

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Constitutional Petition No.D-3383 of 2023

Date	Order with signature of Judge
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1. For order on CMA No.15923/23.
2. For hearing of main case.

21.02.2025

Mr. Muhammad Nizar Tanoli, Advocate for the Petitioners.

Through the instant Constitutional Petition, the petitioners seek quashment of F.I.R. No. 458/2023, registered at P.S. Taimooria under Sections 384, 385, 386, 34 PPC read with Sections 7 ATA and 25 Telegraph Act.

At the very outset, learned counsel for the Petitioners, while placing a copy of the 173, Cr.P.C. Report (**“Report”**), states that the father of the Petitioners, namely Muhammad Ansaar Zakai, who was arrested by the police in connection with the aforesaid F.I.R. on 10.08.2023, has been discharged on submission of the Report, so also Petitioner No.1 by a subsequent order passed by the learned Anti-Terrorism Court. Apparently, after submitting the Report for the discharge of the father of the Petitioners and subsequent discharge of Petitioner No1, this petition has become infructuous to their extent.

So far as the case of Petitioner No.2 is concerned, it is an admitted position that he was neither arrested nor interrogated by the police; however, perusal of the Report shows that it appears from the

CCTV footage that an unknown person, riding on a motorcycle, threw the alleged cloth bag into the house of the complainant with a chit of ransom and two bullets of a 9MM pistol. The investigation in this regard is pending. Under such circumstances, the subject F.I.R. cannot be quashed; hence, this petition is dismissed, along with the listed application.

JUDGE

JUDGE

Tahseen/PA