

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
Crl: Misc. Appln. No. D- 19 of 2025

Date of hearing	Order with signature of Judge
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For hearing of main case.

23.07.2025

Mr. J.K Jarwar, Advocate along with Applicant
Mr. Muhammad Raza Katohar, Deputy PG for State along with
Inspector Badaruddin Bhutto, SHO Police Station A-Section,
Sukkur and Inspector Shafi Muhammad, PDSP, Sukkur
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Statements filed by respondents No.2 and 3, are taken on record, copy whereof is provided to learned counsel for the applicant.

It appears from the perusal of the impugned order dated 30.06.2025, passed by the Additional Sessions Judge-I/(MCTC-I), Sukkur, that an application under Section 491, CrPC was disposed of with a direction to the concerned police officials to submit their reports within thirty (30) days from the receipt of the said order. Despite this, the applicant has preferred the instant criminal miscellaneous application during the subsistence of the said time period. It is a trite proposition of law that the same subject matter cannot be simultaneously pleaded before two different forums. Furthermore, one of the alleged detainees, namely Kaleemullah, has already been recovered, and the proceedings concerning the other alleged detainee, Rano will be placed before the Court, when appropriate orders shall be passed.

Giving the above, this Criminal Miscellaneous Application is not maintainable and is hereby dismissed.

Judge

Judge