

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Constitutional Petition No. S-77 of 2026.
[Zahid Waseem Khan vs. Province of Sindh and others]

Date	Order with the signature of the judge
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For a fresh case

1. For orders on office objections.
2. For orders on CMA No.249/2026 (Ex/A).
3. For the hearing of the main case.

ORDER

06.04.2026

Mr. J.K Jarwar, Advocate for petitioners.

The petitioner is the complainant in FIR No. 80 of 2026, registered at Police Station Kandiaro for offences punishable under Sections 395 and 342 of the Pakistan Penal Code (PPC). The main grievance of the petitioner is that, after registration of the FIR, respondents No. 2 to 6 (police functionaries) have failed to recover the looted property. Hence, the instant petition has been filed.

Learned counsel for the petitioner submits that the FIR was lodged against unknown persons; however, no meaningful efforts have been undertaken by the police so far to recover the robbed articles or to trace the culprits. It is contended that, due to such inaction, the petitioner has been constrained to approach this Court through the present petition.

Heard and perused the record.

It appears that the FIR was registered on 11.03.2026 against unknown persons. There exists a prescribed legal mechanism for investigation and tracing of culprits in cases where FIRs are lodged against unknown persons. Moreover, in a recent judgment of this Court passed in C.P. No. S-361 of 2025, titled *Bhagiyal Khan Chachar versus Province of Sindh and others*, it has been held that an aggrieved party must first avail the appropriate and competent forums

available under the law before invoking the constitutional jurisdiction of this Court.

In view of the above and following the dictum laid down in the case cited *supra*, the present petition, being premature, is hereby dismissed in *limine*.

JUDGE