

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH KARACHI**  
Crl. Misc. Application No. 869 of 2024

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGES</b>
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1. For hearing of main case.
2. For hearing of MA No.11158/2024

**24-09-2024**

Mr. Jamshed Ahmed Abbasi, Advocate for applicant.  
Mr. Faheem Hussain Panhwar, Addl.P.G. a/w SI Muhammad Shafi FIA.  
Mr. Naseer Ahmed Khan advocate files his Vakalatnama on behalf of respondent, taken on record.

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Learned counsel for the applicant submits that he is aggrieved by the impugned order dated 17.08.2024 passed by the learned 4<sup>th</sup> Additional Sessions Judge, Karachi East. His grievance arises from the fact that the learned Judge made a mandatory direction to register an F.I.R. against his client.

Learned counsel was queried as to whether in his opinion a person who had information of an offence having been committed could be stopped or restrained from going to a police station with his grievance. Learned counsel instead of reply to the query argued that the case proposed to be filed against the applicant was a false case. The High Court is already inundated with work. Bringing such grievances to court means that learned counsel perhaps wants a Judge of the High Court to take over the role of the police and after reviewing evidence conclude whether a case should be filed.

The application is disposed of with the modification to the order impugned. The S.H.O. concerned should not interpret the directions of the learned 4<sup>th</sup> Additional Sessions Judge, Karachi East to be a mandatory order that a F.I.R. be registered. He should instead listen to a complainant politely and professionally, apply his mind to the facts of the information being given, decide whether an offence is made out and if it is whether it is a cognizable or non-cognizable offence. The Criminal Procedure Code and the Police Rules give ample direction to the S.H.O. on how to proceed further in accordance with law.

Application disposed of in the above terms.

JUDGE