

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
 Crl. Misc. Application No. S- 156 of 2024
 (Muhammad Aslam Pirzado Vs. SSP Naushahro Feroze & others)

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| DATE OF HEARING | ORDER WITH SIGNATURE OF JUDGE |
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1. For Orders on MA No. 1529/2024 (U/ A)
2. For Orders on office objection.
3. For hearing of main case.

15-04-2024.

Mr. Saqib Iqbal Rajper, advocate for the applicant.

1. Application for urgent hearing is granted.
2. Over ruled.
3. It is alleged by the applicant that the proposed accused by way of maltreatment have taken away his gold ornaments and other belongings, when reported the matter, he was kept confined illegally by ASI Muhammad Moosa, who also snatched from him his Cell Phone. On the basis of such allegation, he by making an application u/s 22 A/B Cr.P.C sought for direction against the police to record his FIR, it was dismissed by learned Ist Additional Sessions Judge/Ex-Officio Justice of Peace Naushahro Feroze vide order dated 25-03-2024, which is impugned by the applicant before this Court by preferring the instant Crl. Misc. Application.

It is contended by learned counsel for the applicant that cognizable offence has taken place; therefore learned Ex-Office Justice of Peach ought not to have dismissed the application of the applicant by way of impugned order, same being illegal is to be examined by this Court.

Heard arguments and perused the record.

As per report furnished by I/C DSP Complaint Redressal Cell Naushahro Feroze, there is dispute between the parties over settlement of

account. Probably on the basis of such report, learned Ex-Officio Justice of Peace has dismissed the application of the applicant by way of impugned order, which is not found illegal to be interfered with by this Court by way of instant CrI. Misc. Application u/s 561-A Cr.P.C, it is dismissed in limine directing the applicant to have a recourse under section 200 Cr.P.C, if so is advised to him.

Judge

Nasim/P.A