

ORDER SHEET  
THE HIGH COURT OF SINDH AT KARACHI

Cr. Misc. Appln No.514 of 2022.

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Date: Order with signature(s) of the Judge(s)  
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Priority Cases.

1. For Hearing of Main Case.
2. For Hearing of MA No.10683/2022.

29<sup>th</sup> November, 2022.

Mr.Nadir Khan Burdi advocate for the Applicant.  
Syed Najeebuddin Ahmed advocate for Respondent No.1.  
Mr. Abrar Ali Khichi, Addl. P. G. Sindh a/w SI-M. Nawaz Laghari of  
PS Sachal.

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Perusal of impugned order shows that the same is against the spirit of *Younus Abbas* case reported as **PLD 2016 SC 581** whereby learned trial Judge was required to adjudicate the issue after hearing the necessary parties while deciding application under Section 22-A & B Cr.PC but here that exercise was undertaken in mechanical manner by directing the SHO to record statement of the petitioner under Section 154 Cr.P.C, hence, impugned order is set-aside and application under Section 22-A & B Cr.PC shall be deemed as pending and Ex-Officio Justice of Peace shall decide the fate of application after hearing both parties alongwith their pleadings within one month.

In view of above instant Cr. Misc. Application is disposed of.

M.Zeeshan

JUDGE