

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.
Cr. Revision Appln. No.S- 59 of 2016.

Date	Order with signature of Hon'ble Judge
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1. For orders on office objection as flag A.
2. For orders on M.A No. 3432/2016.
3. For orders on M.A No. 3433/2016.
4. For katcha peshi. _____

25.11.2016.


Mr. Muhammad Ashique Dhamrah, advocate for the applicant.

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Applicants are accused in Criminal Complaint No.37 of 2016 under Section 3 of Illegal Dispossession Act 2005 and are aggrieved by the impugned order dated 15.10.2016, whereby the said complaint was brought on record and registered against them.

Learned counsel has argued that the impugned order is not speaking as no reasons have been given by the learned Judge for taking cognizance of the offence. In addition to the above, learned counsel has also tried to argue the merits of the case by stating that possession of the subject property is with the applicant.

I have heard learned counsel and perused the material submitted in the instant application. It appears that by the impugned order cognizance of the Direct Complaint has been taken by learned Vth Additional Sessions Judge, Larkana and needless to say that while taking cognizance the Court has to see prima facie nature of the evidence brought on record. Taking cognizance of the offence/direct complaint does not mean that the matter has been decided and/or looked into by the Court on merits. Impugned order is essentially an ^{an} administrative in nature and has to be passed by looking over the material brought on record tentatively. I do not find any illegality in the impugned order therefore, this revision application is dismissed in limine.


JUDGE