

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Crl. Revision Application No.272 of 2021
(*Creek Developers Private Limited v. The State and others*)

Date	Order with signature of Judge
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For orders as to maintainability/illegality of instant Crl. Rev. Application

30.04.2024

Mr. Jaffar Raza, advocate for the applicant
Mr. Mumtaz Ali Shah. Asstt. PG for the State

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The facts in brief for disposal of the instant Crl. Rev. Application are that the applicant file a complaint for prosecution of the private respondents for intending to harm its reputation; it was dismissed u/s 203 Cr.PC by learned IXth-Additional Sessions Judge Karachi South vide order dated 02.10.2021, which is impugned by the applicant before this Court by way of the instant Crl. Rev. Application.

It is contended by the learned counsel for the applicant that the burden to make out a case for trial was light and such aspect has been lost sight of by the learned trial Court while dismissing the complaint of the applicant by way of impugned order, which is liable to be examined by this Court, which is opposed by learned Asstt. PG for the State by supporting the impugned order.

Heard arguments and perused the record.

The learned trial Court while dismissing the complaint of the applicant has validly observed that:

“According to complainant that one video was uploaded on youtube an imputation intending to harm the reputation of the complainant but complainant’s company has not produced any single document to prove that they have not constructed project on the land of graveyard, therefore merely denial of regarding allegations leveling in the vide is not sufficient to say that said video had given harm the reputation of the complainant’s company. Furthermore the witnesses produced by complainant had no concerned with complainant’s company. One witness namely Abdullah deposed that he has come to know through general public that allegations leveled in the video against complainant’s company is false and to her witness namely Atif deposed that he had inquired the matter from employee of complainant’s company which is not sufficient to prove that accused personally leveled false allegations upon complainant’s company and due to said video, the reputation of complainant is damaged.

No illegality is noticed in the impugned order which may justify this court to interfere with the same by way of instant CrI. Rev. Application; it is dismissed accordingly which even otherwise was filed by the applicant through its authorized representative.

J U D G E

Nadir