Sukkur.

2. Allegations against the respondents were that on 09.04.2011,
they came at the shop of complainant, situated near Qayoom Petrol
Pump and robbed two sewing machines and 225 dresses from him. The
evidence led by prosecution compromises of complainant and his two
nephews. Learned trial Court in its judgment has observed that
evidence of witnesses is unreliable on account of long-drawn enmity
between the parties which has led them to file so many criminal cases
against each other. It is also observed in the judgment that the cases

registered by complainant and his relatives against respondents were previously found false and disposed of in B-class. In consideration of above facts and grounds, the trial Court did not rely upon evidence and acquitted the respondents.

3. Appellant has not been able to point out any illegality in the impugned judgment and seems to be aggrieved by the alleged acts of respondent No.1 causing harassment to him, who himself is a practicing Advocate. In any case, both the parties have agreed that they would not take law in their hands and harass each other. Therefore, in view of above discussion and the undertaking given by both the parties, this Crl. Acquittal Appeal is **dismissed** and accordingly disposed of along with listed application.

Ahmad

JUDGE