

# IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Misc. Appln. No. S-266 of 2025

Applicant : Kashif Ali s/o Ghulam Muhammad, Lakho  
Through Mr. Riaz Ali Shaikh, Advocate

Respondent  
Nos.05 to 13 : Through Mr. Israr Ahmed Shah, Advocate

The State : Through Mr. Shafi Muhammad Mahar, DPG

Date of hearing : 11.12.2025

Date of order : 11.12.2025

## **ORDER**

Mr. Israr Ahmed Shah files power on behalf of respondent Nos.05 to 13, which is taken on record.

2. The Applicant, Kashif Ali, has approached this Court invoking its inherent powers under Section 561-A Cr.P.C, to assail the impugned order dated 17.04.2025, rendered by the learned Sessions Judge/Ex-officio Justice of the Peace, Naushahro Feroze. By that order, the Applicant's petition under Sections 22-A & B, Cr.P.C, seeking mandatory directions to the SHO, Police Station Bhirya City, for registration of an FIR, was regrettably declined.

3. In the course of incisive arguments, learned counsel for the Respondents has persuasively invited the Court's attention to FIR No. 35/2025, Police Station Bhirya City, registered under Sections 324, 337-H(2), 447, 511, 148, 149, and 34, Pakistan Penal Code, at the instance of Abdul Shakoor, pertaining to the very same incident. Invoking the authoritative precedent in *Sughra Bibi v. The State* (PLD 2018 Supreme Court 595), counsel rightly contends that the registration of a second FIR for identical facts stands impermissibly barred, as it would engender multiplicity of proceedings and undermine the sanctity of investigation. In this vein, the most judicious course is to direct the Investigating Officer to meticulously record the statements of all parties, including the Applicant and his witnesses, conduct a thorough probe, and place a comprehensive report before the competent forum for adjudication, a directive, notably, already embedded in the impugned order itself.

4. Learned counsel for the Applicant, duly apprised of these irrefutable facts and the force of binding precedent, fairly concedes satisfaction therewith. He thus prays, and the Court deems it just and expedient, that the Investigating Officer be firmly directed to record the statements of the Applicant and his witnesses without demur. Counsel thereupon withdraws the instant application. Accordingly, instant Criminal Miscellaneous Application stands disposed of in the above terms.

**J U D G E**