

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
Const. Petition No.D-140 of 2025

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| Date of hearing | Order with signature of Judge. |
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Fresh case

- 1.For orders on CMA 627/25
- 2.For orders on office objections
- 3.For orders on CMA 628/25
- 4.For hearing of main case

29-01-2025

Mr. Imdad Ali Malik, Advocate for petitioner.

1. Urgency is granted.

2to4. Through this petition, petitioner seeks following relief:-

“a. To direct the respondents to decide the appeal of petitioner and record the statement of petitioner and get inquiry as per FIA, if cognizable offence is made out then his FIR may be lodged against the respondent No.5, as he has committed heinous offence and, hence he is liable to be prosecuted according to the relevant sections of the FIA law”.

Learned counsel submits that petitioner filed Crl. Misc. Application No.2785 of 2023 re: *Saifullah v. SHO PS, FIA Cyber Crime Wing Sukkur & others*, before the Court of Additional Sessions Judge-IV(H), Ex-Officio Justice of Peace, Sukkur and states that after due notice and hearing the parties was disposed of in terms of its order dated 04.09.2023. He next submits that right from 04.09.2023, respondents, particularly respondents No.2 to 4 have failed to follow the directions contained in order dated 04.09.2023, nor recorded statement of petitioner/applicant in terms of section 154 CrPC. He also submits that petitioner has submitted his application dated 27.06.2024 to the Additional Director General Cyber Crime, Islamabad with copies of the same to the respondents No.2 to 4, which is still pending

adjudication and has not been entertained by the respondents. He submits that the petitioner would be satisfied and would not press petition in hand if directions may be issued to the respondents No.2 to 4 to decide fate of application (Annex-B-1 page-17) in terms of order dated 04.09.2023 (Annex-B page-15).

Mr. Karim Bux Janwari, Assistant Attorney General present in Court in connection with other cases waives notice of this petition and after going through the file did not oppose the proposal so advanced.

Accordingly, instant petition is hereby **disposed of** along with listed applications. Respondents No.2 to 4 shall go through order dated 04.09.2023 as well as application submitted by the petitioner to them and after hearing the petitioner record his statement, as required under section 154 CrPC and if from his statement, a cognizable offence is made out, it shall be reduced in writing in a book being maintained by them under section 154 CrPC.

JUDGE

JUDGE

Ahmad