

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Misc. App. No. D – 28 of 2022

Date of hearing	Order with signature of Judge
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Fresh case

1. For orders on MA No.1233/2022 (U/A)
2. For hearing of main case

21-07-2022

Mr. Abdul Baqi Jan Kakar, Advocate for the applicant.

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1. Urgent application is allowed.

2. It is, *inter alia*, contended that the applicant previously approached the learned Sessions Judge, Sukkur, for the recovery of the alleged detenu, but detenu was not found and Criminal Miscellaneous Application No.2044 of 2022 was dismissed vide order dated 20-07-2022. Now, an application under Section 491, Cr.P.C, is moved before this Court for seeking the directions of the recovery of the alleged detenu. Under Section 491(1A), Cr.P.C, the Sessions Judge within the territorial limits of his Sessions Division has the powers to entertain such type of applications. Moreover, second application for recovery of alleged detenu is not barred. Therefore, the Additional Registrar of this Court is directed to send this application to the learned Sessions Judge, Sukkur, forthwith for disposal in accordance with law.

J U D G E

J U D G E

Abdul Basit