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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA
Cr. Misc. Appln. No.S- 35 of 2020

Date of hearing	Order with signature of Judge
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1. For orders on office objection "A"
2. For hearing of bail application.

13.03.2020.

Mr. Muhammad Ali Pirzada, Advocate for the applicant.
Miss Akhtiar Begum, Advocate for respondent No.3.
Mr. Ali Anwar Kandhro, Addl. P.G a/w. Insp. Niaz Ahmed
Mugheri, incharge PP Pakho, District Kamber-Shahdadkot.

This criminal miscellaneous application is directed against the order dated 21.2.2020 whereby the learned 2nd Additional Sessions Judge, Kamber/ Ex. Officio Justice of Peace, while allowing Cr.Misc.A.No.215 of 2020 filed by the respondent No.3, directed the SHO, concerned Police Station, to record the statement of said respondents and, if, cognizable offence is made out as per her verbatim, incorporate her version in the book of 154 Cr.P.C.


Learned counsel for the applicant states that the respondent No.1 is residing within the jurisdiction of Police Station Pakho District Kamber- Shahdadkot while as per the proposed F.I.R the alleged incident has taken place within the jurisdiction of Police Station Waleed Larkana; hence, the Ex. Officio Justice of Peace was not having jurisdiction to entertain any criminal miscellaneous

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application regarding any incident/ offence outside his territorial jurisdiction.

It goes without saying that it is right of every citizen that in case any wrong is done with him, he can approach the concerned police against the wrong doer for involving in F.I.R, provided the alleged wrong comes within the purview of a cognizable offence. *Prima Facie*, there appears no illegality in the impugned order. So far the issue of jurisdiction is concerned, it would be seen by the concerned SHO, if matter comes within his territorial jurisdiction or not after recording the statement of respondent No.3 and in case it is found outside his territorial jurisdiction definitely he would not incorporate such statement in the book of 154 Cr.PC.

This criminal miscellaneous application, however, being devoid of any merit is dismissed.


Judge -

S.Ashfaq