

**ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.
Cr. Misc. Appl. No.1025 of 2024**

14.10.2024

Ms. Saima Zaidi, Advocate for applicant.

Mr. Tahir Hussain, Khuhawar, has filed power on behalf of respondent No.3 and waived notice.

Ms. Amna Ansari, Addl. P.G.

ORDER

MUHAMMAD IQBAL KALHORO J: Although this is a fresh case, however, counsel for respondent No.3 has waived notice, filed his power and argued the matter.

2. Respondent No.3 filed an application u/s 22-A & B Cr.P.C for registration of FIR against applicant. In the application, he has alleged that he was abducted on 26.09.2024 at about 10.00 p.m. from a hotel near Ali Pride by some police officials in a police mobile; CCTV footages of which are available. He was taken to PIDC intersection, where applicant also came to beat him and asked the police to fire on his both legs and lodge FIR of dacoity against him. Then on some stamp papers, his signatures were forcibly taken. He was also threatened by the police and the applicant. He went to P.S for registration FIR but to no avail, consequently he filed application u/s 22-A & B Cr.P.C alongwith CCTV footages.

3. I have heard both the parties. Respondent No.3/complainant has no direct evidence showing applicant visible in CCTV footages. His allegations are against the police of abducting him but he has not made them accused in the case. No case attracting cognizable offence, prima facie, is made out. It is also alleged that previous to this, complainant and his men had got three FIRs registered against the applicant which have been disposed of in "C" class.

4. In view of above position, this application is allowed and the impugned order is set-aside. If the complainant is aggrieved, he may proceed to file a direct complaint against the applicant.

The Cr. Misc. Application stands disposed of alongwith pending applications.

JUDGE