

ORDER SHEET  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,  
HYDERABAD**

Criminal Miscellaneous Application No.S-776 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
	1. For orders on office objections.
	2. For orders on M.A. No.10170/2025.
	3. For hearing of main case.
	4. For orders on M.A. No.10361/2025.

13.04.2026

Mr. Ishrat Ali Lohar, Advocate for applicant.  
Mr. Irfan Ali Talpur, Deputy Prosecutor General, Sindh.

==

At the very outset, learned counsel for the applicant submits that respondent No.1, Dilawar Ali, had filed an application under Sections 22-A & B Cr.P.C. before the learned Sessions Judge/Ex-Officio Justice of Peace, Badin, against the petitioner, Rameez Hyder Mughal. Vide order dated 10.11.2025, the learned Justice of Peace directed the I.G. Sindh to conduct an inquiry against the petitioner.

Pursuant thereto, an inquiry was conducted by the S.S.P., Tando Muhammad Khan, who concluded as under:

*"It is respectfully submitted that in compliance of your kind orders, an in-depth enquiry has been conducted. Despite repeated written as well as telephonic calls the applicant failed to appear before the undersigned while, the alleged officer, concerned Police Officers/Officials, organizers of the medical camp and others (including one of the alleged abductee/patient Veero Rebari) negated the occurrence of any incident of firing and abduction on 02.11.2025 at the medical camp at village Dilawar Khoso and from information through the possible sources the incident was found to be fake and baseless. Therefore it is recommended that the enquiry against SIP Rameez Hyder Mughal (the then SHO PS Pangrio, Badin, now suspended) may be **filed.**"*

Learned counsel for the petitioner further contended that the application filed by the respondent was merely a counter-blast to FIR No. 59 of 2025, registered by ANF, Hyderabad, against one Muhammad Hassan Khoso under the CNS Act, 1997, and that the same was initiated with mala fide intent to harass and blackmail the petitioner.

Conversely, the learned Deputy Prosecutor General supported the inquiry conducted by the SSP, Tando Muhammad Khan.

I have given thoughtful consideration to the submissions advanced by learned counsel for the parties and have carefully examined the available record. It is observed that the learned Ex-Officio Justice of Peace exceeded the scope of his jurisdiction in directing the conduct of an inquiry, as he was not exercising the jurisdiction of a District & Sessions Judge, nor is such power vested in the said forum under Sections 22-A and 22-B, Cr.P.C. It is further noted that proceedings under Sections 22-A and B, Cr.P.C. are quasi-judicial in nature; therefore, no

contempt proceedings can be initiated in relation thereto. Moreover, the inquiry conducted by the SSP has already exonerated the petitioner, categorically declaring the allegations to be false and baseless.

In view of the foregoing, the impugned order dated 10.11.2025, passed by the learned Ex-Officio Justice of Peace, Badin, is found to be without lawful authority and of no legal effect. Consequently, the instant Criminal Miscellaneous Application is **allowed**, and the impugned order is hereby set aside.

JUDGE

Muhammad Danish